

**THE REGULAR MEETING OF THE COUNCIL OF THE
VILLAGE OF FOREST PARK, COOK COUNTY, ILLINOIS
HELD ON MONDAY EVENING, APRIL 12, 2004**

Mayor Calderone led all assembled in the Pledge of Allegiance.

ROLL CALL

Commissioners Gillian, Hosty, Doolin, Steinbach and Mayor Calderone answered the Roll Call.

READING OF THE MINUTES OF PREVIOUS MEETINGS

It was moved by Commissioner Gillian and seconded by Commissioner Steinbach that the minutes from the previous Council meeting be passed without reading, as everyone has received copies thereof and found same to be correct, and that the minutes from the special Council meetings of March 23, 2004 and March 29, 2004 be passed as well.

ROLL CALL:

AYES: Commissioners Gillian, Hosty, Doolin, Steinbach and Mayor Calderone

NAYS: None

ABSENT: None

The motion carried unanimously.

PUBLIC COMMENT

Richard Scafidi of 815 Marengo thanked the Police and Fire Departments for their excellent care associated with a recent incident associated with his wife.

Laurie Halfpenny from 605 Hannah stated that an organization has rented a halfway house near her home for four years and that the situation has been ignored by the Village. Ms. Halfpenny stated that nobody opposed this use at a zoning meeting and added that the residents in the home are recovering from substance abuse. Ms. Halfpenny stated that she is concerned that nobody is ensuring the public welfare as is evidenced by the fact that noone at Village Hall is knowledgeable about the halfway house. Ms. Halfpenny added that she wanted the halfway house to run properly and that includes registration of the home within certain guidelines. Ms. Halfpenny ended by stating that her biggest apprehension is the lack of communication among halfway house personnel, Village Hall, and the public.

Mike Halfpenny from 605 Hannah stated that he wishes to communicate that the Village should be more active with the registration of halfway houses so that pedophiles cannot move in down the street. Mr. Halfpenny stated that he is certain that the home is a residence for drug addicts and recovering alcoholics. Mr. Halfpenny added that certain individuals should be ashamed telling residents not to come to this Village Council meeting.

Joelle Goode from 605 Beloit stated that she supported the Halfpenny's.

Jan Jecmen from 611 Hannah stated that she lives next door to the drug addicts and alcoholics associated with the halfway house, and asked if the principal of the nearby school, Garfield, will send out letters to residents alerting them of the halfway house. Ms. Jecmen stated that her property values will go down now and asked if seven people living on the second floor is in compliance with housing codes.

James Vasser from 630 Thomas stated that his children play in the alley behind the halfway house and he is concerned for them, as well as the children at the school. Mr. Vasser said that he is alarmed that these people are residing in the halfway house.

Chuck Fromme from 628 Beloit stated that the WayBack Inn administers the halfway house in question and added that he spoke to the intake coordinator, Lisa O'Brien, phone number 708-345-8422. He stated that if the house is being managed properly, the residents pose no threat to children or the community. Mr. Fromme stated that anybody who is able to buy property can do so and directed people to phone the WayBack Inn director at 708-344-3301 to discuss any and all issues associated with the WayBack Inn homes.

Mayor Calderone assured all residents that their concerns are not falling on deaf ears, adding that there is a myriad of issues that needs to be addressed. Mayor Calderone stated that research is underway to determine if the organization can indeed purchase the home. Mayor Calderone stated that the Village is looking out for the health and safety of the residents and encouraged anyone to alert the Police Department in the event of any disorderly conduct anywhere or to alert the Code Department should its intervention be needed. Mayor Calderone stated that the Village receives many calls about neighbor disputes, and that the Police Department employs a mediator who will work with neighbors to settle issues.

COMMUNICATIONS

John Judge, Chairman of the Mental Retardation/Learning Disabilities Fund Drive associated with the Knights of Columbus, Father Setter Council 1278, requested permission to solicit donations on public sidewalks near various business locations, CTA train locations, and at various intersections throughout the Village on September 17th, 18th, and 19th, 2004. There were no objections from Council members. Mayor Calderone directed the Clerk to notify the Knights of Columbus about event approval.

**KNIGHTS OF COLUMBUS
MENTAL RETARDATION/LEARNING
DISABILITIES FUND DRIVE**

**APPROVED:
SEPTEMBER 17TH, 18TH, 19TH 2004**

Laurie Kokenes, Executive Director of the Forest Park Chamber of Commerce, requested permission to hold Summerfest 2004 on Madison Street on Friday, June 11th from 5PM to 11PM, and on Saturday, June 12th from noon to 10PM. There were no objections from Council members. Mayor Calderone directed the Clerk to notify the Chamber of Commerce about event approval.

**FOREST PARK CHAMBER OF
COMMERCE SUMMERFEST 2004:**

**APPROVED:
JUNE 11TH AND 12TH, 2004**

The United States Luge Association requested permission to conduct a two-day instructional clinic in the racing sport of luge this summer, utilizing Circle Avenue bridge. Mr. Hancock, the spokesperson for the event, was not yet present at the meeting, and Mayor Calderone tabled the discussion at this time.

**US LUGE ASSOCIATION CLINIC
ON CIRCLE BRIDGE: TABELD**

DEPARTMENT REPORTS

The Department of Public Health and Safety submitted its report for February and March 2004. The Finance Department submitted an income statement report for the month ending March 31, 2004.

APPROVAL OF BILLS

It was moved by Commissioner Hosty and seconded by Commissioner Steinbach that the Resolution providing for the payment of bills be adopted. The Commissioner of Accounts and Finance has reviewed the bills as applicable to each department and found the aggregate amounts to be correct and recommends payment when funds are available. The bills totaled \$372,196.83.

**R-20-04
RESOLUTION FOR THE
PAYMENT OF BILLS**

ROLL CALL:

AYES: Commissioners Gillian, Hosty, Doolin, Steinbach and Mayor Calderone

NAYS: None

ABSENT: None

The motion carried unanimously.

UNFINISHED BUSINESS

Commissioner Gillian motioned and Commissioner Hosty seconded to pass the Ordinance Creating a Public Parking Facility Sinking Fund. Commissioner Steinbach stated that she wanted to ensure that money associated with this fund would be separated out of the general fund. Mr. O'Shea stated that the money would be in a sub-fund of the general fund, and would be a separate account. Commissioner Doolin asked about the process associated with disbursements from the fund and Commissioner Gillian stated that it would be his recommendation that once dollars are in the sinking fund account, Council approval would need to be obtained to use the funds. There were no objections from Council members. Commissioner Hosty asked if all of the proceeds from the sale of the Ark would be placed in this account to be used for the improvement of the Randolph and Beloit parking lots.

**O-15-04
ORDINANCE CREATING A PUBLIC
PARKING FACILITY SINKING FUND**

Mr. Durkin stated that the Council will appropriate the amount to be placed into the fund and it will require Council approval to spend any of the money on public parking facilities.

ROLL CALL:

AYES: Commissioners Gillian, Hosty, Doolin, Steinbach and Mayor Calderone

NAYS: None

ABSENT: None

The motion carried unanimously.

Commissioner Gillian suggested that the \$321,000 that the Village received from the sale of the Ark should be placed into the general fund, as the Ark was paid for initially out of this fund. Commissioner Steinbach stated that if there is a chance that the Village does not need to utilize a line of credit, she would like to see this sum in Village reserves rather than in the sinking fund.

Commissioner Hosty suggested that the Ark proceeds should be used to improve the Village-owned apartments for detectives' quarters use, and to pave the parking lots at Randolph and Beloit, and suggested that the remainder be placed into the sinking fund.

Mayor Calderone stated that he would not want to jeopardize the grant that was applied for to improve the Randolph lot by utilizing Village money to pave it.

Commissioner Gillian stated that he believes that the school district should help pay for the paving associated with 7418 Randolph, and suggested that the Village fund the improvement of 415 Beloit, rewire the electric associated with the detectives' quarters, and place the remainder of the \$321,000 in the general fund.

Discussion ensued about the cost of improving the Beloit parking lot and Mayor Calderone directed staff to investigate the cost of improving it. Commissioner Doolin suggested that the sinking fund be funded by a dedicated, ongoing source, like fees that concern vehicles (ie: vehicle sticker sales or parking permit fees), and added that the Ark proceeds are only a one time source.

Commissioner Doolin suggested that the Franklin parking lot not be funded for improvement at this time.

Commissioner Gillian stated that vehicle sticker fees were raised to survive and not to fund an account for parking.

Mayor Calderone suggested that the general fund may not need to be reimbursed and stated that since the Village needs more parking, perhaps developers can pay into the sinking fund when they cannot meet certain requirements for parking. General discussion ensued about reserve funds, revenue stream of the general fund, and expected need to use a line of credit. Mayor Calderone

suggested that the dollar amount associated with the public parking facility fund be tabled for future discussion. There were no objections from Council members. Mayor Calderone reviewed directives to staff to estimate the costs of both improving the 415 Beloit lot and for an electrical upgrade associated with 510 Des Plaines.

Director Heider stated that with the light winter, there was no problem plowing the gravel lots at 7418 Randolph or 415 Beloit and added that a small amount of grading of the lots has been performed. Director Kutak stated that there was no damage to plows with snow removal associated with the lots.

**MAINTENANCE OF PUBLIC
PARKING LOTS AT 7418
RANDOLPH AND 415 BELOIT**

NEW BUSINESS

Commissioner Hosty motioned and Commissioner Steinbach seconded to direct staff to review the Zoning Ordinance associated with the Village of Forest Park and recommend proposed revisions to the Zoning Ordinance for the Council's review and action. Commissioner Steinbach asked if School District 209 was in zoning compliance with its proposed magnet school at Roosevelt Road and First Avenue and Ms. Hill stated that she has met with the school district and it is aware of the zoning issues. Ms. Hill stated that the school district will need a zoning amendment and would probably need to go through a public process. Mayor Calderone added that Ms. Hill's review of the Zoning Ordinance would include placement of halfway houses. Mr. Durkin stated that the magnet school site is a combination of B2 and I1, neither zoning determination providing for a school. Mr. Durkin suggested that D209 would need a text amendment to the Zoning Ordinance allowing a conditional use and he will seek to rezone the property all B2 and propose a text amendment to have a public school in a business district. Should D209 wish to rezone the property to R3, the Village should not desire that, as the Village wants an underlying business district there. Mr. Durkin stated that the Village Council would act on D209's zoning variance application. Mr. Durkin stated that staff was waiting for D209 staff to speak with them in order to discuss this zoning situation, but D209 closed on the property without consulting the Village on zoning. Commissioner Steinbach was concerned that D209 may have omitted other important aspects of the process regarding traffic/truck safety. Mayor Calderone suggested that perhaps D209 erroneously applied a similar theory regarding zoning as is true of building construction, namely

**MOTION TO DIRECT STAFF TO REVIEW
THE ZONING ORDINANCE AND
RECOMMEND PROPOSED REVISIONS
TO THE COUNCIL FOR ITS REVIEW
AND ACTION**

that since the school is immune to the Village's building codes, it is also immune to zoning issues. Mr. Durkin suggested that there may be a silver lining here, and that is that the Village may have some influence to place certain conditions on magnet school issues important to Council members, since D209 needs zoning relief.

ROLL CALL:

AYES: Commissioners Gillian, Hosty, Doolin, Steinbach and Mayor Calderone

NAYS: None

ABSENT: None

The motion carried unanimously.

Mr. Hancock associated with the US Luge Association entered Council chambers and presented his request to utilize Circle Avenue bridge on Saturday, July 24th and Sunday, July 25th, 2004 for a luge clinic from 7:30AM to 5:00PM each day. Mr. Hancock stated that the roadway would need to be closed to traffic throughout the clinic time. Mr. Hancock stated that the Luge Association assumed all costs associated with the event. Mayor Calderone stated that closing the bridge for two complete clinic days would be difficult for the community. Commissioner Doolin stated that the event was not really a local one and suggested that the Luge Association utilize its second area identified to host the event. There were no objections from Council members.

REQUEST FROM THE US LUGE ASSOCIATION TO UTILIZE CIRCLE BRIDGE FOR A LUGE CLINIC ON JULY 24TH AND 25TH, 2004: DENIED

Commissioner Steinbach motioned and Commissioner Hosty seconded to direct the Village Clerk to work with staff and the Village Engineer to prepare bid specifications for the 50/50 Sidewalk Program and to advertise for public bids for work to be performed during summer, 2004.

MOTION TO DIRECT THE CLERK AND STAFF TO PREPARE BID SPECIFICATIONS AND ADVERTISING FOR THE 50/50 SIDEWALK PROGRAM

AYES: Commissioners Gillian, Hosty, Doolin, Steinbach and Mayor Calderone

NAYS: None

ABSENT: None

The motion carried unanimously.

Commissioner Hosty motioned and Commissioner Steinbach seconded to direct the Fire and Police Commission to appoint one firefighter candidate to fill a vacancy in the Fire Department.

MOTION TO DIRECT THE FIRE AND POLICE COMMISSION TO APPOINT ONE FIREFIGHTER TO FILL A VACANCY

ROLL CALL:

AYES: Commissioners Gillian, Hosty, Doolin, Steinbach and Mayor Calderone
NAYS: None
ABSENT: None
The motion carried unanimously.

Commissioner Gillian motioned and Commissioner Hosty seconded to adopt the Resolution authorizing the Execution of a Parking Lot License Agreement by and between Forest Park National Bank and the Village of Forest Park. Mr. O'Shea stated that if the Bank or Village terminates the agreement, the Village will in good faith attempt to find the Market another location. Mr. Durkin stated that if the Market needs water, the Village must install a water meter, and then in turn, charge for water. Commissioner Steinbach stated that the cost of water would figure into the Village's funding cap of \$5000.00. Tent storage, garbage pickup, trash removal, and marketing issues were discussed.

**R-21-04
RESOLUTION AUTHORIZING THE
EXECUTION OF A PARKING LOT
LICENSE AGREEMENT BY AND
BETWEEN FOREST PARK NATIONAL
BANK AND THE VILLAGE OF FOREST
PARK**

ROLL CALL:

AYES: Commissioners Gillian, Hosty, Doolin, Steinbach and Mayor Calderone
NAYS: None
ABSENT: None
The motion carried unanimously.
Mayor Calderone stated that he has located a contractor to obtain the anchors free of charge. Commissioner Gillian volunteered to place the anchors, if no contractor was found to perform that work.

Commissioner Hosty motioned and Commissioner Gillian seconded to adopt a Resolution authorizing the Execution of a Sub-License Agreement by and between Bensidoun USA, INC., and the Village of Forest Park.

**R-22-04
RESOLUTION AUTHORIZING THE
EXECUTION OF A SUB-LICENSE
AGREEMENT BY AND BETWEEN
BENSIDOUN USA, INC. AND THE VILLAGE**

ROLL CALL:

AYES: Commissioners Gillian, Hosty, Doolin, Steinbach and Mayor Calderone
NAYS: None
ABSENT: None
The motion carried unanimously.

Commissioner Hosty and Commissioner Steinbach seconded to pass the Ordinance to authorize the Sale of Surplus Animal Cages.

**O-16-04
ORDINANCE TO AUTHORIZE THE
SALE OF SURPLUS ANIMAL CAGES**

ROLL CALL:

AYES: Commissioners Gillian, Hosty, Doolin, Steinbach and Mayor Calderone

NAYS: None

ABSENT: None

The motion carried unanimously.

Commissioner Hosty motioned and Commissioner Doolin seconded to adopt the Resolution authorizing the Execution of a Confidential Voluntary Disclosure Agreement between Ameritech Advanced Data Services of Illinois, INC., and the Village of Forest Park. Mr. Durkin stated that communities with which he is associated received the same payment letter and Elmwood Park is satisfied with the payout because the amount is consistent with what that finance department thought AADS should pay. The amount the Village of Forest Park will receive from the period March 1, 2000 through December 31, 2002 is \$16,572.81.

**R-23-04
RESOLUTION AUTHORIZING THE
EXECUTION OF A CONFIDENTIAL
VOLUNTARY DISCLOSURE
AGREEMENT BETWEEN AMERITECH
ADVANCED DATA SERVICES OF ILLINOIS,
INC. AND THE VILLAGE**

ROLL CALL:

AYES: Commissioners Gillian, Hosty, Doolin, Steinbach and Mayor Calderone

NAYS: None

ABSENT: None

The motion carried unanimously.

Commissioner Doolin motioned and Commissioner Steinbach seconded to revoke the permit for the installation of a driveway apron and, in addition, to have the Village restore the parkway at 821 Ferdinand. Commissioner Doolin stated that this Council denied the variance and then the property transferred. Commissioner Doolin stated that this is a front yard parking issue and added that the Village will never eliminate the non-conforming properties if the Village continues to accommodate them. Ms. Hill stated that the new owner has applied for a variance to park in the front yard and that it will be heard by the ZBA on April 19, 2004. Commissioner Hosty stated that he received a call from the neighbor stating that there is parking in the front lot that blocks the public sidewalk. Commissioner Hosty added that it should have already been restored. Mayor Calderone stated that his previous denial vote was based on conditions, and the previous owners refused to meet the conditions of the variance. Mayor Calderone added that if the previous homeowners were willing to meet the conditions, he would have voted in favor of the variance because he feels a parking hardship truly exists in this case. Commissioner Gillian stated that the public hearing

**MOTION TO REVOKE THE PERMIT
FOR THE INSTALLATION OF A
DRIVEWAY APRON AND TO HAVE
THE VILLAGE RESTORE THE PARKWAY
AT 821 FERDINAND:
APPROVED**

about this same situation is one week away and asked if there is any harm in waiting until after the issue is heard at the ZBA. Commissioner Doolin reiterated that the driveway and parkway need to be restored immediately, adding that the original driveway apron permit was granted in error. Commissioner Doolin stated that he has recently denied two curb cuts.

ROLL CALL:

AYES: Commissioners Hosty, Doolin and Steinbach

NAYS: Commissioner Gillian and Mayor Calderone

ABSENT: None

The motion carried.

Mayor Calderone directed the Clerk to notify the homeowner at 821 Ferdinand of the date that the driveway and parkway will be restored.

Commissioner Hosty motioned and Commissioner Doolin seconded to adopt the Resolution in Support of Illinois and the Oak Park Travel and Tourism Industry.

R-24-04
RESOLUTION IN SUPPORT OF
ILLINOIS AND THE OAK PARK TRAVEL

ROLL CALL:

AYES: Commissioners Gillian, Hosty, Doolin, Steinbach and Mayor Calderone

NAYS: None

ABSENT: None

The motion carried unanimously.

ADMINISTRATOR'S REPORT

The West Cook County Solid Waste Agency is requesting an amendment to its agreement with Waste Management, effective 2004 through 2008, to bring trash to a second, new land fill in Indiana called Liberty. The new rate would decrease to \$35.50. There will be an annual fee increase cap of 3%.

The WCMC Regional Disposal Project will release \$18,900 in surplus that is to be refunded to the Village and represents money held due to the garbage strike and pending litigation.

COMMISSIONER REPORTS

Commissioner Gillian stated that the Village will have its first auditor meeting on April 26, 2004. The meeting is preliminary in nature with the intense auditing to begin June of 2004.

Commissioner Steinbach stated that junipers from last year's planters are available at Public Works for the public to take.

Commissioner Steinbach stated that forestry is performing spring trimming on the south side of town.

Commissioner Steinbach stated that the dog park is successful and will ask the Friends of the Dog Park for landscaping help.

Commissioner Steinbach stated that rules of the dog park should be observed and added that there has been a concern that the Circle/Marengo alley from Lehmer to Jackson Blvd. is being used as a fast shortcut through the area. Mr. O'Shea stated that he has forwarded this situation to Commissioner Doolin and Director Kutak for review.

Commissioner Steinbach suggested that another date for a budget workshop be scheduled very soon. Mayor Calderone directed Sally Cody to contact Council members about scheduling that date.

Mayor Calderone stated that the Planning Committee associated with the Proviso Central High School is meeting and it will be an honors facility only. Admission would be through excellence on a test, and teachers will need to be masters-prepared in the subject area that they are teaching. Mayor Calderone stated that he will attend a press conference with Danny Davis to award \$750,000 to the Village of Forest Park in federal funds for the Circle Avenue reconstruction project.

Commissioner Doolin motioned and Commissioner Hosty seconded to move into closed session to consider the appointment, employment, compensation, discipline, performance, or dismissal of specific employees of the public body; to consider litigation, when an action against affecting, or on behalf of the particular public body has been filed and pending before a court of administrative tribunal; and to discuss collective negotiating matters between the public body and its employees or their representatives.

**MOTION TO MOVE INTO CLOSED
SESSION: 9:25PM**

ROLL CALL:

AYES: Commissioners Gillian, Hosty, Doolin, Steinbach and Mayor Calderone

NAYS: None

ABSENT: None

The motion carried unanimously.

Commissioner Doolin motioned and Commissioner Steinbach seconded to close executive session.

**MOTION TO CLOSE EXECUTIVE
SESSION: 11:25PM**

ROLL CALL:

AYES: Commissioners Gillian, Hosty, Doolin, Steinbach and Mayor Calderone

NAYS: None

ABSENT: None

The motion carried unanimously.

Commissioner Doolin and Commissioner Steinbach seconded to reopen regular session.

**MOTION TO REOPEN REGULAR
SESSION: 11:27PM**

ROLL CALL:

AYES: Commissioners Gillian, Hosty, Doolin, Steinbach and Mayor Calderone

NAYS: None

ABSENT: None

The motion carried unanimously.

ADJOURNMENT

There being no further business to be addressed, Commissioner Steinbach motioned to adjourn the meeting. Commissioner Doolin seconded the motion. The motion carried unanimously.

Mayor Calderone declared the meeting adjourned at 11:30PM.

Respectfully submitted,

Joan M. White
Village Clerk