

**THE REGULAR MEETING OF THE COUNCIL OF THE  
VILLAGE OF FOREST PARK, COOK COUNTY, ILLINOIS  
HELD ON MONDAY EVENING DECEMBER 15, 2008**

Mayor Calderone led all assembled in the Pledge of Allegiance at 7:00 p.m.

**ROLL CALL**

Commissioners Hoskins, Curry, Hosty, Tellalian and Mayor Calderone answered the Roll Call.

**APPROVAL OF THE MINUTES OF PREVIOUS MEETINGS**

It was moved by Commissioner Curry and seconded by Commissioner Hosty that the minutes from the Regular Council meeting on November 24, 2008 be approved without reading as each member has received a copy thereof and found same to be correct.

**ROLL CALL:**

**AYES:** Commissioners Hoskins, Curry, Hosty, Tellalian  
and Mayor Calderone

**NAYS:** None

**ABSENT:** None

The motion carried unanimously.

It was moved by Commissioner Curry and seconded by Commissioner Hosty that the minutes from the Closed Session Council meeting on November 24, 2008 be approved without reading as each member has received a copy thereof and found same to be correct.

**ROLL CALL:**

**AYES:** Commissioners Hoskins, Curry, Hosty, Tellalian  
and Mayor Calderone

**NAYS:** None

**ABSENT:** None

The motion carried unanimously.

It was moved by Commissioner Tellalian and seconded by Commissioner Curry that the Minutes from the December 1, 2008 Special meeting of the Council be approved without reading as each member has received a copy thereof and found same to be correct.

**ROLL CALL:**

**AYES:** Commissioners Hoskins, Curry, Hosty, Tellalian  
and Mayor Calderone

**NAYS:** None

**ABSENT:** None

The motion carried unanimously.

**PUBLIC COMMENT**

Ms. Karen Richards of 10000 5<sup>th</sup> Avenue Cutoff, Countryside stated that she would like to schedule a meeting with Chief Ryan to discuss the photos from the scene of her son’s death. Ms. Richards presented a completed complaint form.

**COMMUNICATIONS:**

None

**DEPARTMENT REPORTS:**

The Finance Department and Community Center submitted their November Reports.

**APPROVAL OF BILLS:**

It was moved by Commissioner Hoskins and seconded by Commissioner Hosty that the Resolution 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 \$936,144.35.

**R-74-08  
RESOLUTION FOR THE  
PAYMENT OF BILLS IN THE  
AMOUNT OF \$936,144.35  
APPROVED**

**ROLL CALL:**

**AYES:** Commissioners Hoskins, Curry, Hosty, Tellalian and Mayor Calderone

**NAYS:** None

**ABSENT:** None

The motion carried unanimously.

**UNFINISHED BUSINESS:**

None

**NEW BUSINESS:**

It was moved by Commissioner Hoskins and seconded by Commissioner Tellalian that the Ordinance for the Annual Tax Levy for Fiscal Year beginning May 1, 2008 and ending April 30, 2009 be adopted.

**O-49-08  
ANNUAL TAX LEVY  
ORDINANCE FOR FISCAL  
YEAR 2008-2009  
APPROVED**

**ROLL CALL:**

**AYES:** Commissioners Hoskins, Curry, Hosty, Tellalian and Mayor Calderone

**NAYS:** None

**ABSENT:** None

The motion carried unanimously.

It was moved by Commissioner Hoskins and seconded by Commissioner Hosty that the Ordinance specifying those funds to be reduced by the County Clerk in the event that the Village Annual Tax Levy exceeds a statutory Tax Limitation be adopted.

**O-50-08  
ORDINANCE SPECIFYING  
FUNDS TO BE REDUCED  
FOR ANNUAL TAX LEVY  
APPROVED**

**ROLL CALL:**

**AYES:** Commissioners Hoskins, Curry, Hosty, Tellalian and Mayor Calderone

**NAYS:** None

**ABSENT:** None

The motion carried unanimously.

Village Administrator Michael Sturino proceeded to open one sealed bid that was advertised for the conveyance of property. One cover letter and sealed bid was received from Altenheim German Old People's Home and signed by Timothy Herlehy, its President. Mr. Sturino read the bid aloud as follows:

**OPENING OF SEALED BIDS  
SOLICITED FOR THE  
CONVEYANCE OF  
PROPERTY**

"The Altenheim German Old People's Home ("Altenheim") hereby submits its bid to have the property legally described in Exhibit A ("Subject Property") conveyed to the Altenheim. As consideration for the conveyance of the Subject Property, Altenheim will (i) negotiate with the Village a potential amendment to the Restrictive Covenant between the Village and Altenheim recorded as Document No. 0011219189 ("Restrictive Covenant") that would permit the potential limited redevelopment of approximately 0.92 acres of the Village Property located to the south of the Altenheim subject to the Restrictive Covenant; (ii) negotiate a Reciprocal Easement Agreement ("REA") for a portion of the Village Property subject to the Restrictive Covenant and the Altenheim Property which would relieve the Village of certain existing easement and maintenance agreements; and (iii) propose conveying approximately five feet of the Altenheim Property to the Village along Van Buren for the installation of a sidewalk. This bid to have the Subject Property conveyed to Altenheim and the proposed consideration offered by the Altenheim is subject to the Village and Altenheim mutually agreeing to the Restrictive Covenant Amendment, REA, and proposed right-of-way dedication.

Signed:

Altenheim German Old People's Home

By Timothy Herlehy

Its President"

It was moved by Commissioner Tellalian and seconded by Commissioner Hoskins to accept the bid submitted by Altenheim German Old People's Home as being in the best interest of the Village of Forest Park and hereby direct the Village Attorney to prepare a contract for the conveyance of

**MOTION TO ACCEPT THE  
BID AND DIRECT THE  
VILLAGE ATTORNEY TO  
DRAFT A CONTRACT FOR  
THE CONVEYANCE OF**

**PROPERTY  
APPROVED**

the property described in the Public Notice attached hereto as Exhibit "A," consistent with the terms contained in said bid. It was discussed that two of the areas will allow Altenheim access to their existing property for maintenance and the other property would be used for expanded parking. It was confirmed that the conveyance of this property would be contingent upon the sale of the property to the YMCA.

**ROLL CALL:**

**AYES:** Commissioners Hoskins, Curry, Hosty, Tellalian and Mayor Calderone

**NAYS:** None

**ABSENT:** None

The motion carried unanimously.

It was moved by Commissioner Hosty and seconded by Commissioner Tellalian that the Ordinance authorizing the execution of a Fourth Amendment to Real Estate Sale Contract with the West Cook YMCA be adopted. It was discussed that the financing contingency extension date requested by the YMCA is February 9, 2009. It was further discussed that the earnest money will become the Village's and the monthly interest payments to the Village will begin on that date.

**O-51-08  
ORDINANCE AUTHORIZING  
EXECUTION OF FOURTH  
AMENDMENT TO REAL  
ESTATE SALE CONTRACT  
APPROVED**

It was moved by Commissioner Tellalian to increase the required earnest money to \$200,000.00 and maintain the required \$14,000.00 monthly interest payments for a period equal to 2 years from the date of the original contract. The motion died for lack of a second.

**MOTION TO INCREASE  
EARNEST MONEY AND  
AMEND CLOSING  
DEADLINE  
FAILS**

It was moved by Commissioner Tellalian to increase the required earnest money to \$200,000.00 and allow an additional year for closing beginning February 9, 2009 with the required \$14,000.00 monthly interest payments. The motion died for lack of a second.

**MOTION TO INCREASE  
EARNEST MONEY AND  
EXTEND CLOSING  
DEADLINE TO FEBRUARY  
2010  
FAILS**

The Clerk was instructed to take the roll call vote on the original motion.

**ROLL CALL:**

**AYES:** Commissioners Hoskins, Curry, Hosty and Mayor Calderone

**NAYS:** Commissioner Tellalian

**ABSENT:** None

The motion carried.

It was moved by Commissioner Hoskins and seconded by Commissioner Hosty that the Resolution approving a collective bargaining agreement between the Village of Forest Park and the American Federation of State, County and Municipal

**R-75-08  
RESOLUTION APPROVING  
COLLECTIVE BARGAINING  
AGREEMENT WITH**

Employees (AFSCME) Council 31, Local 3026 be adopted.

**AFSCME COUNCIL 31,  
LOCAL 3026  
APPROVED**

**ROLL CALL:**

**AYES:** Commissioners Hoskins, Curry, Hosty, Tellalian  
and Mayor Calderone

**NAYS:** None

**ABSENT:** None

The motion carried unanimously.

It was moved by Commissioner Hosty and seconded by Commissioner Curry that the Resolution approving a collective bargaining agreement between the Village of Forest Park and the Illinois Fraternal Order of Police Labor Council / Lodge No. 24 be adopted. It was discussed that there were changes made in the discipline section allowing members a hearing before an arbitrator and the imposition of binding arbitration of disciplinary measures by the arbitrator rather than the current practice of a hearing before the Board of Fire and Police Commissioners. In connection with this change, the contract allows the Chief to suspend up to 30 days and allows the Commissioner of Public Affairs (Mayor) to terminate members. This process will be a closed process and not subject to public hearings. It was further discussed that the previous procedure required the Chief of Police to file charges and the Board of Fire and Police Commissioners to hold a public hearing. The outcome of the BFPC hearing could then be appealed in the courts. The grievance process was not amended from the previous contract.

**R-76-08  
RESOLUTION APPROVING  
COLLECTIVE BARGAINING  
AGREEMENT WITH  
ILLINOIS FRATERNAL  
ORDER OF POLICE LABOR  
COUNCIL LODGE NO. 24  
APPROVED**

It was moved by Commissioner Tellalian to table the motion to approve the collective bargaining agreement between the Village of Forest Park and the Illinois Fraternal Order of Police Labor Council / Lodge No. 24. The motion failed for a lack of a second.

**MOTION TO TABLE THE  
FOP COLLECTIVE  
BARGAINING AGREEMENT  
FAILS**

The Clerk was instructed to call the roll call vote on the original motion.

**ROLL CALL:**

**AYES:** Commissioners Hoskins, Curry, Hosty  
and Mayor Calderone

**NAYS:** Commissioner Tellalian

**ABSENT:** None

The motion carried.

It was moved by Commissioner Hosty and seconded by Commissioner Curry that the Resolution for the maintenance of streets and highways be adopted. It was discussed that the amount of the IDOT contribution for the maintenance cost is \$589,596.30 and that is significantly more than the contributions in years past.

**R-77-08  
RESOLUTION FOR THE  
MAINTENANCE OF  
STREETS AND HIGHWAYS  
APPROVED**

**ROLL CALL:**

**AYES:** Commissioners Hoskins, Curry, Hosty, Tellalian and Mayor Calderone

**NAYS:** None

**ABSENT:** None

The motion carried unanimously.

It was moved by Commissioner Hosty and seconded by Commissioner Curry that the Ordinance authorizing the sale or disposition of surplus property be adopted.

**O-52-08  
ORDINANCE AUTHORIZING  
THE SALE OR  
DISPOSITION OF SURPLUS  
PROPERTY  
APPROVED**

**ROLL CALL:**

**AYES:** Commissioners Hoskins, Curry, Hosty, Tellalian and Mayor Calderone

**NAYS:** None

**ABSENT:** None

The motion carried unanimously.

It was moved by Commissioner Hosty and seconded by Commissioner Curry to approve the following agreements and authorize and ratify the Mayor’s execution of said agreements on behalf of the Community Center:

**MOTION AUTHORIZING  
AND RATIFYING THE  
MAYOR’S EXECUTION OF  
AGREEMENTS ON BEHALF  
OF THE COMMUNITY  
CENTER  
APPROVED**

- Hemingway Museum
- Untouchable
- Three Free Enterprise System contracts (bus service)
- Entertainment Management Group
- The High Notes Performance Agreement
- One Stop DJ Service, Inc.

**ROLL CALL:**

**AYES:** Commissioners Hoskins, Curry, Hosty, Tellalian and Mayor Calderone

**NAYS:** None

**ABSENT:** None

The motion carried unanimously.

It was moved by Commissioner Curry and seconded by Commissioner Hosty to authorize the Mayor to execute the following agreements in relation to Community Center Senior Activities:

**MOTION AUTHORIZING  
THE MAYOR TO EXECUTE  
AGREEMENTS ON  
BEHALF OF THE  
COMMUNITY CENTER  
APPROVED**

- Rainforest Café
- Group Theatre Tix
- Marriott Theatre

**ROLL CALL:**

**AYES:** Commissioners Hoskins, Curry, Hosty, Tellalian and Mayor Calderone

**NAYS:** None

**ABSENT:** None

The motion carried unanimously.

**ADMINISTRATOR’S REPORT:**

None

**COMMISSIONER REPORTS:**

Commissioner Curry wished all in attendance a Merry Christmas and a Happy New Year.

Commissioner Tellalian reported that the Recreation Board has been working on different options for the Parks and were planning to make a presentation to the Village Council tonight. Due to an unforeseen Committee Meeting cancellation, they are now hoping to do so in January.

It was moved by Commissioner Hosty and seconded by Commissioner Tellalian to recess into closed session to discuss pending litigation at 7:57 p.m.

**MOTION TO RECESS INTO  
CLOSED SESSION AT 7:57  
P.M.  
APPROVED**

**ROLL CALL:**

**AYES:** Commissioners Hoskins, Curry, Hosty, Tellalian and Mayor Calderone

**NAYS:** None

**ABSENT:** None

The motion carried unanimously.

It was moved by Commissioner Hoskins and seconded by Commissioner Curry to reconvene open session at 8:22 p.m.

**MOTION TO RECONVENE  
OPEN SESSION AT 8:22  
P.M.  
APPROVED**

**ROLL CALL:**

**AYES:** Commissioners Hoskins, Curry, Hosty, Tellalian and Mayor Calderone

**NAYS:** None

**ABSENT:** None

The motion carried unanimously.

It was moved by Commissioner Curry and seconded by Commissioner Hoskins that the Resolution authorizing the execution of a settlement agreement be adopted. It was discussed that the monetary settlement amount will be paid in full by the Village’s insurance carrier and that if the Village Council does not approve the settlement, the Village will be liable for any award over the amount stated in the settlement agreement.

**R-78-08  
RESOLUTION  
AUTHORIZING EXECUTION  
OF A SETTLEMENT  
AGREEMENT  
APPROVED**

**ROLL CALL:**

**AYES:** Commissioners Hoskins, Curry, Tellalian and Mayor Calderone

**NAYS:** Commissioner Hosty

**ABSENT:** None

The motion carried.

Mayor Calderone noted that this is the last meeting of the Village Council before the holidays and wished a Merry Christmas and Happy Holidays to all in attendance.

**ADJOURNMENT**

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

Mayor Calderone declared the meeting adjourned at 8:25 P.M.

Respectfully submitted,

Vanessa Moritz  
**Village Clerk**