

Minutes of a **REGULAR MEETING** of the  
**PRESIDENT** and **BOARD OF TRUSTEES**  
Village of Evergreen Park, Cook County, IL  
**Monday, July 15, 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 Mark Phelan

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

**PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was led by Trustee Phelan.

**OPEN PUBLIC FORUM**

The Chair made the following announcements:

1. The Chair congratulated Fire Chief Ron Kleinhaus as Evergreen Park has achieved re-certification until 2016 as an Illinois Professional Emergency Manager from the Illinois Emergency Management Agency (IEMA).
2. The Chair read a portion of a thank you letter from Chicago Fire Commission Jose Santiago commending the Evergreen Park Fire for their assistance during the Chicago Blackhawks Stanley Cup celebratory parade on June 28, 2013.
3. Thanks to everyone especially Dennis Duffy for a great Day in the Park.
4. The Farmers Market continues each Thursday from 7:00 am to 1:00 pm until October 26, 2013.
5. Movies in the Park continue on Friday, July 19, 2013 at Duffy Park at 8:45 p.m. featuring, "Wreck it Ralph."
6. Village vehicle sticker renewals will be sent out in August as the renewal date has been changed to September 15<sup>th</sup> of each year.
7. Everyone is encouraged to attend the EP Chamber Golf Outing on Friday, August 2, 2013 at Fountain Hills Golf Course in Alsip. Contact Tom Ollenburger or Mike Dillon for information.

8. The Chair congratulated Evergreen Police Officer Chris LeCompte on the birth of his son and also his off duty arrest at the hospital of a suspected felony robbery. While waiting for his son's release from Prentice Women's Hospital Officer LeCompte intervened in the scuffle and held the robbery suspect until security officers arrived.
9. A change of the Board meeting will be requested due to his commitment to Catholic Charities Fund raiser on Monday August 5, 2013.
10. The Chair read a portion of the thank you note from EP residents Steve and Kelly Duffy who rose over \$28,000 in the recent Relay for Life for the Cancer Society.

**OPEN PUBLIC  
AUDIENCE**

Mr. Clarence Nowicki , 9018 S. Troy, asked for an update on the vacant Aqua Pool. The Chair responded it was bought and the new owner intended to make it a pool for daily use. Renovation estimates done by an architect are between \$750,000 to one million dollars for updates. The Chair advised Mr. Nowicki to call him in the morning and he would give him the owner's information so he can contact the owner regarding why it is not open yet.

Mr. Larry Merchantz, 9300 Block of Avers, asked the Board not to approve the assault weapon ban on tonight's agenda. He stated he is a former police officer and retired army veteran. He currently participates in competitive target shooting and the guns and magazines he uses would be banned per this ordinance.

A lengthy discussion took place regarding the exceptions for police officers and the magazines used and the limitation of ten rounds and under. Audience members and the Village Board discussed a variety of issues including automatic vs. semi-automatic weapons, the right to protect your home/ family and Second Amendment rights and the list of weapons and magazines included in the ban.

Speaking against passing the assault ban ordinance were Chicago residents, Mr. Becket and Mr. Golinski. Evergreen Park residents speaking in opposition of the ban were Mike Wallace, Bill Steininger, Jim Goliak, Kathy Lehard, Mr. Reynoso, Mr. John Young, Bill Zurella and Adam Ramirez.

Mrs. Helen Cuprisin, Evergreen Park stated Alsip, Burbank and Evanston have all adopted the assault weapon ban. She questioned if the NRA is running this country.

The Chair explained the State of Illinois has given local municipalities a deadline of ten days after the passage of the concealed carry law to pass their own assault weapon bans. The attorney stated the deadline date is July 19, 2013. The Chair added the State of Illinois has not acted and are forcing local municipalities to deal with passing gun laws. The Chair thanked everyone for their input.

**REGULAR  
AGENDA**

Motion by Trustee Phelan second by Trustee Kyle to waive the reading of the minutes of the July 1, 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. 18-2013**

Motion by Trustee Marzullo second by Trustee McQuillan, to approve **Resolution NO. 18-2013** with expenditures of the General Corporate Fund of \$ 9,346.30 and the Sewer and Water Fund in the amount of \$ 50,414.25 and the 95<sup>th</sup> Street TIF Fund, \$243,072.81 for a total of \$ 302,833.36. Upon roll call, voting YES: Trustees Kyle, Marzullo, McQuillan, Keane, and Phelan; voting NO: NONE. The motion was passed and so ordered by the Chair.

**BUSINESS  
CERTIFICATES**

Motion by Trustee McQuillan second by Trustee Kyle to approve the business license application for Investors **S & A Com, INC.** **DBA GREEN ZONE** (a second location for Alberto's) to operate retail sale of clothing (new and used) located at 3615 W. 95<sup>th</sup> Street. Upon roll call, voting YES: Trustees McQuillan, Keane, Phelan and Kyle; Trustee Marzullo abstained and voting NO: NONE. The motion was passed and so ordered by the Chair.

Motion by Trustee Phelan second by Trustee Kyle to approve the application for **LaCOSINA JALISCIENSE** to operate a Mexican Restaurant located at 3224 W. 95<sup>th</sup> Street (old Zaca Taco). Upon roll call, voting YES: Trustees McQuillan, Keane, Phelan, Kyle and Marzullo; voting NO: NONE. The motion was passed and so ordered by the Chair.

Motion by Trustee Kyle second by Trustee Marzullo to approve the application for **74<sup>th</sup> STREET DEPOT FEDERAL CREDIT UNION** to operate a federal credit union, financial services and savings and loans located at 3324 W. 95<sup>th</sup> Street. Upon roll call, voting YES: Trustees Keane, Phelan, Kyle, Marzullo and

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

Motion by Trustee Kyle second by Trustee McQuillan to approve the business license application for **Chef D Eatery** (old Moon Burger) to operate a restaurant / take out located at 3342 W. 95<sup>th</sup> Street. Upon roll call, voting YES: Trustees Phelan, Kyle, Marzullo, McQuillan and Keane; voting NO: NONE. The motion was passed and so ordered by the Chair.

**ORDINANCE**

**NO. 16-2013**

Motion by Trustee Phelan to approve died for the lack of a second. The audience broke out into a round of applause. Clerk's note: The ordinance was not voted on and did not pass.

**METROPOLITAN  
MAYOR'S CAUCUS**

**DUES**

Motion by Trustee Kyle second by Trustee Phelan to approve the request for \$694.82 for 2012-2013 membership dues (0.035 per capita) for the Metropolitan Mayors Caucus. Upon roll call, voting YES: Trustees Kyle, Marzullo, McQuillan, Keane and Phelan; voting NO: NONE. The motion was passed and so ordered by the Chair.

**CHANGE of BOARD  
MEETING DATE**

Motion by Trustee Kyle second by Trustee Marzullo to approve the Mayor's request to change the next Board Meeting to Tuesday, August 6, 2012. The Chair explained he has a charitable event to attend on Monday August 6, 2012 and appreciates the Board's cooperation. Upon roll call, voting YES: Trustees Kyle, Marzullo, McQuillan, Keane and Phelan; voting NO: NONE. The motion was passed and so ordered by the Chair.

**ENGINEER'S  
REPORT**

Engineer Klass was absent, no report.

**ATTORNEY'S  
REPORT**

The Attorney had no report.

**BIDS**

Motion by Trustee Phelan second by Trustee McQuillan to approve the PW Director's request to solicit bids for the replacement of the roof at the Water Division garage. In 2012 roof evaluations were done by Tremco Company on all Village buildings and it was recommended the water roof be replaced immediately. This is a budgeted item. Upon roll call, voting YES:

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

Motion by Trustee Phelan second by Trustee Kyle to approve the PW Director's request to award the low bid to Precision Cement Company in the amount of \$46,500. for the Fire Department's 62 x 90 concrete pad. Upon roll call, voting YES: Trustees McQuillan, Keane, Phelan, Kyle and Marzullo; voting NO: NONE. The motion was passed and so ordered by the Chair.

**MISC.**

The Chair noted there a fiber optic cable was installed between the Fire house and the Village Hall at a cost of \$ 16,558.70 by Directional Solutions. The Chair noted various payouts were made to Frank Novotny Engineering. NO BOARD ACTION REQUIRED.

**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 Keane, Phelan, Kyle, Marzullo, and McQuillan; voting NO: NONE. The motion was passed and so ordered by the Chair at 8:19 P.M.

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Catherine T. Aparo, CMC, Village Clerk