

Minutes of a **REGULAR MEETING** of the  
**PRESIDENT** and **BOARD OF TRUSTEES**  
Village of Evergreen Park, Cook County, IL  
**Monday, June 17, 2013**

**CALL TO ORDER** The meeting was called to order at 7:30 P.M. by Mayor Sexton in  
The second floor Council Chambers of the Village Hall.

**ROLL CALL** Clerk Aparo was asked to call the roll with the following results:  
Physically Present:

Mayor James Sexton  
Trustee Mark Marzullo  
Trustee James McQuillan  
Trustee Mary Keane  
Trustee Daniel McKeown  
Trustee Mark Phelan  
Trustee Carol Kyle

Also present were Village Attorney Vince Cainkar and Village Treasurer  
John Sawyers and Village Engineer Tim Klass.

**PLEDGE OF  
ALLEGIANCE**

The Pledge of Allegiance was led by Trustee Kyle.

**OPEN PUBLIC  
FORUM**

The Chair made the following announcements:

1. The Chair noted the Sewer and Water Department has begun larvacide treat in Village sewer and catch basins. The Chair asked if there is any standing water contact the Village for help to abate the situation. The Chair thanked Mr. Mike Knieps and the Water Department for their efforts to prevent West Nile.
2. The Evergreen Park 50/50 Sidewalk program deadline is July 2, 2013; at a cost of \$64.50 per square.
3. Farmers Market continues every Thursday from 7:00 am to 1:00 pm
4. The Annual 5K run is Saturday, June 29, 2013 at Klein Park, registration is 7:30 am to 8:15 am and the run begins at 8:30 am.
5. The 25<sup>th</sup> Annual Day in the Park is Saturday, June 29, 2013 at 11:30 am – 9:00 pm at the Community Center.
6. The 45<sup>th</sup> Annual Independence Day Parade is Wednesday, July 3, 2013 at 6:30 pm with fireworks at Duffy Park, 92<sup>nd</sup> & Millard at dusk.
7. Sunday July 7, 2013 there will be a free concert at Circle Park performed by the Encore Concert Band.
8. Movies at dusk at Duffy Park continue on Thursday, July 18, 2013 feature is Wreck it Ralph.
9. Village vehicle sticker renewal applications will be mailed out in August as the renewal date has been extended to September 15 of this year.

**OPEN PUBLIC  
AUDIENCE**

Trustee McQuillan questioned if the Village treats the retention ponds with larvacide. Mr. Knieps answered the Mosquito Abatement from Cook County does a very effective job of treatment which includes ponds and other open water sites in the Village.

**REGULAR  
AGENDA**

Motion by Trustee Phelan second by Trustee Kyle to waive the reading of the minutes of the June 3, 2013 Regular Board Meeting of the President and Board of Trustees as presented and passed by unanimous voice vote and so ordered by the Chair.

**RESOLUTION  
NO. 16-2013**

Motion by Trustee Marzullo second by Trustee McKeown, to approve **Resolution NO. 16-2013** with expenditures of the General Corporate Fund of \$ 378,992.72 and the Sewer and Water Fund in the amount of \$ 155,792.51 and the 95<sup>th</sup> Street TIF Fund, \$ 4,961.44 and the Capital Improvement Funds, \$62,780.00 and the Street Bond Fund \$ 2,250.00 for a total of \$ 604,776.77. Upon roll call, voting YES: Trustees Kyle, Marzullo, McQuillan, Keane, McKeown, and Phelan; voting NO: NONE. The motion was passed and so ordered by the Chair.

**VILLAGE  
TREASURER'S  
REPORT**

Motion by Trustee Phelan second by Trustee Keane to approve the Village Treasurer's report for May 2013 for information and file in the General Fund \$ 4,963,046.19 and \$ 3, 109, 5874.18 in the Sewer and Water Fund approved as presented and passed by unanimous voice vote and so ordered by the Chair.

**BUSINESS  
CERTIFICATES**

Motion by Trustee Kyle second by Trustee McQuillan to approve the business license application for **Beverly Bus Garage Federal Credit Union** to conduct an office for a credit union located at 9730 S. Western Avenue in Suite 407. Upon roll call, voting YES: Trustees Marzullo, McQuillan, Keane, McKeown, Phelan and Kyle; voting NO: NONE. The motion was passed and so ordered by the Chair.

Motion by Trustee Marzullo second by Trustee Phelan to approve the business license application for **Meijer's grocery store** (#265) 9200 S. Western and **Meijer's gas station** 9202 S. Western Avenue and a **(Class C) Liquor License** in the grocery store located in Evergreen Park. Trustee Kyle questioned the 24 hours operation and problems that may arise from the extended hours. The Chair answered he has spoken to other Mayors' who have Meijer's in their towns and they have not had problems. He added the Village will monitor the situation. Upon roll call, voting YES: Trustees McQuillan, Keane, McKeown, Phelan, Kyle and Marzullo; voting NO: NONE. The motion was passed and so ordered by the Chair.

**ORDINANCE  
NO. 13-2013**

Motion by Trustee Marzullo second by Trustee Kyle to approve **ORDINANCE NO. 13-2013** "AN ORDINANCE AMENDING

SECTION 11-61, REAL ESTATE TRANSFER TAX IMPOSED, OF CHAPTER 11, LICENSES, TAXATION AND MISCELLANEOUS BUSINESS REGULATIONS, OF THE EVERGREEN PARK MUNICIPAL CODE.” Attorney Cainkar explained this ordinance clarifies transfer stamp payment essentially stating if a government agency, i.e., Fannie Mae, Freddie Mac, etc., is the seller of the property it is the responsibility of the buyer to pay the transfer stamp tax. Upon roll call, voting YES: Trustees Keane, McKeown, Phelan, Kyle, Marzullo and McQuillan; voting NO: NONE. The motion was passed and so ordered by the Chair.

**MEMORANDUM  
OF UNDERSTANDING  
Village and the DeBartolo Group**

Motion by Trustee McQuillan second by Trustee Marzullo to approve the Memorandum of Understanding regarding the redevelopment of the Evergreen Plaza, Evergreen Park, Illinois between the Village of Evergreen Park, Cook County, Illinois and DeBartolo Development LLC. The Village attorney explained this is necessary to give the DeBartolo Group assurance of the Village’s commitment to enable them to pursue leases / and lenders for the development. He estimated the project cost of \$120 to \$150 million dollars. Mr. Cainkar stated this type of memorandum was done with the original investment group GMX. Upon roll call, voting YES: Trustees McKeown, Phelan, Kyle, Marzullo, McQuillan and Keane; voting NO: NONE. The motion was passed and so ordered by the Chair.

**EXTENDED  
HOURS FOR  
LIQUOR ESTABLISHMENTS**

Motion by Trustee Marzullo second by Trustee McKeown to approve the request from Tim Sterk, operator of Bleekers Bowl and to include all the liquor establishments in the Village for an extension of business hours to 3:00 a.m. on the following dates: June 20, June 29, July 3, July 18, August 10 and August 31, 2013. The Chair noted there have not been any issues but if there are this extension will be rescinded. Upon roll call, voting YES: Trustees Marzullo, McQuillan, Keane and McKeown; voting NO: Trustees Kyle and Phelan. The motion was passed and so ordered by the Chair.

**REQUEST FOR  
PATIO TAVERN ON  
THE GREEN**

Motion by Trustee Phelan second by Trustee Marzullo to approve with specific conditions that the Building Commissioner reviews the lot lines to determine the Village property line and construction of safety fencing around the patio area not planter pots. Mr. Pappas, the petitioner, and Building Commissioner Clohessy were not present.

A discussion took place and regarding the parking and Village property lines and the need for a more fortified fencing not planters to be used as barriers. Trustee Marzullo suggested the same type of barriers/fencing as the other Village patios at Durbin’s and Bleeker’s.

The Chair agreed the heavier barricade is needed for safety. Upon roll call, voting YES: Trustees Kyle, Phelan, Marzullo, McQuillan, Keane and McKeown; voting NO: NONE. The motion was passed and so ordered by the Chair.

**PW REQUEST  
SNOW PLOW**

The Chair noted this item will not be presented tonight. NO BOARD ACTION REQUIRED.

**ENGINEER'S  
REPORT**

Mr. Klass state he is still working on the paving issues reported at the last meeting. The Chair stated Trustee McKeown asked if similar striping can be used for the new Culvers lot similar to the EP Police lot. The striping designates an area not to be blocked by vehicles to assure access to the driveway. Mr. Klass responded the PW Director handled that striping; the Chair directed Mr. Lorenz to complete this striping as well.

**REPORT**

The Attorney had no report.

**BIDS**

Motion by Trustee Phelan second by Trustee Kyle to approve the request from PW Director Lorenz to solicit bids for the concrete footing work for the pergola at the 91st Street Park; this is a budgeted item. Upon roll call, voting YES: Trustees Marzullo, McQuillan, Keane, McKeown, Phelan and Kyle; voting NO: NONE. The motion was passed and so ordered by the Chair.

Motion by Trustee Phelan second by Trustee Keane to approve the request from PW Director Lorenz to solicit bids for the concrete work at the Fire Department's west lot. Broken asphalt in front to the west bay doors will be removed and replaced with 8 inches of concrete. The area is 62 X 90 for a total of 5,580 square feet. This is a budgeted item. Upon roll call, voting YES: Trustees McQuillan, Keane, McKeown, Phelan, Kyle and Marzullo; voting NO: NONE. The motion was passed and so ordered by the Chair.

Motion by Trustee McKeown second by Trustee McQuillan to approve the request from PW Director Lorenz to solicit bids for the concrete walk and pads and the fencing for the new dog park at the 91<sup>st</sup> street Park; this is a budgeted item. Trustee Phelan asked if the park will have a key card entry. The Clerk and the Deputy are looking into the various entry systems. Trustee Kyle asked when the driving range will open. Mr. Lorenz stated within the month if the weather cooperates. Public Works will install the landscaping, benches, trash containers, trees and miscellaneous items. Upon roll call, voting YES: Keane, McKeown, Phelan, Kyle, Marzullo and McQuillan; voting NO: NONE. The motion was passed and so ordered by the Chair.

The Chair noted new wrought iron fencing will be installed around the Police lot at a cost of \$17,542.00 and it is a budgeted item.

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The Chair stated a payout to H & R Johnson Brothers in the amount of \$38,823.50 for the Senior Center Phase Four. NO BOARD ACTION REQUIRED, INFORMATION ONLY.

**ADJOURNMENT**

With nothing further to come before this meeting, motion by Trustee McQuillan second by Trustee Kyle that this Regular Meeting of the President and Board of Trustees adjourn. Upon roll call voting YES: Trustees McKeown, Phelan, Kyle, Marzullo, McQuillan and Keane; the motion was passed and so ordered by the Chair at 8:02 P.M.

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Catherine T. Aparo, CMC, Village Clerk