

**CITY OF MARKHAM
REGULAR COUNCIL MEETING
May 6, 2020**

Mayor Roger Agpawa called the Regular Meeting of the Markham City Council to order at 7:04 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
 Alderwoman Brenna Hampton
 Alderwoman Wanda McDowell

ALSO PRESENT: Attorney, Steven Miller
 Treasurer, Belinda Richardson

APPROVAL OF MINUTES FOR Motion by Ald. McDowell, seconded by Ald.
REGULAR COUNCIL MEETING Barron to approve Minutes of the Regular City
APRIL 16, 2020 Council Meeting held April 16, 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 \$664,750.41 with manual checks \$14,379.54
 totaling \$679,129.95.
 Roll Call: 4 Ayes/0 Nays

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SPECIAL PRESENTATION None

CITY ATTORNEY’S REPORT 3 Resolutions, 3 Ordinances

Mayor Agpawa read aloud the Re-Proclamation and Declaration of Local State of Emergency to the public.

WAIVE READING RESOLUTION 20-R-593 Motion by Ald. Hampton, seconded by Ald. Jones to waive the reading of Resolution 20-R-593 – A RESOLUTION APPROVING RENEWAL OF RE-PROCLAMATION AND DECLARATION OF LOCAL EMERGENCY WITHIN THE CITY OF MARKHAM IN RESPONSE TO THE COVID-19 PANDEMIC.

Voice Vote: 4 Ayes/0 Nays

ADOPT RESOLUTION 20-R-593 Motion by Ald. Hampton, seconded by Ald. Jones to adopt Resolution 20-R-593.

Roll Call: 4 Ayes/0 Nays

WAIVE READING RESOLUTION 20-R-594 Motion by Ald. Hampton, seconded by Ald. Barron to waive the reading of Resolution 20-R-594 – A RESOLUTION CONTINUING AND RENEWING AUTHORIZED MODIFICATIONS TO CITY OF MARKHAM CITY COUNCIL MEETINGS OCCURRING DURING COVID-19 PANDEMIC.

Voice Vote: 4 Ayes/0 Nays

ADOPT RESOLUTION 20-R-594 Motion by Ald. Hampton, seconded by Ald. Barron to adopt Resolution 20-R-594.

Roll Call: 4 Ayes/0 Nays

Q. Ald. Hampton – Is it safe to say regarding this ordinance that we’ll still follow under the jurisdiction of the Governor and the state of Illinois regarding face coverings.

A. Mayor Agpawa – We’re pretty much following suit with what the state has implemented on a local level.

Q. Ald. Jones – What are the fines if they’re not wearing a mask?

A. Atty Miller – Section 5 on page 6 refers to Title 13, there could be possible fines and warnings.

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Q. Ald. Jones – Mainly concerned about people that can't get their hands on masks. Appreciate the Mayor giving out masks and the Clerk giving out masks. Doesn't want to undue stress on people that can't get their hands on masks and want to enter a facility.

A. Mayor Agpawa – will leave it to an officer and staff's discretion to deal with whether it's a blatant offense or someone in need. We're getting supplies and masks every day from all over now as we're realizing all places aren't as burdened as anticipated.

Q. Ald. Jones – Can we consider purchasing masks and selling them to the residents and a discounted price?

A. Mayor Agpawa – Sure this is something we can consider. Let's sidebar and come up with a plan.

**WAIVE READING ORDINANCE
20-O-2263**

Motion by Ald. McDowell, seconded by Ald. Hampton to waive the reading of Ordinance 20-O-2263 – AN ORDINANCE REQUIRING MANDATORY FACE COVERINGS IN CERTAIN PUBLIC PLACES WITHIN THE CITY OF MARKHAM DURING THE LOCAL STATE OF EMERGENCY PERIOD DUE TO THE COVID-19 PANDEMIC.

Voice Vote: 4 Ayes/0 Nays

**ADOPT ORDINANCE
20-O-2263**

Motion by Ald. McDowell, seconded by Ald. Hampton to adopt Ordinance 20-O-2263 with revisions.

Roll Call: 4 Ayes/0 Nays

Q. Ald. Hampton – We already had an ordinance on the books, so are we amending that one?

A. Mayor Agpawa – Don't think we had one on the books as descriptive as this to deal with loose cigarettes. Maybe this will stop some of the problems we've had with some of the service stations and liquor stores.

Q. Ald. Jones – Does this also cover blunts?

A. Mayor Agpawa – This wouldn't speak to that.

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A. Attorney Miller – Those items are already in a single sealed container. This applies to cigarettes where they're selling out the pack and making more money off a pack without paying taxes.

Q. Ald. Jones – You're right. Age for selling cigarettes, is it 18 or 21? Section 115.111 says minors under 18 years, does that need to be changed to 21?

AMEND ORDINANCE
20-O-2264

Motion by Ald. Hampton, seconded by Ald. Barron to amend Ordinance 20-O-2264 – AN ORDINANCE AMENDING CHAPTER 116 (MERCHANTS PROVIDING SERVICES) OF TITLE XI (BUSINESS REGULATIONS) OF THE CODE OF MARKHAM TO PROHIBIT SALES OF SINGLE CIGARETTES with revisions to section 115.111 Sales to Minors to say 21 years as opposed to 18 years.

Roll Call: 4 Ayes/0 Nays

WAIVE READING ORDINANCE
20-O-2264

Motion by Ald. Hampton, seconded by Ald. Barron to waive the reading of Ordinance 20-O-2264 – AN ORDINANCE AMENDING CHAPTER 116 (MERCHANTS PROVIDING SERVICES) OF TITLE XI (BUSINESS REGULATIONS) OF THE CODE OF MARKHAM TO PROHIBIT SALES OF SINGLE CIGARETTES (Title Correction for Scrivener's Error - 116 (MERCHANTS PROVIDING SERVICES) TO SAY 115 (MERCHANTS PROVIDING PRODUCTS) body of ordinance correctly references the chapter) with revisions to section 115.111 Sales to Minors to say 21 years as opposed to 18 years.

Voice Vote: 4 Ayes/0 Nays

ADOPT ORDINANCE
20-O-2264

Motion by Ald. Hampton, seconded by Ald. Barron to adopt Ordinance 20-O-2264 with revisions.

Roll Call: 4 Ayes/0 Nays

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WAIVE READING ORDINANCE 20-O-2265 Motion by Ald. Barron, seconded by Ald. McDowell to waive the reading of Ordinance 20-O-2265 – AN ORDINANCE APPROVING THE ADOPTION OF THE 2015 INTERNATIONAL EXISTING BUILDING CODE AND 2015 INTERNATIONAL FIRE CODE.
Voice Vote: 4 Ayes/0 Nays

ADOPT ORDINANCE 20-O-2265 Motion by Ald. Barron, seconded by Ald. McDowell to adopt Ordinance 20-O-2265 with revisions.
Roll Call: 4 Ayes/0 Nays

Q. Ald. Hampton – How many more vehicles do we need for Public Works? Are we pretty settled with vehicles for Public Works moving forward?

A. Mayor Agpawa – This is a used vehicle, but used for other communities is pretty good for us and saves us money. Thinks it puts us in a good position for the next couple winters, we should be very stable. Gives us a chance to deal with budget constraints we'll be faced with. This will be paid out of Motor Fuel Tax.

Q. Ald. Jones – Is it diesel or gas?

A. Mayor Agpawa – Diesel, most of the vehicles are diesel.

Q. Ald. Jones – How many miles on it?

A. Mayor Agpawa – It doesn't state on here, but most of them have been reasonable. Thinks they're rated by miles and service hours.

A. Ald. Barron – The Superintendent went and looked at it and said it looked like it was almost new.

Q. Ald. Hampton – It comes with a service record?

A. Mayor Agpawa – Yes, service record comes with every vehicle.

Q. Ald. Hampton – We had professional approval to state the vehicle is operative and will serve our purpose?

A. Mayor Agpawa – Yes, same as we did with the other vehicles. They have their mechanics and our mechanics and certain things they do before they can release a vehicle.

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WAIVE READING RESOLUTION Motion by Ald. Hampton, seconded by Ald. Jones
20-R-595 to waive the reading of Resolution 20-R-595 – A
RESOLUTION CONCERNING THE PURCHASE
OF A PUBLIC WORKS VEHICLE FOR THE
CITY OF MARKHAM DEPARTMENT OF
PUBLIC WORKS FROM THE VILLAGE OF NEW
LENOX.

Voice Vote: 4 Ayes/0 Nays

ADOPT RESOLUTION
20-R-595

Motion by Ald. Hampton, seconded by Ald. Jones
to adopt Resolution 20-R-595.

Roll Call: 4 Ayes/0 Nays

INSURANCE (BENEFITS)
GROUP RENEWAL

Motion by Ald. Barron, seconded by Ald. Hampton,
to accept the renewal for United Healthcare as
proposed (medical, dental, vision, short te.

Q. Ald. Jones – Were there percentage increases or
decreases?

A. Ald. Hampton – Did ask the same question. First
renewal offer was 6.99%, negotiated down to 3.5%.
Also provided the Council the two reviews and
showed what the price would be with the 6.

Q. Ald. Jones – Has claims gone down or up?

OPEN FLOOR

Motion by Ald. McDowell, seconded by Ald. Barron
to open floor to Otis Gilmore.

Voice Vote: 4 Ayes/0 Nays

Otis Gilmore had audio issues and couldn't be heard.

Ald. Jones – Will get in contact with him to inquire.

✓ CLOSE FLOOR

Motion by Ald. McDowell, seconded by Ald. Barron
to close floor to Otis Gilmore.

Voice Vote: 4 Ayes/0 Nays

INSURANCE VOTE

Roll Call: 4 Ayes/0 Nays

CITY CLERK'S REPORT

1 Business License

RITE PRICE TIRES

Motion by Ald. Jones, seconded by Ald. McDowell
to open floor to Rite Price Tires.

Voice Vote: 4 Ayes/0 Nays

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OPEN FLOOR

Motion by Ald. Jones, seconded by Ald. McDowell to open floor to Mr. Mendoza of Rite Price Tires.
Voice Vote: 4 Ayes/0 Nays

Ald. Jones – When are you opening?

Mr. Mendoza – As soon as possible.

Ald. Jones – You doing any hiring?

Mr. Mendoza – Yes, we do want to hire from the community.

Ald. Jones – Is this your first endeavor or a previous business?

Mr. Mendoza – We started in Harvey, we want to move and grow in Markham

Ald. Hampton – Where did you dispose of your tires and what is your procedure for disposing of tires?

Mr. Mendoza – We use an EPA approved company out of Chicago Heights. Delivers their tires to them once a week. Also has a secondary company that comes and picks them up. Gets a receipt for every tire disposed of.

Ald. Hampton – Will you have any type of vending machines at your location?

Mr. Mendoza – No.

Ald. Hampton – You do have an alarm system?

Mr. Mendoza – Yes, with 24 hour monitoring. The company is out of Alsip.

Ald. Hampton – Where is this location on 167th St.? Is there any landscaping in front of your facility?

Mr. Mendoza – This is the old social club, there's a patch of grass in front. Picks up garbage from there daily.

Ald. Jones – This is the old Black Diamond Club, so this is an improvement.

Is it possible to keep the tires on the side of the building instead of the front of the building?

Mr. Mendoza – Once they make enough to put a bay door in, they can do it from the side, but right now been in the front to give more exposure, but can move to the side.

Ald. Hampton – What type of signage will you utilize?

Mr. Mendoza – Reused the existing sign

Ald. Hampton – Why did you move to Markham?

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Mr. Mendoza – Did research due to own personal need for tire and there was nothing locally, either had to go to Orland or Lansing.

Ald. Jones – Can you make sure there aren't too many cars and the area stays clean?

Ald. Hampton – You're only doing auto tires, no tractor trailer?

Mr. Mendoza – Correct, only autos and has had some local landscapers looking for tires for their equipment, so has started with those.

Attorney Miller – Noticed there's no sales tax number.

Mr. Mendoza – When he incorporated, he was told to get the EIN.

Mayor Agpawa – If this can be passed with contingencies that he gets the Sales Tax ID to not hold this up.

Mr. Mendoza – Is the tax number the number received by the IRS?

Clerk Coles – That number is not the same. The sales tax ID comes from the state of Illinois. You can go online to complete the process on mytaxillinois website.

CLOSE FLOOR

Motion by Ald. Jones, seconded by Ald. Barron to close floor to Mr. Mendoza of Rite Price Tires.

Voice Vote: 4 Ayes/0 Nays

GRANT LICENSE

Motion by Ald. Jones, seconded by Ald. Barron to grant a license to Rite Price Tires contingent upon receiving the Sales Tax ID.

Roll Call: 4 Ayes/0 Nays

Clerk's Office did a reusable mask giveaway last week and was able to provide a little over 300 masks to residents. This is still available for those in needs.

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MAYOR'S REPORT

This is a trying time for so many. More focused on our local needs but have to know what's going on elsewhere. Has continued to stay in touch with county, state and three different mayor groups. County, state and Governor has done us well and what he's pushing federally. Not certain, but got the extended time from the Governor and not sure how long we're going to be closed and reconsider some things, but the plan is to reopen city hall on June 1st. Done what we can to try to get some things slowly back open and to provide some things the public has been asking for. Had several staff meetings last week to pull people together. Still in conversation with the Treasurer and Finance Department what the state will let us have in terms of revenue. We're going to feel some loss just like everybody else. Going to articulate that back to you all. We may have to have some setbacks in some places in terms of what we have to do with some employees in the next 30 days. All departments are functioning. The big three are out working. Police are being challenged with more domestic issues. Fire is handling medical issues. Public Works continues to step up. Thought there may be a reprieve with people being at home but that has not been the case. Building and water department are offering curbside service in terms of what people need. On the bright side, in terms of operations, still getting daily calls of businesses wanting to develop. There's some interest in 159th and Crawford with a probable service station. West of Kedzie, strip mall developer looking at 159th and possible car wash competitor of Delta Sonic with a strip mall. One small breakfast franchise restaurant interested in that area. Ongoing with other projects still working. 159th and Dixie Highway can only be disclosed as a distribution center to the public until we have a solid agreement.

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NEW BUSINESS

ALD JONES

One concern is about clean up week. Residents are asking if there's going to be a clean up week.

Mayor Agpawa – Homewood Disposal has backed off and postponed any clean up week. We have an active branch pick up though as the trade off.

Ald. Jones – Sees crew cleaning up, can they come on the inner streets and these vacant homes to get the litter and trash.

Mayor Agpawa – They are in the inner city, if you can get addresses if you have them to him and he'll get them taken care of. They do have a route they follow. There's also an east and west side crew.

Ald. Jones – Do we give Public Works the list or you?

Mayor Agpawa – give him the list and he'll give it to Ed as he may have to do something with a priority.

Ald. Jones – Thanks Mayor for the mask give away. Also, thanks Clerk for the mask giveaway. Another question from residents is about leaf pickup and how are we doing leaf stickers?

Mayor Agpawa – They call us and we'll work with them on curbside or delivery. It's posted on the website and Facebook

Ald. Jones – Has two homes in ward need demolishing. Are we doing something with these?

Mayor Agpawa – Did a markup. Had a delay with the owner and the county. Talked to Ed about it today about getting it taken down.

Ald. Jones – Love what we're doing with these businesses. Saw on Channel 2 news, about the last club standing. It's something the residents have been asking for a long time. Glad the tire place has taken over the one that was in his ward. Appreciate your effort in targeting the situation. Commend Chief White, for bringing all the agencies together for the COVID-19 testing site in the background. Bringing the state police and agencies together along with you (Mayor). Representative Meyers came out and gave out food to the COVID center.

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Mayor Agpawa – We are participating and cooperating with all the people that have come in. Our local people, the Fire Chief was out there this weekend. Early Walker likes to go around and bless people and he did that with the National Guard. Our people have been working with their command people for a while. The police had to do some coordination initially.

Ald. Jones - Bremen Township this coming Friday can get free produce and masks. Also Happy Mother's Day, give a big virtual hug. We have a new ordinance in place so everyone mask up.

ALD BARRON

Continue on about these vacant houses. Like to see that we record them and lien the property. We're boarding up and cutting the grass.

Mayor Agpawa – We take before and after pictures and keep a record in Public Works.

Ald. Barron – Been in contact with bar owners about two subjects. Asked about reducing fees due to reduction in hours. General consensus we lower the Class A liquor license to \$3500. The bars will be in phase 5 as far as reopening. Propose we leave the existing hours in place for 60 days to allow them to catch up before hour reduction. Maybe modify the ordinance to reflect those changes. Gas stations hours should be midnight, liquor stores 1am and bars 2am. Glad everyone in Police, Fire and Public Works hasn't gotten sick. Hope everyone stays healthy. It's going to be an exciting year coming up, but a challenging one.

ALD. HAMPTON

Thank you to the Township for giving out food baskets and masks. Thank City Clerk for contribution on masks as well. Mayor, we can get more masks through the vendor you previously used, so no one goes without. How are we looking as far as easements and clean up?

Mayor Agpawa – We got a few done. Never going to be totally caught up because there are so many. Had some volunteers in your ward, the Hermitage bunch. Hitting vacant lots in your area.

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Ald. Hampton – Senior grass cutting, know we started and some had questions? Can you give insight?

Mayor Agpawa – The Township has discontinued their program. We've had to cut back. We're trying to keep the program alive. Thought about charging a nominal fee, but don't want to create an uproar and have them worked up over \$5 or \$10. Had to cut back on vendors. Narrowed it down to 3 or 4 vendors and now have Public Works taking it on. Don't know how long we can sustain this. Have seniors that have able bodied people at home and should cut their own grass. We love you but you shouldn't be on our list. The program is threatened like everything else because of finance. We may cut every 3 weeks instead of 2.

Ald. Hampton – COVID-19, asking everyone to be very cautious. Tries to stay indoors because of underlying health conditions, but still trying to stay abreast of what's going on. Happy Mother's Day, keep social distancing in mind.

ALD. MCDOWELL

Thank the Police Department, Police Chief White and the outstanding job he's doing as the leader of the police department and in our community. Want to thank Public Works and Ed and his team. They are on the streets daily keeping the community clean and the work is just phenomenal. Want to thank our Mayor for the outstanding leadership job he is doing, operating our day to day operations. Want to thank him, his staff and his hard perseverance. Wish every mother in the City a Happy Mother's Day. On Friday, we'll have a Mother's Day social distancing event from 11am to 2pm in our parking lot. Mothers can come through and get lunch. Want to make sure our mother are appreciated even in this crisis.

Mayor Agpawa – want to wish all the mothers and Happy Mother's Day. We'll be out on Friday from 11am to 2pm to wish them well.

OPEN FLOOR TO PUBLIC

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

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Thomas Ketchum – What is the fate of the Walgreens at 159th and Kedzie? Is there still a plan to demolish it to build a Thornton?

Mayor Agpawa – Will defer to Attorney Fountain as she'll have the most accurate information.

Attorney Fountain – They have submitted their application and fees. We're scheduling a special meeting and will publish it once coordinated with the Planning and Zoning Board.

Mayor Agpawa – Plan is to go to the meeting, tear the structure down and then build.

Ald. Jones – We have quite a few gas stations coming in already. They'll be everywhere.

Mayor Agpawa – Whatever your pleasure, but Walgreens isn't coming back.

Ald. Jones – Are gas stations the only thing we can bring in?

Mayor Agpawa – These particular corners, don't know what we're going to get but don't want to limit us either. The way they're building them now they have a lot more things like restaurants.

Ald. Jones – Once it becomes a gas station, it'll be difficult to take the tank out the ground.

Mayor Agpawa – They aren't what they used to be. The way they make the tanks now they can remove them easier.

CLOSE FLOOR TO PUBLIC

Motion by Ald. Hampton, seconded by Ald. Barron, to close floor to public.

Voice Vote: 4 Ayes/0 Nays

ADJOURNMENT

Motion by Ald. Hampton, seconded by Ald. Barron, to adjourn at 9:02 p.m.

Voice Vote: 4 Ayes/0 Nays

DATED: 5/21/2020



Jennifer Coles, City Clerk