

**THE REGULAR MEETING OF THE COUNCIL OF THE
VILLAGE OF FOREST PARK, COOK COUNTY, ILLINOIS
HELD ON MONDAY EVENING APRIL 23, 2007**

Mayor Calderone led all assembled in the Pledge of Allegiance.

ROLL CALL

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

APPROVAL OF THE MINUTES OF PREVIOUS MEETINGS

It was moved by Commissioner Hosty and seconded by Commissioner Doolin that the minutes from the Regular Council meeting on April 9, 2007 be approved without reading, as everyone has received copies thereof, and found same to be correct.

ROLL CALL:

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

NAYS: None

ABSENT: None

The motion carried unanimously.

It was moved by Commissioner Hosty and seconded by Commissioner Doolin that the minutes from the September 11, 2006 Closed Session meeting of the Council be approved without reading, as everyone has received copies thereof, and found same to be correct.

ROLL CALL:

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

NAYS: None

ABSENT: None

The motion carried unanimously.

It was moved by Commissioner Hosty and seconded by Commissioner Gillian that the minutes from the September 25, 2006 Closed Session meeting of the Council be approved without reading, as everyone has received copies thereof, and found same to be correct. Commissioner Steinbach made a motion that the minutes of the September 25, 2006 Closed Session meeting of the Council be amended on page three to read "Mr. Sturino asked if there would be any objections to utilizing eminent domain in the event of a hold-out owner of one of the properties identified; there was no discussion, no Commissioner gave approval, no Commissioner raised an objection. " Commissioner Doolin seconded the motion. The Clerk was instructed to take a roll call vote.

ROLL CALL:

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

NAYS: None

ABSENT: None

The motion carried unanimously.

Commissioners Hosty and Gillian amended their motion and moved that the Minutes from the September 25, 2006 Closed Session meeting of the Council be approved as amended.

ROLL CALL:

AYES: Commissioners Gillian, Hosty, Steinbach
and Mayor Calderone

NAYS: Commissioner Doolin

ABSENT: None

The motion carried.

PUBLIC COMMENT

Mr. Ronald J. Boida, attorney representing Paramount Media Group, Inc., spoke regarding item 8 on the agenda. Mr. Boida stated that his client advised the Village that the Volvo dealer put up a sign that blocks the view of the Paramount billboard sign. Because of that, his client cannot rent half of their billboard sign. His client merely wants to increase the height of the sign for better visibility. Mr. Boida further stated that the hardship was not created by his client and asked the Village Council to approve his client's variance.

Mr. Tom Pacyga of 620 Thomas stated that he would like to report a potentially hazardous situation along Greenburg Drive. The railroad tracks are in poor condition and a derailment could be the result. In addition, he observed new graffiti on one of the buildings along Greenburg Drive. Mr. Pacyga submitted photographs of the conditions to the Village Council.

Mr. Don Stapleton of Oak Park Youth Baseball and Softball requested permission to use the land behind the Altenheim for baseball practice for 11 and 12 year old boys. The group would practice from 4 p.m. to dusk Monday through Friday and from 9 a.m. to dusk on Saturdays until July 4, 2007. There were no objections from the Council and the Clerk was instructed to notify Mr. Stapleton of the approval.

Ms. Colleen Schutz of 529 Ferdinand stated that she has owned her two-flat since 1999. She has encountered an ongoing problem, that she feels has been falling on deaf ears, with garbage blowing in her yard from the overflowing dumpster across the alley from her. In addition, the next door neighbor was burning yard waste in a fire pit and she reported that today. She stated that the building department was going to send the police department. The squad car did not even stop. Ms. Schutz expressed her dissatisfaction with receiving any assistance from the Village and proceeded to leave a bag of garbage on the council floor. Mayor Calderone stated that there is no law prohibiting outdoor fire pits. Mayor Calderone further stated that he would make sure that the Health and Safety department follows up on the overflowing dumpster and asked Ms. Schutz to please dispose of the trash properly.

Mr. Marty Tellalian stated that he is a member of the Plan Commission and stated that he would like to clarify that, in his opinion, the Roos development does not really have 1.4 parking spaces per unit, but 1.1 because 10 of the parking spaces are designated for visitors. In addition, Mr. Tellalian expressed his opinion that the creation of a 5-way intersection will place a burden on the streets. Mr. Tellalian further stated that the excessive density of this project will affect parking on Hannah and having perpendicular parking on Hannah is inappropriate for this use.

Mr. Jerry Webster of 627 Circle stated that several of the Village-owned flags fly 24 hours, 7 days a week and are not illuminated as required. In addition the United States flag should not be displayed

below another flag. Mr. Webster pointed out that the problems were noted in the North Park, the Village Parking Lot and in the Council Chambers. Mayor Calderone thanked Mr. Webster for pointing these regulations out and assured Mr. Webster that staff would rectify any issues with the Village-owned flags.

Ms. Angela West Blank of 430 Hannah stated that she works for a not for profit organization and feels that the approval of minutes from seven months ago is not very timely. She further stated that she thinks minutes should be approved at the next meeting. Mayor Calderone stated that we have special circumstances tonight. Typically the minutes are approved at the next meeting; however closed session minutes are not treated in the same manner. By law, closed minutes are reviewed twice a year to decide whether they are to continue to remain closed or whether they no longer need to remain closed. The Council then takes action to make those minutes deemed to be released available to the public. Clerk Moritz confirmed that the above was the case and that there has not been a closed session meeting since September, therefore, the minutes were not approved at the next closed session meeting.

Mr. Paul Barbahen of 843 Hannah stated that he lives 2/3 of a block away from the Roos building for 28 years. He expressed his opinion that people with 4 cars do not tend to purchase a condo unit with one parking spot. He further stated that traffic can't be any worse than when the Forest Park Pool closes. Mr. Barbahen stated that it is okay to have traffic, and that this is a good project and he hopes that the Village Council will approve the project.

COMMUNICATIONS:

The Forest Park American Legion Post 414 requested permission to conduct their Poppy Day fundraising event in the Village on May 24, 2007. There were no objections from the Village Council and the Clerk was instructed to notify Mr. Scarpelli of the approval.

Father Patrick Tucker of St. Bernardine Church requested permission to hold the 7th Annual St. Bernardine Family Day Fest on Sunday May 20, 2007 from 12:30 to 7:00. In addition, Fr. Tucker requested security assistance, trash containers, help with clean up and permission to sell alcoholic beverages and to hang banners advertising the event. There were no objections from the Village Council and the Clerk was instructed to notify Fr. Tucker of the approval.

Ms. Mary Flanagan, President of the Betsy Ross PTO, requested permission to purchase and plant a tree in the 16th street Park in honor of Arbor Day. The tree will be dedicated to the school children and to the community. There were no objections from the Village Council and the Clerk was instructed to notify Ms. Flanagan of the approval.

Mr. Don Stapleton of Oak Park Youth Baseball and Softball requested permission to use the land behind the Altenheim for baseball practice for 11 and 12 year olds. The group would practice from 4 p.m. to dusk Monday through Friday and from 9 a.m. to dusk on Saturdays until July 4, 2007. There were no objections from the Council and the Clerk was instructed to notify Mr. Stapleton of the approval.

DEPARTMENT REPORTS:

The Police and Finance Departments submitted their March Reports.

APPROVAL OF BILLS

It was moved by Commissioner Hosty and seconded

by Commissioner Gillian 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 \$754,015.76.

**R-17-07
RESOLUTION FOR THE
APPROVAL OF BILLS IN
THE AMOUNT OF
\$754,015.76
APPROVED**

ROLL CALL:

AYES: Commissioners Gillian, Hosty, Steinbach
and Mayor Calderone

NAYS: Commissioner Doolin

ABSENT: None

The motion carried.

It was moved by Commissioner Hosty and seconded by Commissioner Gillian to direct the Village Attorney to prepare an ordinance approving a PUD agreement and granting a conditional use associated with PC 2006-08 and directing staff to finalize all Ordinances, Agreements and Plans for approval in accordance with the Plan Commission's April 2, 2007 recommendation re: 7329 Harrison/ Roos PUD. Commissioner Steinbach asked what would happen if there are cars blocking the access for the fire department. Chief Glinke stated that there is always a potential for that to occur. Chief Glinke further stated that he is comfortable with the project because, although it is not required, the entire project has automatic sprinklers. Commissioner Steinbach expressed her dissatisfaction with the "pork chop" exit onto Circle for 21 cars and her belief that a concave mirror will be worthless to pedestrians. Administrator Sturino stated that the mirror was not a requirement by the engineer, but a concession and added that the cars exiting at the "pork chop" will only allowed to turn west onto Harrison street. At this time there is no limitation at this intersection and these measures will enhance the line of sight to an acceptable level. Commissioner Steinbach stated that she does not believe the traffic engineers. Commissioner Steinbach asked what the number of net parking spaces will be gained by putting the Hannah Street parking perpendicular. Jo Ellen Charlton of R.H. Anderson, replied that the parking was previously perpendicular and that there will actually be a couple fewer parking spaces due to the driving lanes. Commissioner Steinbach asked Ms. Charlton to confirm that there will also be 10 fewer parking spaces on Harrison. Ms. Charlton agreed. Commissioner Steinbach asked whether any staff has discussed this project with the Park District. Ms. Charlton stated that the Park is aware of the potential for development and once the permit process begins, the developer and the Village will coordinate with the Park District. Commissioner Steinbach expressed her opinion that the developer should be required to induce the CTA to re-open the Circle station if they

**MOTION TO DIRECT
VILLAGE ATTORNEY TO
PREPARE AN ORDINANCE
APPROVING A P.U.D.
AGREEMENT AND
DIRECTING STAFF TO
FINALIZE ALL NECESSARY
DOCUMENTS FOR
APPROVAL RE: PC 2006-08
RE: 7329 HARRISON/ROOS
P.U.D.
APPROVED**

are allowed a parking variance. Mr. Sturino stated that they have been in contact with the CTA and they would be more likely to open the station with a greater density development here. Commissioner Steinbach made a motion to table any action on this development. Commissioner Doolin seconded the motion. Commissioner Gillian stated that although he is interested in pursuing a deal with the CTA, the developer and staff have been meeting to death on this and have come up with a good compromise. Staff has done a good job. Commissioner Gillian further stated that he is interested in moving along with this item. Commissioner Steinbach asked whether this will come before the Village Council before final approval. Mr. Sturino stated that it would. Commissioner Doolin stated that you are either for or against this development. Mr. Schiess is a reputable developer and we are lucky that he is interested in developing in Forest Park. Commissioner Doolin further stated that he would like to put this to a vote and he will be voting against it because he thinks it is too dense and there is not enough parking. Commissioner Gillian pointed out that the reality is that this council can only vote to have the attorney draw up the agreement so the new council can vote on it.

**MOTION TO TABLE ANY
ACTION ON ROOS
DEVELOPMENT
FAILED**

ROLL CALL:

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

ABSENT: None
The motion failed.

The clerk was then instructed to call the roll call vote on the original motion made by Commissioner Hosty and seconded by Commissioner Gillian

ROLL CALL:

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

ABSENT: None
The motion carried.

It was moved by Commissioner Hosty and seconded by Commissioner Doolin that the Ordinance amending Section 1-6B-1 of the Code of the Village of Forest Park regarding the number of Sergeants which comprise the Police Department of the Village of Forest Park, Cook County, Illinois be adopted.

**O-16-07
ORDINANCE REGARDING
NUMBER OF SERGEANTS
WHICH COMPRISE THE
POLICE DEPARTMENT
APPROVED**

ROLL CALL:

AYES: Commissioners Gillian, Hosty, Doolin, Steinbach
and Mayor Calderone
NAYS: None

ABSENT: None
The motion carried unanimously.

It was moved by Commissioner Hosty and seconded by Commissioner Doolin that the Resolution establishing the number of Police Officers which comprise the Police Department of the Village of Forest Park, Cook County, Illinois be adopted.

**R-18-07
RESOLUTION
ESTABLISHING NUMBER
OF POLICE OFFICERS IN
THE POLICE DEPARTMENT
APPROVED**

ROLL CALL:

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

NAYS: None

ABSENT: None

The motion carried unanimously.

It was moved by Commissioner Hosty and seconded by Commissioner Gillian that the Resolution establishing the number of Firefighters which comprise the Fire Department of the Village of Forest Park, Cook County, Illinois be adopted.

**R-19-07
RESOLUTION
ESTABLISHING NUMBER
OF FIREFIGHTERS IN THE
FIRE DEPARTMENT
APPROVED**

ROLL CALL:

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

NAYS: None

ABSENT: None

The motion carried unanimously.

It was moved by Commissioner Hosty and seconded by Commissioner Doolin to direct the Village Board of Fire and Police Commissioners to appoint two (2) candidates from its current Police Officer Eligibility List, such employment to be effective May 7, 2007, to fill vacancies.

**MOTION TO DIRECT
BOARD OF FIRE AND
POLICE COMMISSIONERS
TO APPOINT TWO POLICE
OFFICER CANDIDATES
APPROVED**

ROLL CALL:

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

NAYS: None

ABSENT: None

The motion carried unanimously.

It was moved by Commissioner Gillian and seconded by Commissioner Hosty to direct the Village Board of Fire and Police Commissioners to select two candidates from its current Police Sergeant Eligibility List for the position of sergeant.

**MOTION TO DIRECT
BOARD OF FIRE AND
POLICE COMMISSIONERS
TO APPOINT TWO POLICE
SERGEANT CANDIDATES
APPROVED**

ROLL CALL:

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

NAYS: None

ABSENT: None

The motion carried unanimously.

It was moved by Commissioner Hosty and seconded by Commissioner Doolin that the Ordinance amending Title 3 of the Municipal Code of the Village of Forest Park regarding Business and License Regulations of the Village of Forest Park, Cook County, Illinois be adopted. Commissioner Steinbach stated that she did not feel that this Ordinance is very "business friendly" and that doubling and tripling the fees is too quick of a penalty phase since we have never penalized before. Clerk Moritz explained that the most business licenses are fairly inexpensive and with no penalties, we have many businesses who chose not to pay on time. The Village staff sends many reminders and statements, which takes staff time and costs money. In 2006/07 there were 2 businesses who never paid. Clerk Moritz further stated that the majority of businesses comply and that her office would send out a warning/reminder notice in mid-May to those who have not complied. Commissioner Steinbach asked whether we can just shut down a business for non-payment. Village Attorney, Durkin, stated that we would have to have a hearing and obtain inspections. This ordinance would go into effect 10 days after publishing for the penalty to apply on June 1.

**O-17-07
ORDINANCE AMENDING
TITLE 3 OF THE
MUNICIPAL CODE RE:
BUSINESS AND LICENSE
REGULATIONS IMPOSING
PENALTIES FOR LATE
PAYMENT OF BUSINESS
LICENSES
APPROVED**

ROLL CALL:

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

NAYS: None

ABSENT: None

The motion carried unanimously.

It was moved by Commissioner Doolin and seconded by Commissioner Gillian to accept the recommendation of the Zoning Board of Appeals to deny the request for a variation to 8-6-14(A)(2) & (3) in order to replace a non-conforming billboard, to deny a variation to Section 9-5A-4 in order to allow the construction of an accessory outdoor advertising sign to a height of 110 feet when 75 feet is permitted only for a principal structure, and to deny a variation to 9-2-3H to allow the erection of an accessory structure that is taller than the principal structure on the subject property located in a I-1 Light Industrial District re: ZBA 2006-28: 7209 Harrison Street.

**MOTION TO DENY
VARIATION RE: ZBA 2006-
28: 7209 HARRISON
STREET
APPROVED**

ROLL CALL:

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

NAYS: None

ABSENT: None

The motion carried unanimously.

It was moved by Commissioner Hosty and seconded by

Commissioner Gillian that the Resolution stating that as a result of a semi-annual review of the minutes of closed meetings, a determination has been made that a need for confidentiality still exists as to all of the minutes reviewed except for the September 25, 2006 minutes (as amended).

**R-20-07 RESOLUTION
DETERMINING THE
DISPOSITION OF CLOSED
MEETING MINUTES
REGARDING PERIODIC
REVIEW OF CLOSED
MEETING MINUTES
APPROVED**

ROLL CALL:

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

NAYS: None

ABSENT: None

The motion carried unanimously.

ADMINISTRATOR'S REPORT

None

COMMISSIONER'S REPORTS

Commissioner Hosty announced that today is the Village Administrator, Michael Sturino's birthday and wished him a happy birthday.

Mayor Calderone stated that the next regular meeting is May 14 and at that meeting a Council changeover will take place. May 8 is the deadline for the Cook County Clerk to certify the election results and we will be transitioning to a new Council. Mayor Calderone further stated that when he receives complaints about garbage problems, he turns them over to the Building Department and they report that they write tickets to these property owners who are poor housekeepers. Some fines are up to \$750.00. We do have repeat offenders. Mayor Calderone encouraged any resident having problems such as this to feel free to call Village Hall and make a report. We will follow up.

ADJOURNMENT

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

Mayor Calderone declared the meeting adjourned at 8:17 P.M.

Respectfully submitted,

Vanessa Moritz
Village Clerk