

**JOURNAL OF PROCEEDINGS**

**REGULAR MEETING**

**City Council of the City of Calumet City  
Cook County, Illinois**

**JUNE 26, 2019**

Public Forum

None

**CALL TO ORDER**

The City Council of the City of Calumet City met in the City Council Chambers at 7:33 p.m. in a regular meeting on Wednesday, June 26, 2019, with Mayor Michelle Markiewicz Qualkinbush, present and presiding.

Pledge Of Allegiance

ROLL CALL

PRESENT: 5

ALDERMEN: Tillman, Williams, Gardner, Patton, Smith  
Gardner (7:37pm).

ABSENT: 1

ALDERMEN: Navarette

Also present was Mayor Michelle Qualkinbush, City Clerk Figgs, City Treasurer Tarka, City Attorney Mike Smith, Police Chief Fletcher, Fire Chief Bachert, Finance Director Kasperek, Purchasing & Personnel Director Murray, Mayor's Executive Assistant Bonato, Inspectional Services Director Sheryl Tillman, Deputy Clerk Deena Ballard.

There being a quorum present, the meeting was called to order.

Approval of minutes

Alderman Williams moved, seconded by Alderman Tillman, to approve the minutes as presented.

**MOTION CARRIED**

**REPORTS OF STANDING COMMITTEES**

Finance

No Report

Public Safety

Alderman Patton had no report.

Public Utilities

Alderman Williams had no report.

Ord. & Res.

Alderman Tillman had no report.

H.E.W

Alderman Gardner had no report.

Permits & Licenses

Alderman Smith had no report.

Public Works

Alderman Navarrete had no report.

## CITY COUNCIL REPORTS

Mayor Michelle No Report

City Clerk No Report

City Treasurer No Report

Alderman Navarrete -  
1<sup>st</sup> Ward No Report

Alderman Tillman -  
3<sup>rd</sup> Ward Reminded Residents to attend the regular Town Hall Meeting, Monday July 1, at 6:30 pm; location 2025 River Oaks Drive.

Alderman Williams -  
4<sup>th</sup> Ward Honor to God – Wishing the residents a Happy and Safe 4<sup>th</sup> of July.

Alderman Gardner -  
5<sup>th</sup> Ward No Report

Alderman Patton -  
6<sup>th</sup> Ward No Report

Alderman Smith –  
7<sup>th</sup> Ward Informed Residents of the conclusion of IT Training Session; informed residents of another class starting in July. Call Ald. Williams or Ald. Smith for more information.

## INFORMATIONAL ITEMS TO BE ACCEPTED AND PLACED ON FILE

A. Calumet City Police Dispatch RE: Thanking Mayor Michelle and City Council

B. Joe Rzonca RE: Advising of his resignation as a member of the Zoning Board

Accept & place on file Alderman Smith moved, seconded by Alderman Patton to accept items #7A - #7B and place same on file.

**MOTION CARRIED**

**NEW BUSINESS**

#1: Approve Tag Day request for Word Evangelistic Church

Approve Tag Day request for Word Evangelistic Church on the following dates July 5, August 2, and August 3, 2019 at the following the locations: Sibley Blvd & Torrence Ave., River Oaks Drive & Torrence Ave., and River Oaks Drive 7 Burnham Ave. (Approved by Police Chief).

#2: Approve temporary speed bumps

Approve temporary speed bumps to be placed at the following locations: Freeland Ave. from 162<sup>nd</sup> to 163<sup>rd</sup> St., 100 block of 156<sup>th</sup> Pl., 200 block of Warren, 200 block of Webb, 1200, 1300, and 1400 blocks of Balmoral, 1300 blocks of Imperial and Woodview, 1200 and 1300 blocks of Buffalo and Greenbay, 600 blocks of Hoxie and Calhoun; direct Public Works to install.

#3: Approve permission for a police escort on Saturday, Aug 10, 2019

Approve permission for a police escort on Saturday, August 10, 2019 for the “Marian Pilgrimage”.

#4: Approve a block party on Hoxie Ave. with amplified music

Approve a block party on Hoxie Ave. between Cleveland and State St. on August 10, 2019 with amplified music; direct Public Work to provide barricades and trash cans.

#5: Rescind Resolution 19-40 passed On May 23, 2019

Rescind Resolution 19-40 passed on May 23, 2019; Resolution 18-56, was adopted on November 19, 2018 (Resolution was submitted and passed in error; The Resolution was previously passed in December).

**ROLL CALL**

YEAS: 5  
NAYS: 0  
ABSENT: 1

ALDERMEN: Patton, Williams, Tillman, Gardner, Smith,  
ALDERMEN: None  
ALDERMAN: Navarrete

**MOTION CARRIED**

Approve New Business

Alderman Smith moved, seconded by Alderman Gardner, to approve new business various actions items #1 - #5 as amended.

**MOTION CARRIED**

#6: Motion to correct the March 28, 2019 motion

Motion to correct the March 28, 2019, motion “authorizing the Fire and Police Commission to promote three (3) sergeants”; the number to promote should be two (2), per the Collective Bargaining Agreement and Municipal Code; and to rescind the motion made on April 25, 2019, “informing of the Police & Fire Commission advising of promotions to sergeant and authorizing the City Treasurer to make the appropriate payroll adjustments”; collective bargaining agreement and Municipal Code designates the number of sergeants to be 11.

Delay Motion and Refer to Mayor's Office

Alderman Smith moved, seconded by Alderman Patton, to refer action item #6 to the Mayor's Office.

**MOTION CARRIED**

**BUILDING PERMITS**

**BUILDING PERMITS**

<u>NEW FENCE</u>	<u>WARD</u>
244 154 <sup>th</sup> Pl.	5 <sup>th</sup>
521 Bensley	2 <sup>nd</sup>
597 Muskegon	2 <sup>nd</sup>
509 Webb	6 <sup>th</sup>
302 Muskegon	2 <sup>nd</sup>
1140 Michigan City Rd.	7 <sup>th</sup>

<u>NEW GARAGE CONSTRUCTION</u>	<u>WARD</u>
442 Buffalo	1st

Approve Permits

Alderman Williams moved, seconded by Alderman Smith, to approve building permits as so presented.

**MOTION CARRIED**

**RESOLUTIONS AND ORDINANCE**

Ord #1: Ordinance Amending Chapter 62 of Article I

Ordinance Amending Chapter 62 of Article I of The Municipal Code of The City of Calumet City, Cook County, Illinois By Adding the Offense of Retail Theft.

Alderman Smith moved, seconded by Alderman Patton to adopt ordinance#1 as presented, without the necessity of prior posting.

(Ord. #19-32)

(See Attachment 4A)

**ROLL CALL**

YEAS: 5	ALDERMEN: Patton, Williams, Tillman, Gardner, Smith, ,
NAYS: 0	ALDERMEN: None
ABSENT: 1	ALDERMAN: Navarrete

**MOTION CARRIED**

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**THE CITY OF CALUMET CITY**  
**COOK COUNTY, ILLINOIS**

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**ORDINANCE**  
**NUMBER 19-32**

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**AN ORDINANCE AMENDING CHAPTER 62 OF ARTICLE I OF THE MUNICIPAL  
CODE OF THE CITY OF CALUMET CITY, COOK COUNTY, ILLINOIS  
BY ADDING THE OFFENSE OF RETAIL THEFT**

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**MICHELLE MARKIEWICZ QUALKINBUSH, Mayor**  
**NYOTA T. FIGGS, City Clerk**

**DEJUAN GARDNER**  
**MICHAEL NAVARRETE**  
**JAMES PATTON**  
**ANTHONY SMITH**  
**DEANDRE TILLMAN**  
**RAMONDE WILLIAMS**  
**Aldermen**

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Odelson & Sterk, Ltd. - City Attorneys - 3318 West 95<sup>th</sup> Street - Evergreen Park, Illinois 60805

**ORDINANCE NO. 19-32**

**AN ORDINANCE AMENDING CHAPTER 62 OF ARTICLE I OF THE MUNICIPAL CODE OF THE CITY OF CALUMET CITY, COOK COUNTY, ILLINOIS BY ADDING THE OFFENSE OF RETAIL THEFT**

**WHEREAS**, the City of Calumet City, Cook County, Illinois (the “City”) is a home rule municipality pursuant to Section 6(a), Article VII of the 1970 Constitution of the State of Illinois, and as such may exercise any power and perform any function pertaining to its government and affairs (the “Home Rule Powers”); and

**WHEREAS**, the Mayor and the City Council of the City of Calumet City (the “Corporate Authorities”) may from time to time amend the text of the Municipal Code of Calumet City when it is determined to be in the best interest of the City; and

**WHEREAS**, the Corporate Authorities are charged with the responsibility of providing for the protection of the public health, safety and welfare of its citizenry and businesses.

**NOW, THEREFORE, BE IT ORDAINED** by the Mayor and City Council of the City of Calumet City, Cook County, Illinois, by and through its home rule powers, as follows:

**Section 1:** That the above recitals and legislative findings are found to be true and correct and are hereby incorporated herein and made a part hereof, as if fully set forth in their entirety.

**Section 2:** That Section 62-20 of Article I. [ In General ] of Chapter 62 [OFFENSES AND MISCELLANEOUS PROVISIONS] of the Municipal Code of Calumet City, Illinois, is hereby amended by adding the offense of retail theft.

**Section 3:** The offense of retail theft is defined as follows under **Section 62-20:**  
**RETAIL THEFT :**

**A.** Prohibited. It shall be unlawful for any person to commit the offense of retail theft.

**B.** Definitions: The following words, terms and phrases, when used in this article, shall have the meaning ascribed to them in this section, except where the context clearly indicates a different meaning:

C. Retail theft shall be defined as any of the following actions:

Sec. 62-20. Retail theft.

(a) A person commits retail theft when he or she knowingly:

(1) Takes possession of, carries away, transfers or causes to be carried away or transferred any merchandise displayed, held, stored or offered for sale in a retail mercantile establishment with the intention of retaining such merchandise or with the intention of depriving the merchant permanently of the possession, use or benefit of such merchandise without paying the full retail value of such merchandise; or

(2) Alters, transfers, or removes any label, price tag, marking, indicia of value or any other markings which aid in determining value affixed to any merchandise displayed, held, stored or offered for sale in a retail mercantile establishment and attempts to purchase such merchandise at less than the full retail value with the intention of depriving the merchant of the full retail value of such merchandise; or

(3) Transfers any merchandise displayed, held, stored or offered for sale in a retail mercantile establishment from the container in or on which such merchandise is displayed to any other container with the intention of depriving the merchant of the full retail value of such merchandise; or

(4) Under-rings with the intention of depriving the merchant of the full retail value of the merchandise; or

(5) Removes a shopping cart from the premises of a retail mercantile establishment without the consent of the merchant given at the time of such removal with the intention of depriving the merchant permanently of the possession, use or benefit of such cart; or

(6) Represents to the merchant that he, she, or another is the lawful owner of property, knowing that such representation is false, and conveys or attempts to convey that property to a merchant who is the owner of the property in exchange for money, merchandise credit or other property of the merchant; or

(7) Uses or possesses any theft detection shielding device or theft detection device remover with the intention of using such device to deprive the merchant permanently of the possession, use or benefit of any merchandise displayed, held, stored or offered for sale in a retail mercantile establishment without paying the full retail value of such merchandise; or

(8) Obtains or exerts unauthorized control over property of the owner and thereby intends to deprive the owner permanently of the use or benefit of the property when a lessee of the personal property of another fails to return it to the owner, or if the lessee fails to pay the full retail value of such property to the lessor in satisfaction of any contractual provision requiring such, within 10 days after written demand from the owner for its return. A notice in writing, given after the expiration of the leasing agreement, by registered mail, to the lessee at the address given by the lessee and shown on the leasing agreement shall constitute proper demand.

**Section 4:** Penalty. Any person who violates a provision of this section shall be fined in the amount not to exceed seven hundred fifty dollars (\$750.00). Furthermore, any person found guilty of the offense of retail theft as defined above may be required to perform community service.

**Section 5:** Proceedings to enforce violations of this Ordinance may be initiated and conducted in accordance with and pursuant to the provisions of the City Ordinances providing for Administrative Adjudication of Code Violations or by any other means provided by law.

**Section 6:** If any section, paragraph, clause or provision of this Ordinance shall be held invalid, the invalidity thereof shall not affect any other provision of this Ordinance.

**Section 7:** All ordinances, resolutions, motions or orders in conflict with this Ordinance are hereby repealed to the extent of such conflict.

**Section 8:** This Ordinance shall be in full force and effect upon its passage, approval and publication as provided by law.



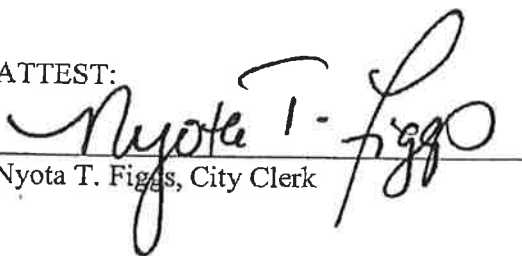
**ADOPTED** by the Mayor and City Council of the City of Calumet City, Cook County, Illinois this 26 day of June 2019, pursuant to a roll call vote, as follows:

	YES	NO	ABSENT	PRESENT
Gardner	X			
Navarrette			X	
Patton	X			
Smith	X			
Tillman	X			
Williams	X			
(Mayor Qualkinbush)				

**APPROVED** by the Mayor of the City of Calumet City, Cook County, Illinois on this 26 day of June 2019.

  
 Michelle Markiewicz Qualkinbush  
 Mayor

ATTEST:

  
 Nyota T. Figgs, City Clerk

Res. #2: Resolution extending appreciation to Marilyn A. Clewer

Resolution extending appreciation to Marilyn A. Clewer Community manager for Garden House- River Oaks II.

Alderman Smith moved, seconded by Alderman Patton to pass resolution #2 as presented, without the necessity of prior posting.

(Res. #19-55)

(See Attachment 5A)

ROLL CALL

YEAS: 5  
NAYS:  
ABSENT: 1

ALDERMEN: Williams, Tillman, Gardner, Smith, Patton  
ALDERMEN:  
ALDERMAN: Navarrete

**MOTION CARRIED**

**FINANCIAL MATTERS**

#1: Approve the Audit Engagement Letter

Approve the Audit Engagement Letter for a one-year contract for the audit of the 911 board for fiscal year 2018 prepared by Crowe LLP, Independent Member of Crowe Global: authorize the 911 Board designated member to sign and execute for the amount of \$10,000.00; authorize the City Treasurer to remit payment for services rendered to be charged to account # 01099-52610.

#2: Approve buyback for retired Police Officer Momcilo Plavska

Approve buyback for retired Police Officer Momcilo Plavska for the amounts listed in the communication; authorize the City Treasure to remit payment from the appropriate accounts.

#3: Approve one-year law enforcement policy manual for Lexipol

Approve one-year law enforcement policy manual subscription update from July 1, 2019 to June 30, 2020 in the amount of \$5,430.00 to Lexipol; authorize the City Treasurer to remit payment from account #01060-52430.

#4: Approve the 2018 MFT sidewalk and concrete program to J&J Newell

Approve the 2018 MFT sidewalk and concrete program final payment in the amount of \$29,261.62 to J&J Newell; authorize the City Treasurer to remit payment from MFT account.

#5: Approve extraordinary legal fees

Approve extraordinary legal fees (\$24,594.15)

#6: Approve bill listing

Approve bill listing (\$553,426.56).

#7: Approve payroll

Approve payroll (\$850,325.06).

# A resolution

adopted by The City Council  
of the City of Calumet City, Illinois



*Presented by Mayor Michelle Markiewicz Qualkinbush on June 26, 2019*

WHEREAS, Marilyn A. Clewer dedicated her career to be the Community Manager for Garden House – River Oaks II for 39 ½ years;

WHEREAS, throughout said years, Marilyn A. Clewer, diligently and conscientiously pursued her duties for the betterment of all the residents of Garden House II.

WHEREAS, the City of Calumet City appreciates the years she has devoted in service to all the residents of the Garden House – River Oaks II.

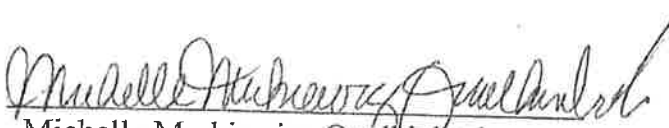
WHEREAS, Marilyn A. Clewer worked cooperatively and effectively with the City of Calumet City and all departments to facilitate the delivery of services to the residents of Garden House – River Oaks II.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of Calumet City, Cook County, Illinois as follows:

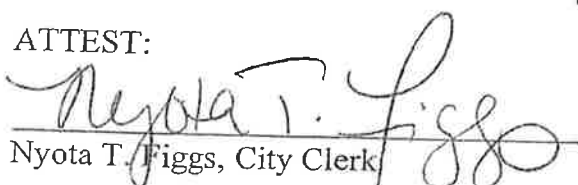
**SECTION 1.** That the City Council of the City of Calumet City does hereby extend its sincere appreciation of the services rendered by Marilyn A. Clewer.

**SECTION 2.** That the City Clerk be and she is hereby authorized and directed to forward a certified copy of this Resolution to Marilyn A. Clewer.

**SECTION 3.** That this Resolution shall be in full force and effect from and after its passage and approval as provided by law.

  
Michelle Markiewicz Qualkinbush, Mayor

ATTEST:

  
Nyota T. Figgs, City Clerk

Approve financial items

Alderman Patton moved, seconded by Alderman Gardner, to approve financial items #1 thru #7 as presented.

ROLL CALL

YEAS:	5	ALDERMEN:	Patton, Williams, Tillman, Gardner, Smith,
NAYS:	0	ALDERMEN:	None
ABSENT:	1	ALDERMAN:	Navarrete

**MOTION CARRIED**

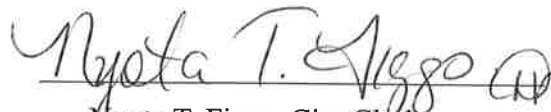
UNFINISHED BUSINESS

None

ADJOURNMENT

Adjournment was at 7:40 p.m. on a motion made by Alderman Patton and seconded by Alderman Gardner.

**MOTION CARRIED**

  
Nyota T. Figgs, City Clerk

/db