

Minutes of a **REGULAR MEETING** of the
PRESIDENT and BOARD OF TRUSTEES
Village of Evergreen Park, Cook County, IL
Tuesday, January 22, 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 Carol Kyle
Trustee Mark Marzullo
Trustee James McQuillan
Trustee Mary Keane
Trustee Jerome Bosch
Trustee Mark Phelan

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

**PLEDGE OF
ALLEGIANCE**

The Pledge of Allegiance was led by Trustee Marzullo.

**OPEN PUBLIC
FORUM**

The Chair made the following announcements:

1. 10th Annual Family Flake Fest on Saturday February 9, 2013;
everyone is invited to attend this fun free family event.
2. Free Tax preparation is available for Seniors and disabled residents
from Citizens' Services call early for appointments.
3. The Chair introduced State Senator Bill Cunningham recently
elected to former State Senator Ed Maloney's seat. Senator
Cunningham thanked the Mayor and stated he is here to help
everyone in the community and encouraged them to contact him at
his office 773-445-8128. The Senator was given a round of
applause.

PUBLIC HEARING

The Chair opened the public meeting for the proposed appropriation
ordinance for the fiscal year beginning November 1, 2011 and ending
October 31, 2012 at 7:37 p.m. He asked for comments from the
audience or the Board of Trustees. Treasurer Sawyers stated copies of
the budget are available through the Clerk's office and the ordinance
passed later tonight will be on the Village website. He added this is a
balanced budget; the General fund is \$ 22,939,248 with a surplus of
\$ 18,131 and the Sewer and Water fund at \$ 6,207,812 with a surplus
of \$ 2,410.00. Trustee Marzullo noted the budget has always been
balanced under Mayor Sexton's tenure as it was under former Mayor
Vacco. The Chair called for any more public or Board comments.

There being none, the public hearing portion of the meeting was closed at 7:39 p.m.

Mr. Bob Baker, Israel, 8700 Washtenaw asked if the Walgreens developers plan to use diversity on the job site. The Chair stated Walgreens utilizes diverse contractors and that will be discussed when the time comes.

**REGULAR
AGENDA**

Motion by Trustee Phelan second by Trustee Kyle to waive the reading of the minutes of the January 7, 2013 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. 6-2013**

Motion by Trustee Bosch second by Trustee McQuillan, to approve **Resolution NO. 6-2013** with expenditures of the General Corporate Fund of \$ 293,982.52 and the Sewer and Water Fund in the amount of \$168,106.22 and the 95TH Street TIF Fund \$3,000 and the Capital Improvement Fund, \$37,143.00 and the Street Bond Fund \$3,500.00 for a total of \$ 505,731.74. Upon roll call, voting YES: Trustees Kyle, Marzullo, McQuillan, Keane, Bosch 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 McQuillan to approve the Village Collector's report for December 2012 for information and file in the amount of \$ 4,806,549.58 in the General Fund and \$2,326,438.10 in the Sewer and Water Fund. The motion was passed by unanimous voice vote and so ordered by the Chair.

**BUSINESS
CERTIFICATES**

Motion by Trustee Kyle second by Trustee Keane to accept the application for Business Regulation Certificate for **Reflections of Health** to conduct a chiropractic office located at 3337 W. 95th Street, Ste. 3. Upon roll call voting YES: Trustees Marzullo, McQuillan, Keane, Bosch, Phelan and Kyle; voting NO: NONE. The motion was passed and so ordered by the Chair.

**ORDINANCE
NO. 1-2013**

Motion by Trustee Bosch second by Trustee Marzullo to approve the **Ordinance No. 1-2013** "AN ORDINANCE PROVIDING FOR AN APPROPRIATION FOR CORPORATE PURPOSES FOR THE FISCAL YEAR BEGINNING, NOVEMBER 1, 2012 AND ENDING OCTOBER 31, 2013 FOR THE VILLAGE OF EVERGREEN PARK, COOK COUNTY, ILLINOIS." Upon roll call voting YES: Trustees McQuillan, Keane, Bosch, Phelan, Kyle and Marzullo; voting NO: NONE. The motion was passed and so ordered by the Chair.

**ORDINANCE
NO. 2-2013**

Motion by Trustee Phelan second by Trustee McQuillan to approve the **Ordinance No. 2-2013** "AN ORDINANCE OF THE VILLAGE

OF EVERGREEN PARK ADOPTING THE 2012 INTERNATIONAL BUILDING CODE, THE 2012 INTERNATIONAL RESIDENTIAL CODE, THE 2012 INTERNATIONAL MECHANICAL CODE, THE ILLINOIS PLUMBING CODE, AND THE 2012 INTERNATIONAL FIRE CODE.” Upon roll call voting YES: Trustees Keane, Bosch, Phelan, Kyle, Marzullo and McQuillan; voting NO: NONE. The motion was passed and so ordered by the Chair.

**ORDINANCE
NO. 3-2013**

Motion by Trustee Kyle second by Trustee Keane to approve **Ordinance No. 3-2013** “**AN ORDINANCE AMENDING SECTION, 24-127, WATER RATES , OF CHAPTER 24, WATER, SEWERS AND SEWAGE DISPOSAL, OF THE EVERGREEN PARK MUNICIPAL CODE BY CHANGING THE RATE FOR WATER PURCHASED.**” The Chair noted this increase is 15% last year it was 25% and next year is 15% per the City of Chicago rate increases. Upon roll call voting YES: Trustees Bosch, Phelan, Kyle, Marzullo, McQuillan and Keane; voting NO: NONE. The motion was passed and so ordered by the Chair.

**ORDINANCE
NO. 4-2013**

Motion by Trustee Phelan second by Trustee McQuillan to approve **Ordinance No. 4-2013** “**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 RATE FOR WASTEWATER SERVICE CHARGE.**” Upon roll call voting YES: Trustees Kyle, Marzullo, McQuillan, Keane, Bosch and Phelan; voting NO: NONE. The motion was passed and so ordered by the Chair.

**ORDINANCE
NO. 5 -2013**

Motion by Trustee Phelan second by Trustee McQuillan to approve **Ordinance No. 5-2013** “**AN ORDINANCE AMENDING SECTION, 20-4, WASTE, LANDSCAPE WASTE AND RECYCLING SERVICE CHARGE OF CHAPTER 20, SOLIDE WASTE, OF THE EVERGREEN PARK MUNICIPAL CODE.**” The Chair noted this increase is 3.98% over last year’s rate. Upon roll call voting YES: Trustees McQuillan, Keane and Bosch; voting NO: Trustees Kyle, Marzullo and Phelan; Mayor Sexton voted YES to break the tie. The motion was passed and so ordered by the Chair.

**WALGREENS
PRESENTATION**

Motion by Trustee Phelan second by Trustee Kyle to approve with conditions and accept the minutes of the Zoning Board of Appeals recommendation to approve the variance for Walgreens from the January 8, 2013 meeting. Specific conditions will be included in the ordinance prepared by attorney Cainkar. Conditions will include the results of future meetings with the residents of 9500 Block of Harding, Commissioner Clohessy, Walgreens and the development team.

The team from DK Acquisitions consisted of: Mr. David Agosto, VP, and Mr. Larry DiVito and Mr. David Shaw attorney for DK

Retail. They presented the proposed 15,000 square foot Walgreens project located at southeast corner of 95th & Pulaski Avenue. Mr. Agosto gave additional site plans to the Board and presented the artists rendition to the audience. The Chair noted these drawings will be available on the website tomorrow morning. Residents Diane Rice, 9515 Harding, Bill Wright 9524 Harding, Greg Putlak 9521 S. Harding expressed their concerns. They include parking, location of the drive up windows, fencing, hours of operation, the size of the store and the possibility of a cul de sac at 95th / Harding Avenue. Trustee Marzullo was concerned the traffic egress and entrance lanes will not work due to the volume of traffic in the area. He also Mr. Agosto stated the buffer area is quiet a bit of space between the area and fencing.

Trustee McQuillan questioned the drive up noise levels. It was noted the drive up uses a telephone system not a speaker system. Trustee Phelan questioned the use of a cul de sac. Mr. Agosto stated they would oblige the Village with whatever is necessary. Mr. Putlak had given a drawing to the Zoning Board and questioned if the refuse pick up could be moved away from the residential area. Mr. Agosto stated it will be fenced off from the residential exposure. A discussion took place regarding the loading area for the trucks, the entrances and the egress lanes.

The Chair noted this will be similar to the Walgreens in Wheaton. He directed the Bldg. Comm. Clohessy to meet with the developers and Walgreens and the residents to discuss resolutions to their concerns. Trustee Phelan suggested the residents form a committee and bring their ideas to the Mayor. The Chair noted the Village will try to accommodate as many suggestions as possible. Upon roll call voting YES: Trustees McQuillan, Keane, Bosch, Phelan, Kyle and Marzullo; voting NO: NONE. The motion was passed and so ordered by the Chair.

POLICE INTERNSHIP

Motion by Trustee Kyle second by Trustee McQuillan to approve EP Police Chief Saunders' request to approve Michael Skrobot as a participant in the Evergreen Police Department's College Student Internship Program. Upon roll call voting YES: Trustees Keane, Bosch, Phelan, Kyle, Marzullo and McQuillan; voting NO: NONE. The motion was passed and so ordered by the Chair.

VEHICLE SALE BLDG. DEPT.

Motion by Trustee Phelan second by Trustee Marzullo to approve the request from the Building Department to sell as is a 2000 Chevy Impala (#116993) to Car Max. Upon roll call voting YES: Trustees Bosch, Phelan, Kyle, Marzullo, McQuillan and Keane; voting NO: NONE. The motion was passed and so ordered by the Chair.

5 K RUN QUEEN OF MARTYRS

Motion by Trustee Bosch second by Trustee Keane to approve the request from Queen of Martyrs to hold a Celtic K 5 K Run/2 K Walk on Sunday, March 3, 2013. The Chair directed the Police Department to meet with the organizers of the run regarding traffic routes, safety issues and volunteers. Upon roll call voting YES: Trustees Phelan, Kyle,

Marzullo, McQuillan, Keane and Bosch; voting NO: NONE. The motion was passed and so ordered by the Chair.

**UPDATE ON
96TH PLACE
& WASHTENAW**

PW Director Lorenz noted Olthoff contractors will begin improvements to the 96th Place & Washtenaw basin. The work will start January 23, 2013 and the first phase should end around March 5, 2013. Second phase includes road paving and landscaping will begin in April and be completed by second half of May 2013.

The Chair noted the 9547 S. Homan Senior Center is finished. The Chair thanked Tim Klass, Bill Lorenz and Ed Clohessy for their work on the center. He encouraged the Board to inspect the building with Mr. Lorenz.

**ENGINEER'S
REPORT**

Village Engineer, Tim Klass had no report.

**ATTORNEY'S
REPORT**

The Attorney had no report.

BIDS

Motion by Trustee Phelan second by Trustee Marzullo to approve the PW Director's request to solicit bids for equipment to operate and maintain the new driving range at 91st & California. This is a budgeted item. Upon roll call voting YES: Trustees Kyle, Marzullo, McQuillan, Keane, Bosch and Phelan; voting NO: NONE. The motion was passed and so ordered by the Chair.

Motion by Trustee Phelan second by Trustee Bosch to approve the PW Director's request to solicit bids for retaining walls around the driving range at the new park at 91st & California. This is a budgeted item. Upon roll call voting YES: Trustees Marzullo, McQuillan, Keane, Bosch, Phelan and Kyle; voting NO: NONE. The motion was passed and so ordered by the Chair.

Motion by Trustee Marzullo second by Trustee Bosch to approve the PW Director's request to approve Suburban General as the lowest bid for site utility work at the new Culvers Restaurant located at 9515 S. Kedzie in the amount of \$76,825.00. This project is funded by TIF monies. Upon roll call voting YES: Trustees McQuillan, Keane, Bosch, Phelan, Kyle and Marzullo; voting NO: NONE. The motion was passed and so ordered by the Chair.

Motion by Trustee Phelan second by Trustee McQuillan to approve the PW Director's request to purchase a 2012 Ford F-450 for the mechanics. The State purchase was \$63,649.00 and the same truck was found at a dealer in Plainfield for the price of \$44,591.00. There are additional fees of \$5,400 for emergency lights, new air compressor and a welder. Total for this truck is \$50,000 with a savings of \$13,649. This is a budgeted item. Upon roll call voting YES: Trustees Keane, Bosch, Phelan, Kyle, Marzullo, and McQuillan; voting NO: NONE. The motion was passed and so ordered by the Chair.

MISC.

The Chair noted payouts to Craig A. Podalak, Architect in the amount of \$11,735.00 for the Senior Center Final Payout, \$3,165. for the Recreation Bldg at 2701 W. 91st Street and the Park Pergola drawings in the amount of \$11,363.00. NO BOARD ACTION REQUIRED. INFORMATION ONLY.

Trustee Kyle commended the Fire Department and the Police Department during the recent roof collapse at the Casual Male building on 95th Street.

ADJOURNMENT

With nothing further to come before this meeting, motion by Trustee Phelan second by Trustee Kyle that this Regular Meeting of the President and Board of Trustees adjourn. Upon roll call voting YES: Trustees Bosch, Phelan, Kyle, Marzullo, McQuillan and Keane; voting NO: None. The motion was passed and so ordered by the Chair at 8:35 P.M.

Catherine T. Aparo, CMC, Village Clerk