

Minutes of a **REGULAR MEETING** of the  
**PRESIDENT and BOARD OF TRUSTEES**  
Village of Evergreen Park, Cook County, IL  
**Monday, December 17, 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 Carol Kyle  
Trustee Mark Marzullo  
Trustee James McQuillan  
Trustee Mary Keane  
Trustee Norman Anderson  
Trustee Mark Phelan

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

**PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was led by Trustee Marzullo.

**OPEN FORUM**

The Chair made the following announcements:

1. Condolences to the family of Anthony “Tony” Yukich. The Chair requested a moment of silence for the former Village Trustee who passed away recently at 101 years old. Tony was a friend to many and served his country, his church and his community. He was often referred to as the “Godfather of Evergreen Park.” His loss is immense and he will be missed by many.
2. The Chair read a portion of a thank you letter to Little Company of Mary Hospital for the \$5,000 donation to Meals on Wheels.
3. The Village Pantry thanked the UHO Organization for their \$500.00 donation for Christmas toys.
4. The Dan Capuano Ice Rink at Yukich Field (89<sup>th</sup> & California) is open for the season. Contact the Rec. Department for a complete list of hours or visit the Rec. Department’s Facebook page.

5. The Village Hall will be closed at Noon on Monday, December 24, and all day on Tuesday, December 25, 2018 in observance of Christmas and will re-open on Wednesday, December 26, 2018. Garbage pickup will be delayed one day.
6. The Village will also be closed on Monday, December 31, 2018 at Noon and all day on New Year’s Day, Tuesday, January 1, 2019. Normal hours resume on Wednesday January 2, 2019 from 9 am to Noon. Refuse pick- up will be delayed one day.
7. The Chair thanked the Water Reclamation District for the recently passed proclamation of the 125<sup>th</sup> Anniversary of Evergreen Park. He presented it to Virginia Wrobel for the EP Historical Society.
8. Congratulations to Fire Chief Kleinhaus and the EPFD for recognition and commendation from the South Cook County Emergency Medical System for an outstanding resuscitated call which resulted in saving a life.

**OPEN  
PUBLIC**

NONE.

**REGULAR  
AGENDA**

Motion by Trustee Phelan second by Trustee Kyle to waive the reading of the minutes of the December 3, 2018 Regular Meeting of the President and Board of Trustees approved as presented were passed by unanimous voice vote and so ordered by the Chair.

**ZONING BOARD  
MEETINGS  
MINUTES**

Motion by Trustee McQuillan second by Trustee Kyle to approve the minutes of the November 13, 2018 and concur with the ZBA to approve the five-lot subdivision to be located at 8956 S. Troy Avenue in Evergreen Park. This is a rezoning to “A” Residential from “C” Commercial. Upon roll call, voting YES: Trustees Kyle, Marzullo, McQuillan, Keane, Anderson and Phelan; voting NO: NONE. The motion was passed and so ordered by the Chair.

Motion by Trustee McQuillan second by Trustee Marzullo to approve the minutes of the November 13, 2018 ZBA meeting and **table** the vote for the Special Use in the “C” Commercial District for the property at 3801 W. 95<sup>th</sup> Street. Upon roll call, voting **YES to table**: Trustees Marzullo, McQuillan, Keane, Anderson, Phelan and Kyle; voting NO: NONE. The motion to table was passed and so ordered by the Chair.

The former Souzy’s property has been purchased by LePar Animal Hospital and they have requested a Special Use in the “C” Commercial District for a dog day care building with an outdoor

exercise area. Discussion between audience and the board and the owners took place. Among the concerns are the number of dogs in the outdoor area, excessive barking, procedures for removal of odorous waste and the hours of operation for the outdoor area.

Mr. Tom Jarema, 9545 S. Avers, acting as spokesman for some of the neighbors presented photos and audio recordings of barking dogs from other outdoor exercise locations ( Hyde Park, Countryside and Downers Grove) as provided by LePar. He added they are not similar to the Evergreen Park location as claimed by the owners. The neighbors are in favor of the expansion but not the outdoor exercise area. Dr. Joe Whalen and Mr. Bob Edwards the architect for the expansion explained their position. They assured the residents it will be supervised exercise and limit the amount of dogs in the yard area. They will implement a good neighbor policy as well.

Ms. Eileen Conlon, 9519 Hamlin, works nights and is concerned that she can see and hear the barking dogs in the outdoor area. Ms. Vicki Mile, 9312 Lawndale supports the expansion and presented petitions in favor of the expansion to the Chair. Ms. Susie McDonough, 9530 Hamlin stated the petitions presented by LePar are customers and not residents who live in the area adjacent to the actual building.

After a lengthy discussion, the Chair offered to sit down with the business owners and the residents to mediate the various issues and try to come to a consensus. He added he has done this with other businesses such as Walgreens, LCM, and the former golf course. They have all made improvements near residential areas and have reached satisfactory resolutions with their neighbors. Trustee Marzullo agreed the neighbors have legitimate concerns. He urged all parties to meet with the Mayor to discuss a solution prior to a final vote on this zoning request.

Motion by Trustee Phelan second by Trustee Kyle to approve the ZBA meeting minutes of the November 13, 2018 meeting and concur with the decision to allow a Special Use in "C" Commercial for the property located at 3923-3925 W. 95<sup>th</sup> Street in Evergreen Park. This permits a conversion of 542 square feet of commercial space into a residential studio apartment. Upon roll call, voting YES: Trustees McQuillan, Keane, Anderson, Phelan, Kyle and Marzullo; voting NO: NONE. The motion was passed and so ordered by the Chair.

**RESOLUTION  
NO. 4-2019**

Motion by Trustee Kyle second by Trustee Marzullo to approve **Resolution NO.4-2019** with expenditures of the General Corporate Fund of \$ 514,570.86 and the Water Management Fund in the amount of \$ 245,962.53 and 95<sup>th</sup> Street TIF Fund, \$7,169.40 and Capital Improvement Fund, \$776,347.97 and the Special Service Unit #2, \$35,208.58 and the Street Bond Fund, \$ 86,020.00 for a total of \$1,665,279.34. Upon roll call, voting YES: Trustees Keane, Anderson, Phelan, Kyle, Marzullo and McQuillan; voting NO: NONE. The motion was passed and so ordered by the Chair.

**TREASURER'S  
REPORT**

Motion by Trustee Marzullo second by Trustee Kyle to approve the Treasurer's Report for **November 30, 2018** in the amount of \$ 7,124,318.85 in the General Fund and \$4,361,531.65 in the Sewer and Water Fund was passed by unanimous voice vote and so ordered by the Chair.

**BUSINESS  
LICENSES**

Motion by Trustee Kyle second by Trustee Keane to approve the business license application for **SUPE NAILS** to conduct a nail salon located at 10034 S. Kedzie Avenue in Evergreen\_Park. Upon roll call, voting YES: Trustees, Anderson, Phelan, Kyle, Marzullo, McQuillan and Keane; 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 application for **LET'S TALK MOBILE** to conduct a X-finity Store for retail cell phones and accessories located at 9524 S. Western Avenue in Evergreen\_Park. Upon roll call, voting YES: Trustees Phelan, Kyle, Marzullo, McQuillan, Keane and Anderson; 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 application for **CARIBBEAN HAUS, LLC** to conduct a Caribbean Island Style Restaurant and Bar located at 2855 W. 95<sup>th</sup> Street ( formerly Famous Dave's Ribs). Upon roll call, voting YES: Trustees Kyle, Marzullo, McQuillan, Keane, Anderson and Phelan; voting NO: NONE. The motion was passed and so ordered by the Chair.

**ORDINANCE  
NO. 35-2018**

Motion by Trustee Phelan second by Trustee McQuillan to approve **ORDINANCE NO. 35-2018**, "AN ORDINANCE AMENDING SECTION, 24-203, SEWER RATES, OF CHAPTER 24, WATER, SEWERS AND SEWAGE DISPOSAL, OF THE EVERGREEN PARK MUNICIPLA

**CODE BY CHANGING THE WASTEWATER SERVICE CHARGE.”** Upon roll call, voting YES: Trustees Marzullo, McQuillan, Keane, Anderson, Phelan and Kyle; voting NO: NONE. The motion was passed and so ordered by the Chair.

**EPPD  
CONTRACT  
2017-2021**

Motion by Trustee Anderson second by Trustee Kyle to approve the Agreement between the Illinois Council of Police and the Village of Evergreen Park covering Evergreen Park Patrol Officers from May 1, 2017 through April 30, 2021. Upon roll call, voting YES: Trustees McQuillan, Keane, Anderson, Phelan, Kyle, and Marzullo; voting NO: NONE. The motion was passed and so ordered by the Chair.

**EPFD NEW  
AMBULANCE**

Motion by Trustee Phelan second by Trustee Keane to approve the request from Fire Chief Kleinhaus for a new wheeled Coach ambulance to replace the 2008 ambulance. The replacement cost with the Ford Fleet Discount and the trade in of the 2008 is \$160,740.00. The order must be placed by December 21, 2018 to avoid a factor 5% cost increase. Upon roll call, voting YES: Trustees Keane, Anderson, Phelan, Kyle, Marzullo and McQuillan voting NO: NONE. The motion was passed and so ordered by the Chair.

**ENGINEER'S  
REPORT**

Mr. Klass had no report.

**ATTORNEY'S  
REPORT**

Attorney Cainkar had no report.

**BIDS**

NONE.

**MISC.**

The Chair noted payouts to Novotny Engineering in the amount of \$ 7,339.00 for various Village projects. Henry Brothers payout in the amount of \$ 692,041.83 for the Community Center project. No vote required information only.

**DEPARTMENT  
HEADS**

OCS Director, MaryAnn Diehl, invited everyone to the Senior Council Luncheon on December 20, 2018 at 11:30 a.m. for a cost of \$7.00.

Recreation Director Dennis Duffy noted indoor soccer has begun at Central School and Santa continues his visits to homes.

**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. The Chair wished everyone a Merry Christmas and a healthy, happy New Year. Upon roll call voting YES: Trustee Anderson, Phelan, Kyle, Marzullo, McQuillan, and Keane; voting NO: None. The motion was passed and so ordered by the Chair at 8:20 P.M.

---

Catherine T. Aparo, MMC, Village Clerk