

**Minutes of the Special Meeting of the Posen Park District**  
**Board of Commissioners on Thursday October 13<sup>th</sup>, 2011 at 7:00pm**  
**At the Park District Office on 143<sup>rd</sup> & Campbell**

**Call To Order**

President Whitcomb called the meeting to order at 7:02pm. Roll Call was taken as follows:

Present: T. Whitcomb, M. Murphy, A. Chmielak, R. Lopez, J. Haran

Absent: None

**Business**

President Whitcomb explained that the purpose of this meeting was to consider a request by the Village of Posen to allow them to complete the street paving on Francisco & 149<sup>th</sup> Street on the portion of the Therapeutic Park property to be exchanged with the 146<sup>th</sup> Street property owned by the Village of Posen. They wish to do the work prior to the court process being completed on the exchange. President Whitcomb expressed his legal concerns upon speaking with Attorney Narko that the District needs to be protected against the exchange negotiations breaking down if we allow the Village of Posen to complete their work without the exchange being finalized. Commissioner Murphy asked whether we could "sell land". President Whitcomb explained that the money is a contingency for us and if the exchange fails we would need to purchase land with that money. President Whitcomb commented that the Village has drawn plans, set and received bids, and prepared to move without owning the land first. The actual transfer process is in early stages only.

Commissioner Haran asked about time constraint and cash penalties. Commissioner Murphy expressed that the Village is making this harder than it needs to be.

Commissioner Chmielak reviewed the plans provided by Village Manager Stan Barwock with the Board. It was noted that the previously discussed sidewalk addition and restoration of water service to the park were not indicated in the plans.

The general consensus was to allow the Village to proceed under a contract but there have to be constraints and this has to move. There was a brief discussion over the terms. This property is not covered under the DNR grant, so that is not interfering with this transfer. President Whitcomb moved to authorize the attorney to draft a contract between the Village and the Park District to perform the work indicated on the presented plans at Therapeutic Park with the addition of a water service and sidewalk contingent to a land transfer for the 146<sup>th</sup> Street property between Albany and Troy, seconded by Commissioner Murphy. Roll Call indicated all Commissioners voting Aye, motion carried. President Whitcomb moved to authorize the President and Secretary to execute the referenced contract once it is completed, seconded by Commissioner Murphy. Roll Call indicated all Commissioners voting Aye, motion carried.

**Open To Public**

Jody Chmielak commented that there are still unanswered questions from the Village as to what land and improvements will be owned by whom. She also commented that the Village completely jumped the gun and had no authority to even draw the plans without owning the property. President Whitcomb commented that Village Manager Stan Barwock has had all the paperwork in hand for four months and did not act until the last minute to contact us.

**Adjournment**

President Whitcomb moved to adjourn the meeting, seconded by Commissioner Chmielak. All Commissioners voted Aye, and the meeting was adjourned at 7:33pm.