

Minutes of a **REGULAR MEETING** of the  
**PRESIDENT and BOARD OF TRUSTEES**  
 Village of Evergreen Park, Cook County, IL  
**Monday, August 15, 2016**

**CALL TO ORDER** The meeting was called to order by Clerk Aparo at 7:30 P.M. 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 Daniel McKeown  
 Trustee Mark Phelan

Trustee Keane was absent with notice.

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

**PLEDGE OF ALLEGIANCE** The Pledge of Allegiance was led by Trustee McQuillan.

**PUBLIC HEARING  
 SISTERS OF MERCY**

The Chair opened the Public Hearing at 7:31 P.M. stating a public notice was published regarding this hearing to consider amending the final judgement and consent decree of June 15, 2012 for Mercy Circle located at 3659 W. 99<sup>th</sup> Street, restricting admission to only men and women religious.

Speaking on behalf of Mercy Circle were Sister Susan Sanders, RSM, team member with Sisters of Mercy Sister Laura Reicks, RSM, President of Mercy Circle, and Frances Lachowicz, executive director of Mercy Circle. Sister Sanders stated 143 Sisters of Mercy live in Illinois and of that number 91 live at Mercy Circle. The remaining 52 Sisters, only seven are under 70 years old. Sister Reicks, requested the admission of lay people to Mercy Circle of any persons 62 years and older for senior residences, health care and rehab services.

She stated they are the only Catholic retirement community in this area. They currently have 85 % occupancy and the standard is 95% to meet financial responsibilities. There are not enough men and women religious to fulfill the standard. The concern is for the future of Mercy Circle.

Ms. Lachowicz stated Mercy Circle has a 5 star rating and has passed all inspections by the Illinois Department of Public Health and have zero deficiencies since opening. She added 115 jobs have been created due to Mercy Circle.

Mrs. Helen Cuprisin, 9200 Block of Homan, questioned the cost of entry for a layperson. The Chair suggested she meet with them in private for an explanation of costs.

Mr. Percy Allen, 8900 Block of Mozart, asked for an explanation of a deficiency. Ms. Lachowicz stated it is a term used for something that is not up to nursing standards or senior living standards. Motion by Trustee Kyle second by Trustee Marzullo to close the public hearing at 7:38 p.m. Upon roll call, voting YES: Trustees Kyle, Marzullo, McQuillan, McKeown and Phelan; voting NO: NONE. The motion was passed and so ordered by the Chair.

## **OPEN PUBLIC FORUM**

The Chair made the following announcements:

1. Special thanks to EP Police Officers and the EP Police Department for the apprehension of two subjects in a recent garage burglary. Correspondence was received from Mrs. Cunningham and other residents to the EPPD for a job well done.
2. The Chair gave a West Nile update stating the entire Village was sprayed last week.
3. The Chair reported the Community Farm has given 852 of fruits and veggies to the EP Food Pantry. The Chair gave special thanks to EP Street Department for their work at the farm specifically Gavin Yeaman and Jim Nowicki.
4. The Village Hall will be closed on Monday, September 5, 2015 in observance of Labor Day. The next Village Board meeting is Tuesday, September 6, 2015 due to the holiday.
5. Vehicle stickers are on sale at the Village Hall and the deadline for purchase is September 15, 2015.
6. Sunday August 21, 2016 City Lights Orchestra performs under the direction of Rich Daniels for the final Summer Concert at 6 p.m. at Klein Park.
7. Most Holy Redeemer Church is hosting their 75<sup>th</sup> Anniversary Parish/School reunion on parish grounds at 9525 S. Lawndale on Saturday, September 3, 2016. Contact MHR for more information at 708-425-5354.
8. Sunday September 11, 2015 a live musical concert at 5:00 p.m. By our home town son, Perry Danos will be given at the 50 acre Park on 91<sup>st</sup> Street.
9. Carson's grand opening is scheduled for Wednesday, September 14, 2016. A special promotion will be offered to

raise funds for the new senior mini bus. More information to follow.

10. The final movie in the Park is Friday August 19, 2016 with the classic animated "Aladdin" at 8:15 p.m. at Circle Park.
11. The Village will host the Hot Rod Classic Car Show at Yukich Field on Friday, September 23, 2016 from 3:00 to 10:00 pm. Proceeds will benefit the "March 4 Meg Foundation."
12. Farmers Market opens at 7:00 am until 1:00 pm every Thursday at Yukich Fields until October 2016.
13. EP Rec. Dept. Candlelight Theater present, "A Night of One Act Plays" at the Senior Center on Saturday, September 10 at 7:00 p.m. and a dinner theatre matinee on Sunday, September 11, dinner at 12:30 p.m. and performance at 2 pm. Tickets are available at the Community Center during normal business hours. Information is on the website.
14. Trustee Marzullo reminded everyone only the current Village vehicle sticker should be displayed on the windshield.
15. Trustee Phelan stated due to recent incidents of children being hit by vehicles he asked everyone to slow down while driving.

#### **OPEN PUBLIC AUDIENCE**

Mr. Clarence Nowicki, 8900 Block of Troy, questioned if single family homes are still planned for the former Aqua Pool property. The Mayor responded that is correct and in direct contrast to the rumors there are no multiple dwellings planned.

#### **REGULAR AGENDA**

Motion by Trustee Phelan second by Trustee McKeown to waive the reading of the minutes of the July 18, 2016 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.

#### **ZONING BOARD MEETING JULY 18, 2016**

Motion by Trustee Phelan second by Trustee McKeown to waive the reading of the minutes of the July 18, 2016 meeting of the Village Board acting as a Zoning Board of Appeals for a rear yard setback variation and parking variation for 2952 W 95<sup>th</sup> Street approved as presented was passed by unanimous voice vote and so ordered by the Chair.

#### **RESOLUTION NO. 19-2016**

Motion by Trustee Phelan second by Trustee Marzullo, to approve **Resolution NO. 19-2016** with expenditures of the General Corporate Fund of \$ 851,018.91 the Sewer & Water Fund in the amount of \$ 94,159.84 and the 95<sup>th</sup> Street TIF Fund \$ 1,458.90 and the Capital Improvement Fund, \$368.26 and the Street Bond Fund \$ 24,930.00 for a total of \$ 971,935.91. Upon roll call, voting YES: Trustees Kyle, Marzullo, McQuillan, McKeown and

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

**RESOLUTION  
NO. 20-2016**

Motion by Trustee McQuillan second by Trustee Phelan, to approve **Resolution NO. 20-2016** with expenditures of the General Corporate Fund of \$ 402,661.07 the Sewer & Water Fund in the amount of \$ 52,427.24 and the 95<sup>th</sup> Street TIF Fund \$ 5,902.71 and the Self Insurance Fund, \$ 3,009.84 and the Street Bond Fund \$ 77,350.00 for a total of \$ 541,350.86. Upon roll call, voting YES: Trustees McQuillan, McKeown, Phelan, Kyle and Marzullo; voting NO: NONE. The motion was passed and so ordered by the Chair.

**VILLAGE  
COLLECTOR'S  
REPORT**

Motion by Trustee McKeown second by Trustee Marzullo to approve the Village Treasurer's report for July 2016 in the amount of \$ 2,580,389.89. The motion was passed by unanimous voice vote and so ordered by the Chair.

**WATER COLLECTORS  
REPORT**

Motion by Trustee Phelan second by Trustee McQuillan to approve the Water Collectors Report July 2016 with a total of \$ 711,952.79. The motion was passed by unanimous voice vote and so ordered by the Chair.

**VILLAGE TREASURER  
REPORT**

Motion by Trustee Marzullo second by Trustee Kyle to approve the Village Treasurer's report for July 2016 with \$ 6,160,566.68 in the General Fund and \$ 3,814,440.98 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 McKeown by Trustee Marzullo to approve the business license regulation certificate for **WELL CARE PHARMACY**, to operate a pharmacy located in the medical office building located at 9760 S. Kedzie Avenue. Upon roll call, voting YES: Trustees McKeown, 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 Kyle to approve the business license regulation certificate for **BUFF & BLUSH STUDIO**, (2 chairs only) to operate a nail salon and make up studio located at 9250 S. Kedzie Avenue. Upon roll call, voting

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

Motion by Trustee Phelan second by Trustee McKeown to approve the business license regulation certificate for **THE SWEET LIFE**, to operate salon/spa/massages located at 3408 West 95<sup>th</sup> Street in Evergreen Park. Upon roll call, voting YES: Trustees Kyle, Marzullo, McQuillan, McKeown and Phelan; voting NO: NONE. The motion was passed and so ordered by the Chair.

Motion by Trustee Kyle second by Trustee Marzullo to approve the business license regulation certificate for **UNIVERSITY OF CHICAGO PEDS**, to conduct a pediatric medical office located at 2850 West 95<sup>th</sup> Street Suite 12, (Mary Potter Pavilion) in Evergreen Park. Upon roll call, voting YES: Trustees Marzullo, McQuillan, McKeown, Phelan and Kyle; voting NO: NONE. The motion was passed and so ordered by the Chair.

**ORDINANCE  
NO. 22-2016**

Motion by Trustee McQuillan second by Trustee Kyle to approve **ORDINANCE NO. 22-2015** “AN ORDINANCE AMENDING CHAPTER 12, MISCELLANEOUS PROVISIONS AND OFFENSES, ARTICLE VI, OFFENSES INVOLVING PUBLIC MORALS, DIVISION 1, GENERALLY, BY AMENDING SECTION 12-216, POSSESSION OF CANNABIS, OF THE MUNICIPAL CODE OF THE VILLAGE OF EVERGREEN PARK.” Upon roll call voting YES: Trustees McQuillan, McKeown, Phelan, Kyle and Marzullo; voting NO: NONE. The Motion was passed and so ordered by the Chair.

**FIRST AMENDMENT  
TO FINAL JUDGEMENT  
CASE NO 08-CH 34375  
SR. OF MERCY**

Motion by Trustee Marzullo second by Trustee Kyle / Phelan to accept the Approval of First Amendment to Final Judgement and consent Decree in Case No.08-Ch 34375. Upon roll call voting YES: Trustees McKeown, Phelan, Kyle, Marzullo and McQuillan; voting NO: NONE. The Motion was passed and so ordered by the Chair.

**MAYOR’S METRO  
CAUCUS & SOUTHWEST  
CONFERENCE  
MAYORS DUES**

Motion by Trustee Phelan second by Trustee McKeown to approve the request for the Mayors Caucus membership dues and

the 2017 Southwest Conference of Mayors dues. The Southwest Conference dues are \$5,000 and the Metropolitan Mayor's Caucus for 2015-2016 is \$ 893.34 for the year; based on \$0.045 per capita rate. Upon roll call voting YES: Trustees Phelan, Kyle, Marzullo, McQuillan, and McKeown; voting NO: NONE. The Motion was passed and so ordered by the Chair.

**POLICE DEPT.**

**VACANCY/HIRE**

Motion by Trustee McQuillan second by Trustee Marzullo to approve Police Chief Saunders request to declare one vacancy due to the retirement of Sergeant Anthony Signorelli and hire one replacement patrol officer from the Probationary Patrol Officer Eligibility list. Upon roll call voting YES: Trustees Kyle, Marzullo, McQuillan, McKeown and Phelan; voting NO: NONE. The Motion was passed and so ordered by the Chair.

**9400 BLOCK OF**

**HAMLIN REQUEST**

Motion by Trustee McQuillan second by Trustee Marzullo to approve the request from the residents of the 9400 Block of Hamlin for a barricade to restrict northbound traffic and per the Mayor to erect a 4-way stop sing at 9400 and Hamlin. Mr. Kozlarek, spoke from the audience on behalf of his neighbors requests. Upon roll call voting YES: Trustees Marzullo, McQuillan, McKeown, Phelan and Kyle; voting NO: NONE. The Motion was passed and so ordered by the Chair.

**NEW POLICE**

**COMMAND POST**

Motion by Trustee Phelan second by Trustee McQuillan to approve the request from Police Chief Saunders to purchase a new Police Mobile Command Post. Upon roll call voting YES: Trustees McQuillan, McKeown, Phelan, Kyle and Marzullo; voting NO: NONE. The Motion was passed and so ordered by the Chair.

**MARTRY'S FEST  
REQUEST**

Motion by Trustee McKeown second by Trustee Marzullo to approve the request from Queen of Martyrs Parish to hold the annual Martyrs Fest event on Friday, September 23 – Sunday, September 25, 2016. Upon roll call voting YES: Trustees McKeown, Phelan, Kyle, Marzullo and McQuillan; voting NO: NONE. The Motion was passed and so ordered by the Chair.

**MOST HOLY**

**REDEEMER 5K**

Motion by Trustee Phelan second by Trustee McQuillan to approve the annual request from Most Holy Redeemer for the 5 K Raider Run on Thursday, September 15, 2106. Upon roll call voting YES: Trustees Phelan, Kyle, Marzullo, McQuillan and

McKeown; voting NO: NONE. The Motion was passed and so ordered by the Chair.

**MHR MASS IN  
PARK**

Motion by Trustee Phelan second by Trustee Kyle to approve the annual request from Most Holy Redeemer for Homecoming Parade on Saturday, October 1, 2016 and the annual Mass in the Park on Sunday, September 11, 2016 at Duffy Park. Upon roll call voting YES: Trustees Kyle, Marzullo, McQuillan, McKeown and Phelan; voting NO: NONE. The Motion was passed and so ordered by the Chair.

**ST. BERNADETTE  
RIBFEST**

Motion by Trustee McKeown second by Trustee Kyle to approve the request from St. Bernadette for the Annual Rib Fest Saturday, September 10, 2016 from 4:00 p.m. to 11:00 p.m. Upon roll call voting YES: Trustees, Marzullo, McQuillan, McKeown, Phelan and Kyle; voting NO: NONE. The Motion was passed and so ordered by the Chair.

**AMERICAN  
LEGION PARTY**

Motion by Trustee McQuillan second by Trustee Phelan to approve the request from the American Legion Post #854 for an outdoor music festival on Saturday, September 10, 2016 from 3 to 11 p.m. Upon roll call voting YES: Trustees McQuillan, McKeown, Phelan, Kyle and Marzullo; voting NO: NONE. The Motion was passed and so ordered by the Chair.

**LETTER TO  
THE CHAIR**

The Chair stated he had received a letter from Mr. Bryan, on behalf of his 90 year old mother who has lived on the 9800 Block of Millard since 1949. She is opposed to lifting the admission ban for the Sisters of Mercy. The Chair did speak to him about his mother's concerns. The Chair wanted it to be in the public record that all the Board members did receive a copy of the letter for consideration.

**DEPT. HEADS**

OCS Director, Mary Ann Diehl reported Meijer Foods is once again donating to the Evergreen Food Pantry from August through September 24, 2016. Double days from September 1 through September 3, 2016 will result in a \$10.00 donation to be increased to \$30.00 donated to the Evergreen Park Food Pantry.

Dennis Duffy, Recreation Director, stated the Fall/Winter Program books are out and available. A free golf clinic will be held at Silver Lakes on September 8. The Chair stated the driving range is open and being remodeled and the pro from Silver Lakes, Mr. Jerry Vidovic will be available for lessons.

Mike Knieps, Water Department reported per the Illinois Department of Public Health the spraying has reduced the amount of mosquitos by two thirds.

**ENGINEER'S  
REPORT**

Tim Klass had no report.

**ATTORNEY'S  
REPORT**

Attorney Cainkar had no report.

**BIDS**

Motion by Trustee Kyle second by Trustee Phelan to approve the request for demolition of (4) four properties to be completed by Environmental Cleansing Corp at a price of \$94,221.00. The properties are as follows with the demolition cost; (1) 2952 W. 95<sup>th</sup> Street - \$37,781 – (2) 2958 W. 95<sup>th</sup> Street demo cost \$35,280 (3) 9604 S Kedzie- demo cost \$11,760 and (4) 3310 W 97<sup>th</sup> Street- demo cost \$ 8,400. The Chair noted the Board has not decided if the 3310 W. 97<sup>th</sup> Street building will be demolished. If not then the \$8,400 figure should not be added to the total. A brief discussion took place regarding the cost and regulations required for asbestos removal. Upon roll call voting YES: Trustees Marzullo, McQuillan, McKeown, Phelan, and Kyle; voting NO: None. The motion was passed and so ordered by the Chair.

**MISC.**

The Chair noted a payout of \$ 64,497.77 to Village Engineer Novotny & Associates for various village projects. NO BOARD ACTION REQUIRED.

**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 Marzullo, McQuillan, McKeown, Phelan, Kyle; voting NO: None. The motion was passed and so ordered by the Chair at 8:30 P.M.

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Catherine T. Aparo, MMC, Village Clerk