

Minutes of a **REGULAR MEETING** of the  
**PRESIDENT and BOARD OF TRUSTEES**  
Village of Evergreen Park, Cook County, IL  
**Monday, February 5, 2018**

**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 Norman Anderson  
Trustee Mark Phelan

Trustees Kyle and Keane were absent with notice. The Village Engineer Mr. Tim Klass was also absent with notice.

Also present was the Village Attorney Vincent Cainkar and Village Treasurer John Sawyers.

**PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was led by Trustee Phelan and the Stallions Football Team and Cheerleaders.

**PRESENTATION TO MAYOR SEXTON**

Kathryn Fontaine, President of the Evergreen Park Stallions thanked the Mayor, and Recreation Director, Mr. Dennis Duffy and the Village for their support over the years. She noted there are 176 children in the K-8<sup>th</sup> grade program. The Stallions program is a non-profit that offers football, wrestling and cheerleading programs. The Mayor congratulated the Widgets (5<sup>th</sup> and 6<sup>th</sup> grade) and the juniors (7<sup>th</sup> and 8<sup>th</sup>) teams on winning the Metro Youth Football League Super Bowl. The team and their cheerleaders presented super bowl rings in appreciation to Mayor Sexton and Mr. Duffy. The Mayor congratulated the parents/coaches and players. The audience gave them a hearty round of applause.

**OPEN PUBLIC FORUM**

The Chair made the following announcements:

1. Thanks to Senior Citizen Council for their generous donation in the amount of \$2,500 for the mini-bus.
2. The Chair received a hand written letter from retired Fire Chief Jay Reardon for the acknowledgement of the resolution passed in his honor.
3. Family Flake Fest will be held on Saturday, February 10, 2018 from 1-6 pm at Yukich Field.

4. Free Tax preparation services for seniors and disabled adults are available by appointment at the Office of Citizens Services. Circuit Breaker Program and property tax freeze assistance also available. Call OCS for information on the many programs offered at 708-422-8776.

**OPEN PUBLIC** NONE.

**REGULAR  
AGENDA**

Motion by Trustee Phelan second by Trustee Anderson to waive the reading of the minutes of the January 16, 2018 Regular Meeting of the President and Board of Trustees and approved as presented was passed by unanimous voice vote and so ordered by the Chair.

**RESOLUTION  
NO. 7-2017**

Motion by Trustee Marzullo second by Trustee McQuillan to approve **Resolution NO. 7-2018** with expenditures of the General Corporate Fund of \$ 717,407.36 and Water Management Fund in the amount of \$259,850.33 and the 95<sup>th</sup> Street TIF Fund, \$ 26,560.00 and the Capital Improvement Fund, \$ 1,410.00 and the Self Insurance Fund, \$ 9,830.50 and the Street Bond Fund, \$ 16,770.00 for a total of \$ 1,031,828.19. Upon roll call, voting YES: Trustees Marzullo, McQuillan, Anderson and Phelan; voting NO: NONE. The motion was passed and so ordered by the Chair.

**WATER COLLECTORS  
REPORT**

Motion by Trustee McQuillan second by Trustee Phelan to approve the Water Collector's report for January 2018 for information and file in the amount of \$ 868,929.00. The motion was passed by unanimous voice vote and so ordered by the Chair.

**VILLAGE  
COLLECTORS  
REPORT**

Motion by Trustee Phelan second by Trustee Anderson to approve the Village Collector's report for January 2018 for information and file in the amount of \$ 1,622,855.53. The motion was passed by unanimous voice vote and so ordered by the Chair.

**BUSINESS  
CERTIFICATES**

Motion by Trustee Phelan second by Trustee McQuillan to approve the business license application for a new owner and name change **CIGARS AND VAPE'S (formerly Starbucks) to** conduct a retail tobacco and vape shop located at 8740 S. Kedzie Avenue. Upon roll call, voting YES: Trustees McQuillan, Anderson, Phelan and Mayor Sexton; voting NO: Trustee Marzullo. The motion was passed and so ordered by the Chair.

Motion by Trustee Phelan second by Trustee Marzullo to approve the business license application for **FUJI SAM** to operate a sushi operation

inside the Sam's Warehouse located at 9400 S. Western Avenue. Upon roll call, voting YES: Trustees Anderson, Phelan, Marzullo and McQuillan; voting NO: NONE. The motion was passed and so ordered by the Chair.

Motion by Trustee McQuillan second by Trustee Anderson to approve the business license regulation for **RED SNAPPER** to operate a fast food restaurant at the new plaza located at 9648 S. Western Avenue. Upon roll call, voting YES: Trustees Phelan, Marzullo, McQuillan and Anderson; voting NO: NONE. The motion was passed and so ordered by the Chair.

Motion by Trustee Marzullo second by Trustee Anderson to approve the business license regulation for **FOUNDATIONS COUNSELING, LLC** to operate a private mental health therapy office located at 9730 S. Western Avenue in Suite 215. Upon roll call, voting YES: Trustees Marzullo, McQuillan, Anderson and Phelan; 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 regulation for **FIVE GUYS BURGERS AND FRIES** to operate a fast food restaurant located at 2442 W. 95<sup>th</sup> Street. The Chair noted this is the former Noodles property. Upon roll call, voting YES: Trustees McQuillan, Anderson, Phelan and Marzullo; voting NO: NONE. The motion was passed and so ordered by the Chair.

**ORDINANCE  
NO. 5-2018**

Motion by Trustee Phelan second by Trustee Anderson to approve **ORDINANCE NO. 5-2018, 'AN ORDINANCE OF THE VILLAGE OF EVERGREEN PARK REPEALING SECTION 11-29, MOTOR VEHICLE LEASING TAX, OF CHAPTER 11, LICENSES, TAXATION AND MISCELLANEOUS BUSINESS REGULATIONS, ARTICLE 11, TAXATION, DIVISION 1, GENERALLY, OF THE EVERGREEN PARK MUNICIPAL CODE.'** The Chair noted this is to rectify a situation regarding the rental truck tax leased from residents at Menard's. Upon roll call, voting YES: Trustees Anderson, Phelan, Marzullo and McQuillan; voting NO: NONE. The motion was passed and so ordered by the Chair.

**ORDINANCE  
NO. 6-2018**

Motion by Trustee Marzullo second by Trustee McQuillan to approve **ORDINANCE NO. 6-2018, 'AN ORDINANCE AMENDING CHAPTER 12, MOTOR VEHICLES AND TRAFFIC, ARTICLE 1, IN GENERAL, SECTION 13.1, STATUTES ADOPTED BY REFERENCE OF THE EVERGREEN PARK MUNICIPAL CODE.'** Attorney Cainkar explained this allows the Village to take some of the violations not being prosecuted in the court system and place the tickets into the Village adjudication process. Upon roll call, voting YES: Trustees Phelan, Marzullo, McQuillan and Anderson; voting NO: NONE. The motion was passed and so ordered by the Chair.

**RESOLUTION  
NO. 1-2018**

Motion by Trustee McQuillan second by Trustee Anderson to approve **RESOLUTION NO. 1-2018, "A RESOLUTION AUTHORIZING A SETTLEMENT AGREEMENT BETWEEN THE VILLAGE OF EVERGREEN PARK AND LUKE OIL, INC."** The Chair noted this is hazmat situation from a few years ago with judgement for payment to be divided between MABAS participants. Upon roll call, voting YES: Trustees McQuillan, Anderson and Phelan; voting NO: NONE. The motion was passed and so ordered by the Chair.

**RESOLUTION  
NO. 2-2018**

Motion by Trustee McQuillan second by Trustee Anderson to approve **RESOLUTION NO. 2-2018, "A RESOLUTION FOR MAINTENANCE OF STREETS AND HIGHWAYS UNDER THE ILLINOIS HIGHWAY CODE, FROM JANUARY 1, 2018 THROUGH DECEMBER 31, 2018, IN THE AMOUNT OF \$510,000.00."** Upon roll call, voting YES: Trustees McQuillan, Anderson and Phelan; voting NO: NONE. The motion was passed and so ordered by the Chair.

**EPPD VEHICLES  
REQUEST TO  
PURCHASE**

Motion by Trustee Phelan second by Trustee Anderson to approve the request from Police Chief Saunders to purchase (2) police vehicles and to trade in to Currie Motors a 2013 Ford Taurus for \$10,000.00. This includes a 2018 Ford Utility Police Interceptor and a 2018 Ford Taurus. The total cost of the vehicles is \$ 61,289.00. These are budgeted items. Upon roll call, voting YES: Trustees Anderson, Phelan, Marzullo, and McQuillan; voting NO: NONE. The motion was passed and so ordered by the Chair.

**ENGINEER'S  
REPORT**

Mr. Klass was absent with notice.

**ATTORNEY'S  
REPORT**

Mr. Cainkar had no report.

**DEPT. HEADS  
REPORTS**

Mary Ann Diehl Carioto, OCS Director invited everyone to attend the Senior Council Luncheon on February 15, 2018.

Jim Feltz, Youth Director, noted there were over 15 kids using the facilities on Friday. There were (13) thirteen calls for Youth Department snow removal. Mr. Feltz introduced Mr. Hector Murillo owner of the 711 grocery store on 95<sup>th</sup> Street. Mr. Murillo donated food and drink coupons and new video basketball game to the Youth Department. He also donated a check in the amount of \$250.00 to the Youth Department.

The Chair noted Mr. Murillo has written to him requesting a liquor license for beer and wine carry out only at his new location on 95<sup>th</sup> Street. A copy of the letter is in their mailboxes. He asked them to consider the request and a discussion and vote can be done at the next meeting.

Mr. Dennis Duffy, Recreation Director, reported over 120 athletes in the indoor soccer program.

Trustee Marzullo asked if additional signage could be displayed at the Community Center regarding the renovations taking place.

**DEMOLITION  
BID REQUEST**

Motion by Trustee Phelan second by Trustee McQuillan to approve the request from Public Works Director Lorenz to authorize the Clerk to solicit bids for the demolition of the single family residence located at 3443 W. Clark Drive. Upon roll call, voting YES: Trustees Phelan, Marzullo, McQuillan, and Anderson; voting NO: NONE. The motion was passed and so ordered by the Chair.

**MISC.**

The Chair noted he had (2) payouts to Brennan Electric in the amount of \$ 26,560.00. This is a TIF fund item for the lighting at the new Village lot at 95<sup>th</sup> & Sacramento by Wu's. NO BOARD ACTION REQUIRED INFORMATION ONLY.

**ADJOURNMENT**

With nothing further to come before this meeting, motion by Trustee McQuillan second by Trustee Marzullo that this Regular Meeting of the President and Board of Trustees adjourn. Upon roll call voting YES: Trustees Marzullo, McQuillan, Anderson and Phelan; voting NO: None. The motion was passed and so ordered by the Chair at 8:02 P.M.

---

Catherine T. Aparo, MMC, Village Clerk