

Minutes of a **REGULAR MEETING** of the
PRESIDENT and BOARD OF TRUSTEES
Village of Evergreen Park, Cook County, IL
Monday, September 20, 2010

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 Norbert Smith
Trustee Jerome Bosch
Trustee Mark Phelan

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

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Trustee Bosch.

OPEN PUBLIC FORUM

The Chair made the following announcements:

1. The Environmental Commission is hosting an Electronics Recycling Day on Saturday, October 16, 2010 at the North Corner of Yukich Fields from 10:00 am – 1:00 pm. This is a free event.
2. Thanked Public Works Director Bill Lorenz for his effort in obtaining a Lighting Upgrade Energy Efficiency Project in an amount not to exceed \$47,670.86. This is the third grant received to upgrade lighting in Village buildings.
3. Fall Tree Planting Program ends September 30, 2010. Brochures are available at the Village Hall.
4. Queen of Martyrs will host its annual Martyrs Fest commencing Friday, September 24 from 5- Midnight, Saturday September 25 from Noon to Midnight and Sunday, September 26, 2009 from Noon to 9:00 p.m.
5. Queen of Martyrs will also host its, annual Walk a Thon on Friday, October 1, 2010 from 8:30 am to 2:00 p.m.
6. The Village of Evergreen Park hosts a Hot Rod Classic Car Show at Yukich Field on Friday, October 1, 2010 from 3-10 p.m. Contact Mary Keane at to register for the event. Proceeds for this

event benefit the Memorial Wall at the American Legion Post #854.

7. St. Xavier 5K Run is on Saturday, October 2, 2010.

8. The Evergreen Park Fire Department will host an open house on Sunday, October 3, 2010 from 1-4 p.m. Static displays of fire apparatus and equipment, children's games, fire prevention demonstrations and refreshments will be served.

9. Evergreen Park Community High School's annual Homecoming Parade, Friday, October 8, 2010 starting at 4:00 p.m. with the game to follow at 7:00 p.m.

10. Most Holy Redeemer School will hold its' Annual Homecoming Parade on Saturday, October 9, 2010, commencing at 11:00 a.m.

11. Most Holy Redeemer is hosting the first annual 5K Run this Thursday, September 23, 2010.

12. Thanks to EPPD Officers, Mike Dwyer, Roy Brenza, Detective Sergeant Gary Jarzen, Detectives Watts, McKeown and Lt. Keith Hojek to resolve a residential burglary and return property to the owners.

**OPEN PUBLIC
AUDIENCE**

NONE.

**REGULAR
AGENDA**

Motion by Trustee Bosch second by Trustee Kyle to waive the reading of the minutes of the September 7, 2010 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. 22-2010**

Motion by Trustee Phelan second by Trustee McQuillan, to approve **Resolution NO. 22-2010** with expenditures of the General Corporate Fund of \$195,846.06 and the Sewer and Water Fund in the amount of \$186,160.46 and the Open Lands Project \$1,108,905.84 and the 95th Street TIF Fund, \$ 2,410.28 for a total of \$1,495,572.64. Upon roll call, voting YES: Trustees McQuillan, Smith, Bosch, Phelan, Kyle and Marzullo; voting NO: NONE. The motion was passed and so ordered by the Chair.

**TREASURER'S
REPORT**

Motion by Trustee Bosch second by Trustee Marzullo to approve the Village Treasurer's report for August 2010 with totals of \$4,966,966.86 in the General Fund and \$1,584,656.08 in the Sewer and Water Fund. The motion was passed by unanimous voice vote and so ordered by the Chair.

**BUSINESS
CERTIFICATES**

NONE.

**MOTION TO REMOVE
FROM THE TABLE
AUTO ZONE**

Motion by Trustee Bosch, second by Trustee Smith to remove from the table, the Zoning Board of Appeals Minutes from the meeting held on July 13, 2010 regarding special use for Auto Zone, 2924 W. 95th Street. Upon roll call voting YES: Trustees McQuillan, Smith, Bosch, Phelan, Kyle and Marzullo; voting NO: NONE. The Motion was passed and so ordered by the Chair.

**SPECIAL USE
AUTO ZONE**

Motion by Trustee Bosch second by Trustee Kyle to approve with stipulation the Zoning Board of Appeals recommendation to grant special use for the Auto Zone located at 2924 W. 95th Street. Trustee Bosch questioned Building Commissioner Clohessy regarding the items on his rejection list including ADA accessibility and the stipulation employees and customers will not repair cars in the parking lot or in front of the store. Commissioner Clohessy stated Auto Zone has complied with all of the requested items. He requested the stipulation prohibiting vehicle repairs and signs be placed at entrance and exit doors and the parking lot stating "Vehicle repair in the parking lot is prohibited." Auto Zone has agreed to enforce this policy. The Chair stated the formal ordinance will be prepared for the next Board meeting. Upon roll call voting YES: Trustees Smith, Bosch, Phelan, Kyle, Marzullo and Smith; voting NO: NONE. The Motion was passed and so ordered by the Chair.

**SR. OF MERCY
SETTLEMENT**

Motion by Trustee McQuillan second by Trustee Marzullo not to accept the proposed settlement and continue litigation between the Village of Evergreen Park and the Sisters of Mercy, Case No, 08 CH 34275, concerning the property commonly known as 10024 S. Central Park Avenue, Chicago, Illinois. The Chair gave a brief history of the proposed settlement and a recap of the special meeting held at EP High School on August 18, 2010. He stated if the Board votes to continue the matter in court it is possible the judge may rule in a summary judgment and the matter could be ordered to proceed with the original proposal for the Sisters of Mercy or he may allow it to continue in litigation. After the vote the audience gave the Board a round of applause. Upon roll call voting YES: Trustees Bosch, Phelan, Kyle, Marzullo and Phelan; voting NO: Trustee Smith. The Motion was passed and so ordered by the Chair.

**QUEEN OF
MARTYRS**

Motion by Trustee Kyle second by Trustee Marzullo to approve the Homecoming Parade for Queen of Martyrs on Saturday, October 9, 2010 from 1:00 pm-3:00 p.m. Upon roll call voting YES: Trustees Phelan, Kyle, Marzullo, McQuillan, Smith and Bosch voting NO: NONE. The Motion was passed and so ordered by the Chair.

PROCLAMATION

Motion by Trustee McQuillan second by Trustee Smith to approve the proclamation declaring "September 17-23 as *Constitution Week*" in the Village of Evergreen Park." Upon roll call voting YES: Trustees Kyle, Marzullo, McQuillan, Smith, Bosch and Phelan; voting NO: NONE. The Motion was passed and so ordered by the Chair.

Motion by Trustee McQuillan second by Trustee Smith and to proclaim "Wednesday, September 22, 2010 as *World Car Free Day*" throughout the Village of Evergreen Park. "Upon roll call voting YES: Trustees Kyle, Marzullo, McQuillan, Smith, Bosch and Phelan; voting NO: NONE. The Motion was passed and so ordered by the Chair.

PERMIT PARKING REQUEST

Motion by Trustee Marzullo second by Trustee Smith to approve the request for permit parking for the 9400 Block of Sawyer Avenue. Upon roll call voting YES: Trustees Kyle, Marzullo, McQuillan, Smith, Bosch and Phelan; voting NO: NONE. The Motion was passed and so ordered by the Chair.

ENGINEER'S REPORT

NO REPORT. Tim Klass was absent.

ATTORNEY'S REPORT

No report.

DEPT. HEADS

OCS Director, Jolene Churak noted the South Division Credit Union is sponsoring a Shred Day at Farmers' Market on October 28, 2010 from 9:00 am to Noon.

Recreation Director, Dennis Duffy reported the fall programs have begun and the EP High School pool is open for swimming classes; call the Recreation Department to register.

BIDS

Motion by Trustee Smith second by Trustee Phelan to approve the PW Director's request to solicit bids for new pumps and a controller at the 94th Street Lift Station. This is a budgeted item.

Upon roll call voting YES: Trustees Marzullo, McQuillan, Smith, Bosch, Phelan and Kyle voting NO: NONE. The Motion was passed and so ordered by the Chair.

MISC. None.

ADJOURNMENT With nothing further to come before this meeting, motion by Trustee Phelan second by Trustee Smith that this Regular Meeting of the President and Board of Trustees adjourn. Upon roll call voting YES: Trustees McQuillan, Smith, Bosch, Phelan, Kyle, and Marzullo; voting NO: None. The motion was passed and so ordered by the Chair at 7:52 P.M.

Catherine T. Aparo, CMC, Village Clerk