

**CITY OF MARKHAM
REGULAR COUNCIL MEETING
February 5, 2020**

Mayor Roger Agpawa called the Regular Meeting of the Markham City Council to order at 7:13 p.m. with the Pledge of Allegiance. Prayer led by Ald. McDowell. Roll Call was taken by City Clerk, Jennifer Coles.

ROLL CALL: ALDERMEN PRESENT Alderman Rondal Jones
 Alderman William Barron
 Aldерwoman Brenna Hampton
 Aldерwoman Wanda McDowell

ALSO PRESENT: Attorney, Steven Miller
 Treasurer, Belinda Richardson

APPROVAL OF MINUTES FOR Motion by Ald. Barron, seconded by Ald.
REGULAR COUNCIL MEETING Jones to approve Minutes of the Regular City
JANUARY 15, 2020 Council Meeting held January 15, 2020 with
 necessary corrections and/or deletions.
 Roll Call: 4 Ayes/0 Nays

AUTHORIZATION OF CLAIMS Motion by Ald. Hampton, seconded by Ald. Barron,
 to adopt Authorization of Claims and Accounts Bill
 List \$504,693.36 with manual checks in the amount
 of \$492,752.33 totaling \$997,445.69.
 Roll Call: 4 Ayes/0 Nays

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SPECIAL PRESENTATION

Black History Month

Mayor Agpawa acknowledged the beautiful work done to showcase Black History, national and local, throughout the Council Chambers done by Ald. McDowell with some help from the Clerk's Office.

BLACK HISTORY MONTH

Motion by Ald. Barron, seconded by Ald. Jones, to open the floor to Ald. McDowell for a Black History Special Presentation.

Voice Vote: 4 Ayes/0 Nays

It was a pleasure to bring to the City Council the display of history during this month and she was enlightened about some things along the way.

Student from Barack Obama School came to present to the Council and public.

Roberto Brown-Jones read aloud a poem/spoken word piece he'd written in honor of Black History Month to the public. He was then presented with an award from Mayor Agpawa.

Motion by Ald. Hampton, seconded by Ald. Barron, to close the floor to Ald. McDowell for special presentation.

Voice Vote: 4 Ayes/0 Nays

CITY ATTORNEY'S REPORT

1 Resolution

**WAIVE READING RESOLUTION
20-R-584**

Motion by Ald. Jones, seconded by Ald. Hampton to waive the reading of Resolution 20-R-584 – A RESOLUTION AUTHORIZING EXECUTION OF AN AGREEMENT CONCERNING A LEASE INCENTIVE FOR FAIRPLAY, INC. BETWEEN THE CITY OF MARKHAM AND CB CHICAGO PROPERTIES, LTD.

Voice Vote: 4 Ayes/0 Nays

**ADOPT RESOLUTION
20-R-584**

Motion by Ald. Jones, seconded by Ald. Hampton to adopt Resolution 20-R-584.

Roll Call: 3 Ayes/0 Nays/1 Abstain(Barron)

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R&L CARRIERS

Motion by Ald. Barron, seconded by Ald. McDowell, to open the floor to R&L Carriers.
Voice Vote: 4 Ayes/0 Nays

Seeking consideration for Class 6B Renewal for 16100 S. Springfield Avenue. Their company moves freight. They started about five years ago with sixty people and now have 115 people. Employ people within about 15 to 20 mile radius. Wants to continue to grow in Markham.

Mayor Agpawa – employs people from Markham but also looking at possible job variety and other services where work will be available.

Ald. Barron – They’ve made an investment back into their business and property. Has a list of every dime invested thus far and intends to endorse the renewal of the Class 6B.

Ald. Jones – Is there any documentation?

Atty Miller – They’re just presenting. The resolution isn’t up for a vote. They’re seeking a 6B tax break with respect to their business.

R&L Carriers – 2019 tax bill \$155,928, proposed 20% increase in 2020 and by 2022 estimated to be \$311,900. Sees nothing but growth for their business.

Ald. Jones – would like community involvement like sponsor a team or something.

Ald. Hampton – did some research, had spoken with someone at headquarters and is very pleased. Would like to build a relationship with them for the benefit of the City.

Ald. Jones – Do you own the corner?

R&L Carriers – Yes, it’s open for lease, but they are using 90% of it.

Motion by Ald. Hampton, seconded by Ald. Barron to close the floor to R&L Carriers.
Voice Vote: 4 Ayes/0 Nays

CITY CLERK’S REPORT

1 Business License

PREMIERE NAIL BOUTIQUE

Motion by Ald. Jones, seconded by Ald. Barron to open floor to Premiere Nail Boutique.
Voice Vote: 4 Ayes/0 Nays

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Ald. Jones – Is this your first business?

Magenta Ayers – Yes, will have 4 employees, wants to get to 8. Lives in Markham, grew up in Markham on 164th and Paulina.

Ald. Hampton – So proud she lives in Markham, opening a business in Markham and chose to invest in Markham.

Motion by Ald. Barron, seconded by Ald. Jones, to close the floor to Premiere Nail Boutique.

Voice Vote: 4 Ayes/0 Nays

GRANT LICENSE

Motion by Ald. Hampton, seconded by Ald. Barron to grant Premiere Nail Boutique a license to do business in the City of Markham.

Roll Call: 4 Ayes/0 Nays

MAYOR'S REPORT

It's been a busy month. Ald. Barron and Ald. McDowell stopped and met with the Lobbyist and Economic Development. Discussed storm water grant. We have water issues. Ms. Stewart came along to hear what we're doing. Issues from Park Avenue to Dixie Highway, Cavanaugh, Canterbury, CUDD and creek with MWRD, all was discussed. We're addressing it and will keep you posted. Been meeting with neighboring mayors about pooling resources. Detectives working together and trying to get grants for more technology. We teamed up with Harvey for a Police Command van and it's still around, mutual aid studies. \$1.3 million was earmarked, they may have sold enough cannabis and bonds, we may start seeing something around May, the projected time to get funding released. CDBG was rejected for a technicality, will resubmit. For 149th Street area, ordered boring to get lights installed. Everyone knows about the census. We don't want to be left out for state and local funding. We may lose a representative. We want to be counted. Had a census meeting with a reasonable turn out. Working with Nature Conservancy. They want to stay involved with the community and is asking for signage along entryway with our signage saying Prairie Capital. There's land development projects up and down 159th Street. Some may have seen what aired on TV.

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We can only hope when giving an interview, it's positive, doesn't want to be combative. Initially they wanted to know the progression made in Markham, but we can't help how they edit things. We'll still send the message we want positive things in the community.

NEW BUSINESS

ALD JONES

Love the décor for Black History Month, especially the people who lived and worked in Markham. We have so much history here. Love the combination. Thought the piece on WGN was awesome. We're cleaning up the town. Glad you're taking a stand on nepotism, on clubs, cleaning up homes, etc., just waiting on Plum Creek to be on the agenda. Seniors make sure to reach out to Thornton and Bremen Townships for tax exemptions.

ALD BARRON

Mayor touched on water flow and drainage issue. MWRD and CUDD putout bids for work on Pulaski to Central Park. Looking at late May for work to begin and finish September or October depending on the weather. Looking at retrenching and changing culverts.

ALD. HAMPTON

Kudos to Scott from 167th & Paulina. He's a bricklayer, built the Martin Luther King Jr. monument at 3221 Marquette Road. So much talent in Markham, will have it blown up for people to see. It is paramount we get counted in the census. It affects a lot, hospitals, schools, businesses, funding, etc. educate your neighbors. Also if you're interested in a job the census offer great pay, flexible, with paid training. \$20+/hr. Kudos to Public Works, many of them are receiving their CDL. Happy Black History Month.

ALD. MCDOWELL

Thank you to Public Works, took care of a house that was a recurring issue. We're celebrating Black History. We have Mrs. Cannon and the Mayor are some of our first pioneers in the City. Mentioned them specifically because they are here and wanted to give honor to them. Thanks for your service.

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APPEAL HEARING

2019 BL 01 – CONCERNING BUSINESS
LICENSE REVOCATION OF OLYMPIAN
GROUP, LLC

Attorney Leslie Kennedy representing the City of Markham.

Attorney Shay Allen on behalf of Olympian Group, LLC.

Attorney Kennedy passed out certified records for review.

Attorney Allen objected as this is the first he's seen of this packet and objects that she's allowed to use.

Attorney Kennedy - the records passed out were all records they've seen at previous hearings and has been certified.

Attorney Allen – because he had not previously seen them, doesn't know if they're true or not.

Attorney Kennedy went through each Exhibit providing a brief explanation of what was contained on the documents. Some exhibits were videos, would leave it up to the council as to when and where they'll opt to view or how many to view if at all.

Attorney Allen - objected at Exhibit 7Cv as the item wasn't allowed to be entered into record at the previous hearing review.

Attorney Kennedy continued with the Exhibit explanations, ending at Exhibit 8B.

Attorney Allen – explained the importance of all of this is equity, fairness and due process. Clients received license revocation via email. There was no hearing, no opportunity to discuss. This order can be appealed by circuit court. Boils down to the issue of what time could the business close? They applied for a 4am license for their business model. There's \$31,000 in fines. 90% are for staying open past 2am, not fighting, noise, overserving, etc. When it was rowdy it was because the police were there kicking people out. They were asked for bookkeeping procedures, manuals, handbooks, 3rd party vendor lists, etc. The video the attorney wants to show is one incident that occurred in March 2019 that didn't happen in the club but down the street from the establishment. An unruly patron left and decided to come back and shoot at the place, police were called, no arrests were made.

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Markham Police Department and Cook County States Attorney decided no charges should be filed. A month later, Markham decides to start issuing citations, officer testimony was hearsay, there's no evidence his client received the citations. Asks the business license be given back because the judicial process isn't done. Let a judge decide because it's still pending. All of this is premature.

Ald. Barron – at the bottom of the business license, it says 2am closing time, so the police department did their job.

Ald. McDowell – the license says it

Ald. Jones – saw the video with the shooting, were those your security guards that engaged?

Attorney Allen – They were a 3rd party vendor

Ald. Hampton – Did VLive hire them?

Attorney Allen – They hired the 3rd party vendor. VLive shouldn't be blamed.

Ald. McDowell – You owe \$31,000, paid an amount of \$33,000 already, why haven't you paid the \$31,000?

Attorney Allen – They would pay it if they could get their license.

Ald. Hampton – Took offense to a previous statement made. As a city, we have the right to govern or decide how to run the city. South Holland may not want their city to have bars, the city has a right to see what fits. If we put an ordinance in place to close at 2am, we try to be fair, but we have the right to decide if a business is suitable for us and decisions made are for our city.

Attorney Kennedy – wants to state for the record there is no appeal currently pending in court. He stated if they were aware of fines, they would've paid them, but they were very well aware of them from the previous hearings. Ask the Council to review the exhibits, decide when they would like to see the videos and possibly be ready to make a decision at the next meeting/hearing.

Attorney Miller – gave a history of the existence of the 4am license and changes made over the years to move it back to 2am.

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Next hearing will be scheduled for 6pm as a Special City Council Meeting on Wednesday, February 19, 2020, at that time the Council will view the videos referenced in the exhibits.

CLOSE FLOOR

Motion by Ald. McDowell, seconded by Ald. Barron to close the floor to Appeal Hearing, 2019 BL 01.
Voice Vote: 4 Ayes/0 Nays

OPEN FLOOR TO PUBLIC

Motion by Ald. Barron seconded by Ald. McDowell, to open floor to public.
Voice Vote: 4 Ayes/0 Nays

DiAnn Stewart – thanks to the Mayor for allowing her to sit at the table for water and economic development discussion. Spoke about fairness and equity, the importance of the census for funding. Frank Bass is going out to get funding for us, but if we do the census the way we need to do it, we can get the funding. We need more than that \$1.3 million. We need to be proactive for funds for drainage. Tell your neighbors to fill it out and get it back in.

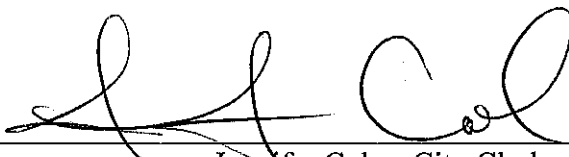
CLOSE FLOOR TO PUBLIC

Motion by Ald. Barron, seconded by Ald. McDowell, to close floor to public.
Voice Vote: 4 Ayes/0 Nays

ADJOURNMENT

Motion by Ald. Hampton, seconded by Ald. McDowell, to adjourn at 9:22 p.m.
Voice Vote: 4 Ayes/0 Nays

DATED: 2/19/2020


Jennifer Coles, City Clerk