

Minutes of a **REGULAR MEETING** of the
PRESIDENT and **BOARD OF TRUSTEES**
Village of Evergreen Park, Cook County, IL
Monday, December 6, 2021

CALL TO ORDER The meeting was called to order at 7:30 P.M. by Mayor Burke 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 Kelly Burke
Trustee Carol Kyle
Trustee Mark Marzullo
Trustee James McQuillan
Trustee Jeannie Olson
Trustee Norman Anderson
Trustee Mark Phelan

Also present were Village Attorney Vincent Cainkar and Village Treasurer John Sawyers. Village Engineer Tim Klass was absent with notice.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Trustee Marzullo.

OPEN PUBLIC FORUM

The Chair made the following announcements:

1. The Chair thanked everyone for a wonderful job at our recent Dickens fest especially the Recreation Department and Santa Claus who worked a very full 8 hour day. It was well attended and a great family day event.

2. The Chair read commendations from Police Chief Saunders for Outstanding Performance of Duty by Officers Duffin, Koch, and Detective Rich for the arrest of a habitual criminal and securing charges of burglary and a Class Two Felony.

The Chair read commendations from Police Chief Saunders for Outstanding Performance of Duty to Evergreen Park Police for two felony gun charges by Officers Vos and Phillips for an assault incident that began in Oak Lawn. Also commended was a very alert EP resident who aided the Police in this incident.

3. Congratulations to Carl Bonasera, owner of All-American Comics on 95th Street for (40) forty years in business in Evergreen Park and best of luck in retirement.

4. The Chair extended condolences to the family of longtime resident, Helen Cuprisin former Environmental Commission

member, volunteer, recycling advocate and EP Library supporter. Her friendship and honest will be missed by many.

5. The Village has exceeded the 70% benchmark and reached a vaccination rate of 73.4% with at least one vaccine shot.

6. The Village Hall will be open from 9:00 a.m. to Noon on Friday, December 24, 2021 and closed on Saturday, Christmas Day, December 25, 2021. Normal hours resume on Monday, December 27, 2021 from 9 until 8 pm. The following week the Village Hall will be open from 9:00 a.m. until Noon on Friday, December 31, 2021 and closed on Saturday, January 1, 2022.

7. The Chair noted the Village would lower the flags on Tuesday, December 7, 2021 in memory of former Navy Veteran, Howard Selke and Pearl Harbor veterans.

8. Wednesday, December 8, 2021 the Chamber will host their annual luncheon at St. Xavier University at noon. Contact the Chamber for tickets.

9. On Saturday, December 11, from 10 am to 1 pm Central Middle School is offering all EP members, including students 5 years and older COVID-19 vaccines. A second clinic will be held on Monday, January 3, 2022.

10. The Evergreen Park Traffic Safety Commission will hold their meeting on Monday, December 13, 2021 at 7:00 p.m. in Council Chambers of the Village Hall. The public is encouraged to bring their traffic concerns to the open meeting.

11. Free COVID-19 vaccines are available at the Community Center, 3450 W. 97th Street from 9:00 a.m. to Noon on Thursday, December 16, 2021. Appointments can be scheduled online <https://tinyurl.com/brjxeymu>.

12. The Village will host the annual Christmas concert with Rich Daniels and the City Lights Orchestra at Holy Redeemer Church on Sunday, December 19, 2021 at 7:00 p.m. Recreation Department has announced this event is sold out.

13. Waste Management report for October 2021 reflects totals of 579 tons of Refuse, 97.27 tons of recycling and 140 tons of Yard Waste.

14. Trustee Kyle thanked the Mayor for her interoffice memos with information on current projects.

OPEN PUBLIC AUDIENCE

Mr. Doyle Landry, USMC veteran, thanked Mayor Burke for her quick response to his email. He stated he was treated poorly at a local business in Evergreen Park. He suggested Mayor Burke create a comprehensive seminar on how to treat Veterans. The Mayor thanked him for his service. The Chair is attending the Chamber of Commerce luncheon and will pass the suggestion along.

REGULAR AGENDA

Motion by Trustee Phelan second by Trustee Anderson to waive the reading of the minutes of the November 15, 2021 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.

**FINANCE
MINUTES**

Motion by Trustee Marzullo second by Trustee McQuillan to approve the minutes of the November 29, 2021 meeting of the Evergreen Park Finance Committee and were approved as presented was passed by unanimous voice vote and so ordered by the Chair.

**RESOLUTION
NO. 3-2022**

Motion by Trustee Anderson second by Trustee Phelan, to approve **Resolution NO. 3-2022** with expenditures of the General Corporate Fund of \$ 648,142.11 and the Water Management Fund in the amount of \$ 277,343.82 and the Street Bond Fund, \$16,250.00 for a total of \$ 941,735.93. Upon roll call, voting YES Trustees Kyle, Marzullo, McQuillan, Olson, Anderson and Phelan voting NO: NONE. The motion was passed and so ordered by the Chair.

**BUSINESS
LICENSE**

Motion by Trustee Phelan second by Trustee Kyle to approve the business regulation certificate for **FRENCH NAILS SALON (New owner and expanded space)** located at 9848-9850 S. Kedzie Avenue to operate a nail salon. Upon roll call voting YES Trustees Marzullo, McQuillan, Olson, Anderson, Phelan and Kyle voting NO: None. The motion was passed and so ordered by the Chair.

Motion by Trustee Phelan second by Trustee Olson to approve the business regulation certificate for **BODII CAFÉ INC. D/B/A PINK RIBBON SKINCARE** located 3317-19 West 95th Street to operate a space for esthetics and skin care for cancer patients and other concerns. Upon roll call voting YES Trustees McQuillan, Olson, Anderson, Phelan, Kyle and Marzullo voting NO: None. The motion was passed and so ordered by the Chair.

Motion by Trustee Kyle second by Trustee Olson to approve the business regulation certificate for **3-D DESIGN NAIL SPA (New Owner)** located at 9830 S. Western Avenue to operate manicure and pedicure services. Upon roll call voting YES Trustees Olson, Anderson, Phelan, Kyle, Marzullo and McQuillan voting NO: None. The motion was passed and so ordered by the Chair.

**EPPD
PROMOTION
LT. KMETTY**

Trustee Marzullo suggested Lt. Kmetty's promotion be moved up on the agenda due to his large family in the audience tonight especially a very tired little baby.

Motion by Trustee Anderson second by Trustee McQuillan to approve Police Chief Saunders request to promote Sgt. Michael Kmetty to Lieutenant. The Chair introduced Lt. Michael Kmetty

and his wonderful family in attendance in the audience. After pictures were taken, he received a hearty round of appreciative applause and congratulations from the Board and the audience. Upon roll call voting YES Trustees Anderson, Phelan, Kyle, Marzullo, McQuillan, and Olson; voting NO: None. The motion was passed and so ordered by the Chair. The Chair released the family from the rest of the meeting.

Motion by Trustee McQuillan second by Trustee Marzullo to approve the business regulation certificate for **FAST LAB HEALTH COVID TESTING** located at 3317 West 95th Street, Ste. 204 to operate Covid testing. The Chair noted this is the third license application for Covid testing.

The owner of the building, Mirza is also the business license petitioner. A brief discussion took place regarding the testing and parking spaces available. Trustee McQuillan noted there is no lab on site and the office is only 500 square feet. Trustee Kyle requested the business parking be monitored and this license be revisited if issues arise. Upon roll call voting YES Trustees Kyle, Marzullo, McQuillan and Olson voting NO: Trustees Phelan and Anderson. The motion was passed 4 to 2 and so ordered by the Chair.

**ORDINANCE
NO. 21-2021**

Motion by Trustee Phelan second by Trustee Anderson to approve **ORDINANCE NO. 30-2021, "AN ORDINANCE GRANTING SPECIAL USE PERMIT TO ALLOW THE OPERATION OF A VOCATIONAL SCHOOL ON THE PROPERTY LOCATED IN THE "C" COMMERCIAL DISTRICT AT 9730 SOUTH WESTERN AVENUE, EVERGREEN PARK, ILLINOIS."** The Chair stated this was approved at a previous meeting and this Ordinance memorializes the zoning change. Upon roll call voting YES Trustees Kyle, Marzullo, McQuillan, Olson, Anderson and Phelan; voting NO: None. The motion was passed and so ordered by the Chair.

**ORDINANCE
NO. 22-2021**

Motion by Trustee McQuillan second by Trustee Kyle to approve **ORDINANCE NO. 22-2021, "AN ORDINANCE LEVING TAXES FOR GENERAL CORPORATE PURPOSES FOR THE TAX YEAR 2021 FOR THE VILLAGE OF EVERGREEN PARK, COOK COUNTY, ILLINOIS."** The Chair noted the amount of the levy is \$ 7,007,201. Upon roll call voting YES Trustees Marzullo, McQuillan, Olson, Anderson, Phelan and Kyle; voting NO: None. The motion was passed and so ordered by the Chair.

**ORDINANCE
NO. 23-2021**

Motion by Trustee Phelan second by Trustee Olson to approve **ORDINANCE NO. 23-2021, “AN ORDINANCE LEVYING TAXES FOR LIBRARY PURPOSES FOR THE FISCAL YEAR 2021 BEGINNING JANUARY 1, 2019 AND ENDING DECEMBER 31, 2019 FOR THE EVERGREEN PARK PUBLIC LIBRARY, COOK COUNTY ILLINOIS.”** The Chair noted the amount is \$1,337,167 for the library levy. Upon roll call voting YES Trustees McQuillan, Olson, Anderson, Phelan, Kyle and Marzullo; voting NO: None. The motion was passed and so ordered by the Chair.

**ORDINANCE
NO. 24-2021**

Motion by Trustee Olson second by Trustee Kyle to approve **ORDINANCE NO. 24-2021, “AN ORDINANCE AMENDING SECTION 24-203, SEWER RATES, OF CHAPTER 24, WATER, SEWERS AND SEWAGE DISPOSAL, OF THE EVERGREEN PARK MUNICIPAL CODE BY CHANGING THE WASTEWATER SERVICE CHARGE.”** The Chair noted the **village has not passed** along the water rate increases to residents but is passing along this ten cent per 1,000-gallon sewer charge to help offset costs of infrastructure repairs. Upon roll call voting YES Trustees Olson, Anderson, Phelan, Kyle, Marzullo, and McQuillan; voting NO: None. The motion was passed and so ordered by the Chair.

**ORDINANCE
NO. 25-2021**

Motion by Trustee McQuillan second by Trustee Kyle to approve **ORDINANCE NO. 25-2021, “AN ORDINANCE APPROVING THE STEELE’S SUBDIVISION OF THE PROPERTY LOCATED AT 2601-2605 WEST 98TH STREET, EVERGREEN PARK, ILLINOIS.”** Mr. Steele an EP resident and owner of the property was in the audience. The subdivision had been approved as an Administrative Deviation from the Building Commissioner and the Board approved the subdivision of (2) two lots of 37.5 feet for the purpose of constructing (2) two new single family homes. Upon roll call voting YES Trustees Anderson, Phelan, Kyle, Marzullo, McQuillan and Olson; voting NO: None. The motion was passed and so ordered by the Chair.

**ARBOR DAY
PROCLAMATION**

Motion by Trustee Phelan second by Trustee Kyle to issue a proclamation, **“Recognizing December 10, 2021 as Arbor Day in the Village of Evergreen Park.”** Mr. Gavin Yeaman, Dep. St. Director noted this is normally done in April but due to the pandemic, the scheduled proclamation had been delayed. The Chair noted this is necessary to declare the Village of Evergreen Park part of Tree City USA. The Proclamation was approved as presented and passed by unanimous voice vote and so ordered by the Chair.

**OPIOID
LITIGATION**

Motion by Trustee Phelan second by Trustee Marzullo to authorize the Village of Evergreen park to opt in and participate in settlements of nationwide opioid litigation against the three largest pharmaceutical distributors, McKesson, Cardinal Heath and Amerisourcebergen and against one manufacturer, Janssen Pharmaceuticals, Inc. and its parent company Johnson and Johnson. The Chair explained the State of Illinois, Attorney General, Kwame Raoul's office will disburse monies towards the cost of the opioid crisis incurred by first responders. Upon roll call voting YES Trustees Phelan, Kyle, Marzullo, McQuillan, Olson and Anderson voting NO: None. The motion was passed and so ordered by the Chair.

**EPPD
SQUADS
PURCHASE**

Motion by Trustee McQuillan second by Trustee Phelan to approve the Police Chief's request to purchase (6) six new squad cars and (1) one community service vehicle in the amount of \$200,676.00 from Currie Motors as part of the Suburban Purchasing Cooperative. The Chair noted this purchase was put on hold during the pandemic for economic concerns. Upon roll call voting YES Trustees Kyle, Marzullo, McQuillan, Olson, Anderson and Phelan voting NO: None. The motion was passed and so ordered by the Chair.

**EPPD HIRE
PROBATIONARY
OFFICER**

Motion by Trustee Marzullo second by Trustee Phelan to hire (1) probationary officer from the Probationary Patrol Officer Eligibility List due to the resignation of a patrol Officer Herrera. Upon roll call voting YES Trustees Marzullo, McQuillan, Olson, Anderson, Phelan and Kyle; voting NO: None. The motion was passed and so ordered by the Chair.

**NATIONAL
LEAUGE OF
CITIES**

Motion by Trustee Kyle second by Trustee McQuillan to approve the Mayor's request for membership dues in the National League of Cities for \$ 1,604 for January 1, 2022 through December 31, 2022. Upon roll call voting YES Trustees McQuillan, Olson, Anderson, Phelan, Kyle and Marzullo; voting NO: None. The motion was passed and so ordered by the Chair.

**VILLAGE
ENGINEER**

Mr. Klass presented an agreement required with the CSX Railroad for the Village to pay the initial costs from the CSX engineering firm for approximately \$3000 - \$4,000 in fees. This is the New Project Initiation Form needed to move forward with the proposed 91st Street Sidewalk at the CSX ROW (Right of Way).

A brief discussion took place regarding the required agreements to move forward with the project. NO VOTE INFO ONLY.

**VILLAGE
ATTORNEY**

Mr. Cainkar had no report.

**BIDS
DEMOLITION
3245 W. 97TH ST.**

Motion by Trustee Kyle second by Trustee Olson to approve PW Director Lorenz's cost of demolition for two single family homes located at 3245 West 97th Street in the amount of \$ 32,500 from the low bidder, Dunleavy Construction. The work includes demolition of two (2) two-story structures and (1) one garage. The Chair noted there have been trespassing issues with this vacant property and a court order demolition has been obtained. Upon roll call voting YES Trustees Olson, Anderson, Phelan, Kyle, Marzullo and McQuillan; voting NO: None. The motion was passed and so ordered by the Chair.

Motion by Trustee Phelan second by Trustee Anderson to approve PW Director Lorenz's payment to EIFS Specialties for the cost of exterior repair work on the façade improvements at the Police station at a cost of \$ 148,105.00. Upon roll call voting YES Trustees Anderson, Phelan, Kyle, Marzullo, McQuillan, Olson; voting NO: None. The motion was passed and so ordered by the Chair.

Motion by Trustee Phelan second by Trustee Kyle to approve PW Director Lorenz's request for payment to the low bidder of Dunleavy Construction in the amount of \$18,877.00 for demo and asbestos abatement to a single family home at 9435 S. Troy. Upon roll call voting YES Trustees Kyle, Marzullo, McQuillan, Olson, Anderson and Phelan voting NO: None. The motion was passed and so ordered by the Chair.

Motion by Trustee Phelan second by Trustee McQuillan to approve PW Director Lorenz's request for final payment to Strada Construction for 2021 50/50 Sidewalk replacement in the amount of \$123,733.13. Upon roll call voting YES Trustees Marzullo, McQuillan, Olson, Anderson, Phelan and Kyle voting NO: None. The motion was passed and so ordered by the Chair.

Motion by Trustee Kyle second by Trustee Marzullo to approve PW Director Lorenz's request for payment to Semmer Landscape at a cost of \$25,493.00 for Christmas lighting and decorations within the Village. Upon roll call voting YES Trustees McQuillan,

Olson, Anderson, Kyle and Marzullo voting NO: Trustee Phelan.
The motion was passed and so ordered by the Chair.

**VILLAGE
ATTORNEY**

Mr. Cainkar had no report.

**DEPT.
HEADS**

NONE.

MISC.

Mr. Percy Allen, audience member questioned an increase in the cost of water from the City of Chicago. The Chair clarified there is a cost of living escalator for water prices but the increase will not be passed along to the residents.

ADJOURNMENT

With nothing further to come before this meeting, motion by Trustee Marzullo second by Trustee Kyle that this Regular Meeting of the President and Board of Trustees adjourn. Upon roll call voting YES: Trustees Olson, Anderson, Phelan, Kyle, Marzullo and McQuillan; voting NO: NONE. The motion was passed and so ordered by the Chair at 8:19 P.M.

Catherine T. Aparo, MMC, Village Clerk