

**CITY OF OAKBROOK TERRACE
MINUTES OF THE REGULAR CITY COUNCIL AND
COMMITTEE OF THE WHOLE MEETING
TUESDAY, SEPTEMBER 13, 2016**

I. CALL TO ORDER

The Mayor called the September 13, 2016, Regular and Committee of the Whole Meeting of the City Council to order at 7:00 P.M.

II. ROLL CALL

Roll call indicated the following Aldermen were in attendance:

Present: Alderman Esposito, Alderman Greco, Alderman Przychodni, Alderman Thomas, Alderman Vlach, and Mayor Ragucci

Absent: Alderman Swartz

Also in attendance were City Clerk M. Shadley, City Administrator A. Marrero, Assistant to the Mayor and Administrator M. Sarallo, and City Attorney R. Ramello.

III. PLEDGE OF ALLEGIANCE

The Mayor led everyone in the Pledge of Allegiance.

IV. ADDITIONS OR DELETIONS TO THE AGENDA

None.

V. APPROVAL OF MINUTES – CHANGES OR CORRECTIONS

1. Regular Meeting Minutes Of August 23, 2016.

Motion to approve the minutes of the August 23, 2016 Regular City Council and Committee of the Whole as presented was made by Alderman Przychodni and seconded by Alderman Greco.

Aldermen Ayes: Esposito, Greco, Przychodni, Swartz, Thomas, and Vlach

Aldermen Nays: None

Motion passed.

VI. PUBLIC PARTICIPATION

Debbie Shanahan expressed her frustration with the tree situation along Karban Road behind the Holiday Inn property. Shanahan stated she has been working on this issue since 2014. Shanahan read a portion of a letter she received from the City Administrator back in January of 2014 which indicated the City Administrator would

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be drafting a letter to the Holiday Inn requesting they replace the trees removed by the City based upon the emergency situation.

Shanahan said in April of 2014 she received an update stating the Holiday Inn owners were reviewing the landscaping agreement. Shanahan indicated the 16 diseased trees that were removed should be replaced to provide a buffer between the residential and commercial area. Shanahan said after two and a half years the frustration becomes more and more. Shanahan said she hopes to work together on this issue. Mayor Ragucci responded the City is working on this and will report back to her.

VII. ACTION ITEMS/CONSENT AGENDA

1. Payment of City Bills: September 13, 2016 In The Amount Of \$177,568.38.
2. Ordinance No. 16-35: An Ordinance Granting Exceptions From The Zoning Ordinance And Amending The Previously Approved Ordinances For The Planned Unit Development For Parkview Plaza At One Parkview Plaza, 17W110 22nd Street, In The City Of Oakbrook Terrace, Illinois.
3. Ordinance No. 16-36: An Ordinance Enacting And Adopting A Supplement To The Code Of Ordinances For The City Of Oakbrook Terrace, Illinois (Supplement No. 28).
4. Resolution No. 16-17: A Resolution Approving An Agreement Between The City Of Oakbrook Terrace And Melrose Pyrotechnics, Inc For Fireworks Displays For The City's 2017-2019 Fourth Of July Celebrations.

Motion to approve all the items contained on the Consent Agenda for September 13, 2016 as presented was made by Alderman Esposito and seconded by Alderman Przychodni.

**Aldermen Ayes: Esposito, Greco, Przychodni, Swartz, Thomas, and Vlach
Aldermen Nays: None**

Motion passed.

VIII. ITEMS REMOVED FROM THE CONSENT AGENDA

None.

IX. RECESS TO THE COMMITTEE OF THE WHOLE

Motion to recess to the Committee of the Whole portion of this meeting was made by Alderman Vlach and seconded by Alderman Thomas.

**Aldermen Ayes: Esposito, Greco, Przychodni, Swartz, Thomas, and Vlach
Aldermen Nays: None**

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Motion passed.

X. MAYOR RAGUCCI

Mayor Ragucci said recently there was a rash of criminal trespassing with car burglaries in the City's main subdivision and an auto theft in Berkshire. Mayor Ragucci indicated the car has since been recovered by the Chicago Police and returned to its owner. Mayor Ragucci said he placed a community alert in residential mailboxes regarding this matter. Mayor Ragucci said upon learning about this, extra patrols were put into place and asked that residents be alert and watch out for your neighbors. Mayor Ragucci said in two (2) weeks this will be discussed during the Committee of the Whole portion of the meeting and everyone is invited to attend and provide their suggestions.

Mayor Ragucci also indicated the new assisted living facility, Terra Vista, will host an open house this Saturday, September 17, 2016.

XI. COMMITTEE OF THE WHOLE CONSIDERATIONS

1. Settlement Agreement, Release And Covenant Not To Sue Between The City Of Oakbrook Terrace, And Williams Associates Architect's Ltd.

Ramello explained that Williams Architect's served as the City's architect for the new Police Station. Ramello stated the Williams agreement included a basic service fee of 7.6% of the construction cost which was subject to a minimum and maximum fee. Ramello said as the project continued and the construction costs increased; Williams ignored the maximum fee limitation in the agreement. Ramello reported that staff recognized this issue and payments to Williams were stopped.

Ramello indicated that he was able to negotiate a resolution calling for Williams to reimburse the City in the amount of \$56,127.46, which represented the City's overpayment to Williams. Ramello said with this settlement the City agrees not to sue Williams and the City can expect to receive the check within 30 days of the City passing the settlement agreement. Mayor Ragucci stated Ramello and City Administrator Marrero did a good job on this and thanked them for their efforts.

The Council concurred to place this on the next consent agenda.

2. An Ordinance To Decrease The Number Of Class "A" Liquor Licenses In The City (Hokkaido, Inc. d/b/a Yummy Grill Buffet).

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Mayor Ragucci said Hokkaido and Yummy Grill Buffet went out of business and now the City has to reduce the number of liquor licenses. The Council concurred to place this on the next agenda.

3. Status Report Payout Number Five (5): FBG Corporation.

Mayor Ragucci indicated payout number five (5) totals \$100,000. City Administrator Marrero indicated the original contract was \$387,000 and change orders totaled \$103,567.87 bringing the adjusted contract price to \$490,567.87. City Administrator Marrero noted \$75,000 of the change orders were approved by the Council for the roofing repairs to the building. City Administrator Marrero noted with payment number five (5) of \$100,000 and with payment number six (6) of \$70,000 (*below*) the City is really close to completion and \$26,000 will be held as a retainer for punch list items.

Assistant to the Mayor and Administrator Sarallo indicated phase one (1) of the project, the renovation of the former Police Department, is 100% complete. Assistant to the Mayor and Administrator Sarallo said phase two (2), the remodeling of the former Clerk's office, should be completed in the next two (2) to three (3) weeks.

The Council concurred to place this on the next consent agenda.

4. Status Report Payout Number Six (6): FBG Corporation.

Mayor Ragucci indicated payout number six (6) totals \$70,000. The Council concurred to place this on the next consent agenda.

XII. COUNCIL MEMBER COMMENTS

Alderman Greco stated the landscape dumping behind Holiday Inn has been resolved. Alderman Greco said staff is doing everything they can do and added his eye will be on this as well. Alderman Greco also indicated the Police Department wants the community to contact them regarding any concerns.

Alderman Thomas asked if there is anything the City can do to get the police more involved in the community. Alderman Thomas said the National Night Out was very well received. Mayor Ragucci said it is up to the officers to get out of their cars and speak with residents. Alderman Vlach encouraged residents to lock their vehicles and keep valuables out of sight.

XIII. CITY ATTORNEY RAMELLO

None.

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XIV. CITY CLERK SHADLEY

None.

XV. CITY ADMINISTRATOR MARRERO

None.

XVI. RECONVENE THE CITY COUNCIL MEETING

Motion to reconvene the City Council meeting was made by Alderman Greco and seconded by Alderman Esposito.

**Aldermen Ayes: Esposito, Greco, Przychodni, Swartz, Thomas, and Vlach
Aldermen Nays: None**

Motion passed.

ADJOURN

Motion to adjourn was made by Alderman Thomas and seconded by Alderman Vlach at 7:27P.M.

Motion carried unanimously.

Submitted,

Aileen Haslett
Recording Secretary