

**In the Matter Of:**  
**HAYMARKET DuPAGE LLC**

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**REPORT OF PROCEEDINGS**

*July 28, 2021*

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1 PRESENT:

2 MR. BRENDAN DALY, Chairman;

3 MS. LORI DRUMMOND, Commissioner;

4 MS. KRISTA RAY, Commissioner;

5 MR. ANTHONY RUSSO, Commissioner.

6 ALSO PRESENT:

7 MS. YORDANA WYSOCKI, Village Attorney;

8 MR. MO KHAN, Village Planner;

9 HERVAS, CONDON & BERSANI, P.C., by  
10 MR. CHARLES E. HERVAS

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12 Appeared on behalf of City of Itasca;

13 DASPIN & AUMENT, LLP, by

14 MS. BRIDGET M. O'KEEFE

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bokeefe@daspinaument.com and

16 BOND, DICKSON & CONWAY, by

17 MS. MARY E. DICKSON

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20 Appeared on behalf of Haymarket DuPage LLC;

21 FRANCZEK, P.C., by

22 MS. JENNIFER SMITH

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24 Appeared on behalf of Itasca School District;

1 ALSO PRESENT: (Cont'd.)

2 JOHNSON & BELL, LTD., by  
3 MR. STEPHEN P. ELLENBECKER  
4 33 West Monroe Street, Suite 2700  
5 Chicago, Illinois 60603  
6 (312) 984-0221  
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8 Appeared on behalf of 865 West Irving Park  
9 Road, LLC;

10 OTTOSEN, DiNOLFO, HASENBLAG & CASTALDO, LTD., by  
11 MR. STEPHEN H. DI NOLFO  
12 1804 North Naper Boulevard, Suite 350  
13 Naperville, Illinois 60563  
14 (630) 682-0085  
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16 Appeared on behalf of Itasca Fire Protection  
17 District.

18 DR. DAN LUSTIG,  
19 MS. CARIE ANN ERGO,  
20 CHIEF JAMES BURKE, and  
21 SUPERINTENDENT CRAIG BENES.

22 WITNESSES PRESENT FOR PUBLIC QUESTIONS:

23 MR. DAN LUSTIG, HAYMARKET CENTER;  
24 MR. CRAIG BENES, SUPERINTENDENT OF ITASCA SCHOOL  
DISTRICT

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1 CHAIRMAN DALY: Good evening everyone, today  
2 is Wednesday, July 28th, 2021. The case before the  
3 Planning Commission this evening is PC 19-014  
4 continued from two weeks ago, July 14.

5 The petitioner and owner is  
6 Haymarket DuPage, LLC. The location the 860 West  
7 Irving Park Road.

8 Will the secretary please call the  
9 roll.

10 MR. KHAN: Commissioner Carello?

11 (Absent.)

12 MR. KHAN: Commissioner Drummond?

13 COMMISSIONER DRUMMOND: Here.

14 MR. KHAN: Commissioner Holmes?

15 (Absent.)

16 MR. KHAN: Commissioner Ray?

17 COMMISSIONER RAY: Here.

18 MR. KHAN: Commissioner Russo?

19 COMMISSIONER RUSSO: Here.

20 MR. KHAN: Chairman Daly?

21 CHAIRMAN DALY: Here.

22 I declare a forum present.

23 The process for this evening's  
24 hearing are as follows: On the Village's website is

1 a step-by-step guide for the public hearing. We are  
2 now at step 7. This is the public question section.

3 The public questions have been  
4 reserved for four nights. Tonight is number two.  
5 Each night is covering a different set of experts and  
6 witnesses. This evening is Dr. Dan Lustig and  
7 Mr. Craig Benes of District 10.

8 August 4th will be Chief Jim Burke,  
9 James Dominik, and Bruce Moeller. August 11th we  
10 will conclude with Director Bob O'Connor from the  
11 Itasca Police Department.

12 If you have not previously signed up  
13 to ask a question for tonight on the Village's  
14 website you may do so at the sign-up table in the  
15 center aisle. Please understand that public comment  
16 is not until September 8 -- or, excuse me, step 8 of  
17 the step-by-step guide. Public comment will occur  
18 after public questions in August.

19 Tonight we will only address  
20 questions for tonight's panel of experts. So let me  
21 repeat that. This evening we are only accepting  
22 questions for Dr. Dan Lustig and Mr. Craig Benes.

23 Please address your questions to the  
24 Chair, which is me, and I will ask the appropriate

1 expert to respond.

2 At this time I'm going to ask  
3 Mr. Chuck Hervas, our village counsel, to weigh in  
4 with his opening remarks.

5 MR. HERVAS: Thank you, Mr. Chairman.

6 Good evening, everyone. Again, my  
7 name is Chuck Hervas and I am the attorney advising  
8 the Plan Commission in this matter.

9 This is a legal proceeding with  
10 legal significance. A court reporter is swearing in  
11 witnesses and is transcribing the testimony. This is  
12 not a trial, but we are developing a record of  
13 proceedings before the Plan Commission. This is a  
14 legal public hearing on a zoning petition. My job is  
15 to protect the rights of the petitioner, any  
16 objectors, and the public.

17 The Plan Commission will make  
18 findings and a recommendation to the village board.  
19 Please understand that the Plan Commission is a  
20 recommending body. The village board will make the  
21 final decision on the Haymarket zoning petition.

22 Although the Plan Commission meeting  
23 will still be live streamed through YouTube, we are  
24 back to meeting in person. In-person meetings will

1 continue through the remainder of this hearing; at  
2 least that's what we plan on doing. It depends on  
3 how things keep going.

4 The procedures used by the Plan  
5 Commission for large hearings during the Pandemic are  
6 available on the Village's website. These procedures  
7 have now been updated for tonight's meeting, and the  
8 website, I should note, has a lot of information,  
9 including the comprehensive step-by-step guide of the  
10 process.

11 We're doing the best we can to have  
12 an orderly process that allows for both public  
13 questions and public comments. Please abide by the  
14 ground rules of the Commission.

15 Thank you very much.

16 CHAIRMAN DALY: Thank you, Chuck.

17 The business before the Commission  
18 this evening is the continuance of the public hearing  
19 on Case PC 19-014. The request is for a petition for  
20 a planned development by special use with exceptions  
21 and Class I site plan approval all in order to permit  
22 a mixed use residential and healthcare facility and  
23 other accessory uses in the B2 community district --  
24 business district at 860 West Irving Park Road.

1                   At this time I will now entertain a  
2 motion to open this continued public hearing.

3                   COMMISSIONER RAY: Motion to open the meeting.

4                   COMMISSIONER RUSSO: Second.

5                   CHAIRMAN DALY: We have a motion and a second.

6                   Will the secretary please call the  
7 vote.

8                   MR. KHAN: Commissioner Drummond?

9                   COMMISSIONER DRUMMOND: For.

10                  MR. KHAN: Commissioner Ray?

11                  COMMISSIONER RAY: For.

12                  MR. KHAN: Commissioner Russo?

13                  COMMISSIONER RUSSO: For.

14                  MR. KHAN: Chairman Daly?

15                  CHAIRMAN DALY: For.

16                  Motion carries. This public hearing  
17 is now open.

18                  At this time I would ask that the  
19 written questions that have been submitted be asked.

20                  MR. HERVAS: First is live.

21                  CHAIRMAN DALY: Okay. All right. So we're  
22 going to go to live questions first. If you signed  
23 up on the center aisle would you please come up in  
24 the order as called.

1 Thank you.

2 (Witnesses sworn.)

3 CHAIRMAN DALY: Okay, thank you.

4 Ma'am, please proceed with your  
5 questions.

6 MS. PETKUS: Mr. Commissioner, do I -- I  
7 address them to you; is that correct, sir?

8 CHAIRMAN DALY: Pardon me?

9 THE REPORTER: I address them initially to  
10 you, though; is that correct, the questions?

11 MR. KHAN: Yes, please direct your questions  
12 to Chairman Daly.

13 MS PETKUS: Okay.

14 MS. O'KEEFE: Please give us your name.

15 MS. PETKUS: I apologize. My name is Rena  
16 Humbert Petkus.

17 Mr. Chairman, I keep hearing rumors  
18 that you, Haymarket, plan to close your Chicago  
19 location and relocate your entire operation to  
20 Itasca. Is that true?

21 CHAIRMAN DALY: Dr. Lustig, would you please  
22 answer the question.

23 DR. LUSTIG: Can you hear me?

24 CHAIRMAN DALY: Yes.

1 DR. LUSTIG: Thank you for the question.

2 Absolutely not. We are not -- we  
3 have never even brought this topic up to close down  
4 the main location in the West Loop in order to open  
5 up anything or transfer operations here, so -- and,  
6 honestly, that's not something that we would ever  
7 discuss moving forward strategically. It wouldn't be  
8 appropriate.

9 MR. HERVAS: Just as a point of clarification,  
10 I'm having a very difficult time hearing both the  
11 question and the answer and it's because we're in  
12 this large room and there's an echo. You're going to  
13 have to get close up to the microphone so that it's  
14 very clear for everybody, and that would be very  
15 helpful. I would appreciate that.

16 DR. LUSTIG: Do you want me to repeat the  
17 question -- I mean the answer?

18 CHAIRMAN DALY: Yes, if you would please just  
19 repeat your answer.

20 The question was, is there any plan  
21 to close the West Loop location, and your answer is?

22 DR. LUSTIG: There is not a plan to close the  
23 Chicago facility. There was never a plan to close  
24 the Chicago facility. Our plan as a facility was to

1 try to create access to care. So it wouldn't be --  
2 it would fly in the opposite of our mission.

3 CHAIRMAN DALY: Thank you for your response.

4 Ma'am, do you have other questions?

5 MS. PETKUS: Mr. Chairman, is having a family  
6 of support people near a person in treatment helpful  
7 in their recovery?

8 MR. ELLENBECKER: My understanding is  
9 questions were supposed to be tied to transcript  
10 pages and lines. That's the requirement that  
11 Haymarket has set forth in email correspondence, so  
12 I'm wondering if this is tied to previous testimony.

13 MS. O'KEEFE: In my email that was sent  
14 earlier today there was no suggestion or requirement  
15 by Haymarket that it be tied to a transcript or page  
16 number. That was something that the Village  
17 recommended on their sign-up sheet, but there's no  
18 requirement in the procedures or processes approved  
19 by the Plan Commission that that be done.

20 MR. ELLENBECKER: And my response to that  
21 would be, in reading directly from in O'Keefe's email  
22 of July 27, she says, "Given the requirement that the  
23 individuals asking the questions tie their question  
24 to a particular transcript and page number," I

1 believe Haymarket does think it's a requirement.

2 CHAIRMAN DALY: So, Mr. Ellenbecker, I  
3 understand your comments. I would say if the  
4 questions are generally within the boundaries of  
5 prior testimony given, I don't think that this  
6 commission is going to require chapter and verse in  
7 the transcripts on where that testimony was given.

8 I think anything within the  
9 questioning that can be responded to that is helpful  
10 for the Commission to weigh in on this matter I think  
11 is within the bounds of the questioning.

12 MR. HERVAS: I think that it is true that  
13 that's what was requested, and so we're going to be a  
14 little more lenient with the public in terms of their  
15 questions on that.

16 CHAIRMAN DALY: So, ma'am, again, I had a  
17 little bit of a hard time hearing you with the  
18 echo --

19 MS. PETKUS: I apologize.

20 CHAIRMAN DALY: -- so if you could please  
21 repeat your question.

22 MS. PETKUS: Yes. Is having family or support  
23 people near a person in treatment helpful in their  
24 recovery?

1 CHAIRMAN DALY: Dr. Lustig, if you have a  
2 response to that I would appreciate it. Otherwise --

3 DR. LUSTIG: Sure.

4 CHAIRMAN DALY: Okay.

5 DR. LUSTIG: You know, in any treatment center  
6 it is important that a patient has family support  
7 specifically as they go through treatment. Addiction  
8 is not an individual disease. It is a disease of the  
9 family, and so the family typically needs just as  
10 much support and education as the patient itself.

11 So, yes, having family nearby is an  
12 important compliment to treatment.

13 CHAIRMAN DALY: Thank you.

14 MS. PETKUS: Mr. Chairman, in the report it  
15 talks about Haymarket's goals of helping lives and  
16 saving living.

17 Does Haymarket save lives?

18 CHAIRMAN DALY: Dr. Lustig, if you'd like to  
19 answer that question, I'd welcome a response.

20 DR. LUSTIG: I do believe Haymarket saves  
21 lives.

22 What we know and have learned over  
23 our 46 years of doing this work, that as soon as  
24 treatment can be initiated, the better the outcome,

1 and so through the 12,000 clients that we see a year  
2 in the City we do believe that we have saved lives in  
3 a significant amount.

4 CHAIRMAN DALY: Okay.

5 MS. PETKUS: Lastly, Mr. Chairman, is the  
6 estimated cost to Itasca worth saving even one life?

7 CHAIRMAN DALY: Ma'am, I don't know that that  
8 is a question that's -- could be answered in any sort  
9 of -- I don't know if that's an appropriate question,  
10 quite honestly.

11 MS. PETKUS: Okay. Thank you for your time.

12 CHAIRMAN DALY: Thank you.

13 MR. MURRAY: Good evening. Before beginning  
14 I'd like to thank all the board members. Boy, you  
15 guys are dedicated volunteers. Thank you.

16 My name is Mike Murray and I live in  
17 Roselle off of Irving Park Road, about 2.9 miles from  
18 Haymarket's new facility, and my children attended  
19 Lake Park High School, and I'm representing myself,  
20 but I am currently a member of the DuPage County  
21 Prevention and Leadership Team on the school  
22 committee.

23 My question references  
24 Superintendent Benes's PowerPoint and testimony from

1 4/7/21, and I also have a question for Dr. Lustig  
2 referencing his testimony for -- from 10/28.

3 In addition, I submitted to the  
4 Board, and for the record, a small portion of the  
5 results of the 2020 Illinois Youth Survey for DuPage  
6 County, something I hope all schools will participate  
7 in this year, and this information highlights the  
8 relevancy of my questions.

9 My first question is for  
10 Superintendent Benes. It is: What ways could you  
11 see Haymarket working with your District and other  
12 local districts to strengthen prevention, education,  
13 and help students and their families who struggle  
14 with addiction?

15 MR. BENES: It's hard to establish how they  
16 would. I've had no request for services, no scope of  
17 services offered to me by Haymarket.

18 MR. MURRAY: Okay. I'd like to ask  
19 Dr. Lustig -- I know the goal, or maybe it's the  
20 dream, of Haymarket and its therapists is to end or  
21 at least greatly lessen the scourge of drugs and  
22 other addictions, and you mentioned in your testimony  
23 in October 2019 being a part of the community.

24 How do you see Haymarket's

1 prevention program -- and I know you have a robust  
2 prevention program -- working with the schools and  
3 community to educate students and the community on  
4 the dangers and prevention of drugs, alcohol, and  
5 other addictions?

6 MS. SMITH: I'm going to object and point to  
7 the same point. There hasn't been any testimony that  
8 Haymarket has expertise in K-12 drug -- drug  
9 treatment prevention. Their proposed facility is  
10 exclusively for adults, and this hasn't been any part  
11 of their scope of services described in the  
12 presentation.

13 So I'm just going to object that  
14 it's an inappropriate question.

15 MR. HERVAS: I'm going to -- I don't need to  
16 hear from Haymarket. I'm going to overrule the  
17 objection in that Dr. Lustig is not testifying  
18 necessarily as an -- with expertise on a prevention  
19 program.

20 What he was asked was, what would  
21 you do -- what would Haymarket do to cooperate with  
22 the school. And that relates to his testimony  
23 relating to just overall prevention.

24 So I think that it's helpful to hear

1 what he would have to say about that. So I'm going  
2 to overrule that.

3 DR. LUSTIG: So Haymarket Center for over the  
4 past five years has prevention programs inside the  
5 Chicago public school system. The goal and purpose  
6 of those prevention programs is to educate students  
7 on drugs and alcohol.

8 One of the things that we've learned  
9 early on, and our scope of work, is trying to get in  
10 front of younger people and having them understand.  
11 So we actually have an evidence-based curriculum that  
12 we do in two schools in the City of Chicago and our  
13 outcomes have been very very positive.

14 So if granted zoning, this is just  
15 an opportunity for us to work with the schools at  
16 their suggestion because we do have a lot of  
17 expertise in prevention programs.

18 CHAIRMAN DALY: Thank you for your response.

19 Sir, do you have any further  
20 questions?

21 MR. MURRAY: No more questions, and thank you.

22 CHAIRMAN DALY: Thank you for your time this  
23 evening.

24 MR. DIESTEL: James Diestel, 107 West George

1 Street.

2 Mr. Benes, June 30th, page 12, lines  
3 4 through 14 in Dr. Lustig's rebuttal he said you  
4 only provided the cost of education.

5 Do you feel that Dr. Lustig  
6 overlooked providing school-aged children zero to 5  
7 and 18 to 22 access to education, being that he  
8 claimed in the Haymarket's 46 years of doing business  
9 they have never used a local school service?

10 MR. BENES: I'm sorry, with the echo, I didn't  
11 hear it all.

12 CHAIRMAN DALY: Hang on. Hang on one second.

13 Mr. Benes, did you clearly hear the  
14 question?

15 MR. BENES: No.

16 CHAIRMAN DALY: Okay. Sir, would you please  
17 more slowly ask me the question for Mr. Benes, and  
18 then we'll --

19 MR. DIESTEL: Okay.

20 CHAIRMAN DALY: -- we'll see how it goes.

21 MR. DIESTEL: Is this better here?

22 CHAIRMAN DALY: Try that.

23 MR. DIESTEL: Okay. Mr. Benes, June 30th,  
24 page 12, line 4 through 14, in Dr. Lustig's rebuttal

1 he said you only provided the cost of education.

2 Do you feel that Dr. Lustig  
3 overlooked providing school-aged children zero to 5  
4 and 18 to 22 access to education, that he claimed in  
5 Haymarket's 46 years of doing business they have  
6 never used a local school service?

7 MR. BENES: If I understand the question  
8 right, it's hard to understand why they haven't used  
9 a local school service for that age group. That's  
10 concerning to me.

11 I'm not in an evaluative position  
12 for their relationship with other school districts,  
13 but I know independent of any client's desire for  
14 school services we are required to offer those  
15 services and they have costs for us.

16 MR. DIESTEL: Mr. Benes, do you believe, based  
17 on those same remarks by Dr. Lustig, that the cost of  
18 education is relevant for impact and what can be  
19 absorbed for the school district you represent?

20 MR. BENES: I absolutely believe the cost of  
21 education is relevant. The cost for a student can  
22 range from 10- to 30,000 per student. That is a  
23 significant impact. Even if the pre-K services are  
24 withdrawn, I've heard testimony that they could

1 return, so I have no guarantee that we won't incur  
2 those costs.

3 We also know that students 18 to 22  
4 would be eligible for services and other school  
5 districts would incur those costs.

6 Additionally, outside of those age  
7 ranges you could have students, due to residency  
8 claim, that could be eligible for special education  
9 services with an IEP.

10 MR. DIESTEL: Am I still giving an echo?  
11 Should I get closer?

12 All right. This one is for  
13 Dr. Lustig.

14 Dr. Lustig, on June 30th, page 14,  
15 line 18 through 21, you said currently provided --  
16 you said you currently provided educational services  
17 to local elementary and high school districts  
18 regarding drug use.

19 Would you be able to elaborate on  
20 those programs and provide examples in schools where  
21 they -- where they are being used?

22 DR. LUSTIG: Yes, we do have prevention  
23 programs in the two school districts. I don't have  
24 their names off the top of my head, but we've been

1 doing that for over five years, and these -- the  
2 prevention programs are focused on evidence-based  
3 criteria on teaching individuals about drugs and  
4 alcohol.

5 MR. DIESTEL: Can you define "evidence-based"?

6 DR. LUSTIG: Absolutely. Evidence-based  
7 programming and interventions is based on the fact  
8 that the intervention you're providing has gone  
9 through rigorous outcome studies to, A, show that  
10 it's effective as an intervention; and, B, it's  
11 effective on the population that you are doing that  
12 intervention on.

13 So it improves patient outcomes over  
14 time.

15 MR. DIESTEL: Dr. Lustig, on June 30th,  
16 page 15, line 8, you said you would provide the  
17 Itasca Fire Protection District a second ambulance if  
18 needed.

19 We heard testimony where staffing an  
20 ambulance could cost around \$700,000 per year. Are  
21 you planning on staffing this ambulance, and will you  
22 commit to a contractual period of time, say, five  
23 years, which would run around \$3.5 million, plus the  
24 cost of the ambulance?

1           CHAIRMAN DALY: Sir, related to the testimony,  
2 did your question just go outside of the bounds of  
3 the testimony, and were you doing math there or  
4 what --

5           MR. DIESTEL: No. That was --

6           CHAIRMAN DALY: The end of that question -- I  
7 had a hard time understanding where you were going  
8 with the end of that question.

9           MR. DIESTEL: Okay. I was just asking, based  
10 on that testimony you said that it would cost around  
11 \$700,000 per year to staff an ambulance which was in  
12 the testimony from the Fire Protection District's  
13 witness, if that they would -- he said he would  
14 provide an ambulance.

15                               Would he actually staff the  
16 ambulance? Because it doesn't do any good to  
17 actually just have an ambulance that's paid for  
18 without staffing.

19           CHAIRMAN DALY: Okay. So as far as that  
20 question goes, Dr. Lustig -- and I know there's been  
21 much more testimony after that point in time, but  
22 could you please answer that question to the best of  
23 your ability?

24           DR. LUSTIG: Sure. I -- I think that the

1 testimony that he is referring to is the fact that we  
2 are -- we've contracted with Elite Ambulance  
3 services, and if that demand is so excessive there  
4 would be a secondary ambulance put under contract.

5 I think that that's what he is  
6 referring to in the transcripts.

7 MR. DIESTEL: I think the line was from the  
8 rebuttal just on the 30th that -- that you went  
9 through, that you would provide a second ambulance if  
10 needed. I thought that was pertaining to Itasca Fire  
11 Protection District.

12 DR. LUSTIG: No. That would be that we would  
13 contract with a second ambulance service to handle  
14 the load.

15 MR. DIESTEL: Okay. Dr. Lustig, on June 30th,  
16 page 15, lines 3 through 24, you talked about what  
17 Elite Ambulance service can provide and handle.

18 Have you ever used Elite Ambulance  
19 service full time for ALS and BLS calls? And did  
20 Haymarket ever request for someone from Elite to  
21 testify, and if so, did they deny the request?

22 CHAIRMAN DALY: Okay, so I heard three  
23 questions in there.

24 The first question, is Haymarket

1 currently using Elite?

2 DR. LUSTIG: We are not currently using Elite  
3 in the City.

4 CHAIRMAN DALY: Okay. The second part of that  
5 question, sir, could you please repeat it?

6 MR. DIESTEL: Did Haymarket ever request for  
7 someone from Elite to testify?

8 DR. LUSTIG: Yes, we did.

9 MR. DIESTEL: Did they deny that request?

10 DR. LUSTIG: Yes, they did.

11 MR. DIESTEL: Dr. Lustig, on June 30th,  
12 Page 17, lines 6 through 20, you claimed that all  
13 your employees will be trained in CPR, Narcan, and  
14 will have the appropriate medical supplies to respond  
15 to emergencies.

16 If that is the case, why is your  
17 West Loop facility making upwards of 1,500 calls in  
18 any given year to Chicago EMS services?

19 CHAIRMAN DALY: In the bounds of the  
20 testimony, was it ever brought out that that is a  
21 verified number?

22 MR. DIESTEL: I believe they read off the FOIA  
23 calls over a number of times. There was yearly data  
24 done originally by James Baldwin, and then there was

1 also stuff that was put in the record by Mr. Dominik.

2 That's just one of the years. There  
3 was several years brought up but one of the years  
4 was --

5 CHAIRMAN DALY: No, sir, I understand. And  
6 what I'm wrestling with right now is that there is  
7 multiple streams of testimony and other expert  
8 witnesses coming up, and while Dr. Lustig is on the  
9 stand right -- or, excuse me, he's a witness this  
10 evening, it's not...

11 Dr. Lustig, I would ask, if you have  
12 a response to that question that you would like to  
13 give, I would invite you to do so.

14 MS. DICKSON: Mr. Chairman, I'm sorry, if you  
15 could, if Mr. Diestel would agree, if he would remove  
16 the number --

17 CHAIRMAN DALY: Okay.

18 MS. DICKSON: -- which I appreciate the fact  
19 that you questioned the number -- if he removes the  
20 number of calls and limits his question to if they  
21 have that on-site, why, then --

22 CHAIRMAN DALY: Okay.

23 MS. DICKSON: -- do they call EMS, I think  
24 that that question Dr. Lustig could answer.

1 CHAIRMAN DALY: Okay. So Mr. Diestel --

2 MR. DIESTEL: Do you want me to re- --

3 CHAIRMAN DALY: -- could you please repeat --

4 MR. DIESTEL: I can re- --

5 CHAIRMAN DALY: Yeah, rephrase the question,  
6 please.

7 MR. DIESTEL: Okay. So if your claims on the  
8 30th in rebuttal were that the employees -- I believe  
9 you said from the maintenance crew all the way up to  
10 you, yourself -- are trained in CPR, Narcan, and have  
11 the appropriate medical supplies to respond to  
12 emergencies, and if that's a policy that you have  
13 downtown -- I'm assuming, as well, because you're  
14 accredited, like you said -- why are you making --  
15 why are there so many calls being made from Haymarket  
16 downtown to Chicago's EMS services?

17 MS. DICKSON: Well, other than to "so many," I  
18 think he can answer --

19 MR. DIESTEL: Or -- I'm sorry.

20 MS. DICKSON: -- he can answer -- he'll answer  
21 the question.

22 DR. LUSTIG: Okay. I think there are two  
23 separate aspects to that question. The first aspect  
24 is we have all of those supplies in the organization,

1 whether it's Narcan and so forth, because we never  
2 know when there's going to be an emergency situation  
3 for a patient and we want to be able to respond in a  
4 timely manner.

5                   Relative to calls of ambulance, we  
6 treat a very very challenging population in the City  
7 that oftentimes are not connected to health care for  
8 over several decades or they have intermittent care,  
9 and so oftentimes when the patient comes to Haymarket  
10 Center they are not medically stable, and so we  
11 actually then make sure that they are stable after  
12 they, of course, have a hospital intervention.

13                   MR. DIESTEL: With the only public  
14 transportation basically coming from downtown why  
15 would the patients be different?

16                   DR. LUSTIG: Can you repeat the question?

17                   MR. DIESTEL: So we discussed public  
18 transportation. With the main public transportation  
19 coming from the Chicago loop area, why would the  
20 patients be different than Itasca?

21                   DR. LUSTIG: There are several reasons.  
22 Economic class is probably different. The fact that  
23 people tend to be more connected to health care is  
24 probably different. Intergenerational substance use

1 disorders tends to be different from a city setting  
2 to a suburban setting.

3 So there's a lot of factors that go  
4 into why there would be a severity in the City that  
5 is slightly different than the suburbs.

6 MR. DIESTEL: But if you're saying you are  
7 going to provide multiple busses, and you would be  
8 able to transport everybody, and you have direct  
9 access to downtown, why would this facility not be  
10 used by different sorts of people?

11 I'm just not understanding why there  
12 would be --

13 CHAIRMAN DALY: Before we go any farther  
14 here --

15 MR. DIESTEL: I'm sorry.

16 CHAIRMAN DALY: -- this is public questions  
17 from prior testimony, and I would appreciate it if  
18 you would get back to -- if you're pointing to  
19 something in testimony -- I don't think we're going  
20 to start this --

21 MR. DIESTEL: Okay, no problem. I got it.

22 CHAIRMAN DALY: -- question/response, then you  
23 have another question/response, because the attorneys  
24 have already been paid to do their jobs.

1 MR. DIESTEL: I apologize. Thank you.

2 CHAIRMAN DALY: Okay.

3 MR. DIESTEL: Next question. All right. On  
4 February 24th, page 71, lines 18 through 24 and page  
5 72 lines 1 through 9, you say you have not met with  
6 the top brass at Alexian Brothers Hospital.

7 On June 30th, page 24, lines 12  
8 through 24, you talk about the relationship you have  
9 put in place with Elmhurst -- or Edwards Elmhurst  
10 Hospital for the Itasca location.

11 Being that the proposed Haymarket  
12 Itasca facility would be closest to Alexian Brothers,  
13 why have you not established a relationship with  
14 them, especially considering that's where all the  
15 emergency patients would be taken by EMS or by a  
16 private ambulance service?

17 DR. LUSTIG: We have actually partnered with  
18 several institutions or hospitals, not necessarily  
19 Alexian, but we would be taking a look at that,  
20 obviously, if we do -- or succeed at zoning.

21 But we do -- if you look at our  
22 leadership list and our supporter list there are  
23 hospitals on this. There are medical doctors on  
24 there.

1                                   That's it.

2                   CHAIRMAN DALY: Thank you. Next question?

3                   MR. DIESTEL: Okay. On October 28th  
4 Dr. Sullivan discussed his PowerPoint presentation  
5 with a slide 16, Successful Elements of Opioid  
6 Treatment, identifying patients, treatment, and  
7 arranging for prompt consultation.

8                                   My question was, why was  
9 Dr. Sullivan chosen, who is a president and CMO of  
10 Elmhurst Hospital, to discuss the importance of  
11 Haymarket DuPage and Itasca?

12                                   It seemed like from his transcripts  
13 or his resume he specialized as a cardiologist and  
14 admitted to not practicing in the care of patients  
15 requiring addiction services.

16                   MS. DICKSON: I think this question would be  
17 better made to Dr. Sullivan who is not a panelist  
18 tonight. It's an assumption that Haymarket selected  
19 Dr. Sullivan to testify. I don't know that that  
20 assumption is true.

21                   CHAIRMAN DALY: Okay. So, Dr. Lustig, based  
22 on the question, I think I'd like to ask you to just  
23 explain, why did you hire Dr. Sullivan?

24                   DR. LUSTIG: We didn't hire Dr. -- we did not

1 hire Dr. Sullivan.

2 Elmhurst Hospital and some of the  
3 area hospitals have been inundated with patients  
4 suffering from opioid use disorders, and the  
5 problem -- why Elmhurst reached out even to us was  
6 the challenges that doctors -- many doctors were  
7 having in emergency rooms was where do you place  
8 patients? And the problem was that a lot of those  
9 patients were being discharged to the streets without  
10 any type of intervention.

11 So many hospitals have reached out  
12 to organizations like Haymarket to try to get some  
13 type of internal support on referrals and just  
14 overall screening of patients that come into the  
15 emergency room.

16 So absolutely not, Haymarket did not  
17 hire him.

18 CHAIRMAN DALY: Okay. So just so I'm clear on  
19 that, then, there was an offer by Elmhurst --  
20 Edward-Elmhurst to offer an expert on behalf of your  
21 petition, and that is how Dr. Sullivan came in front  
22 of this commission?

23 MS. DICKSON: I don't think that Dr. Sullivan  
24 was identified as an expert. Dr. Sullivan was a

1 witness early in the proceeding to talk about the  
2 collaboration that they were working on currently and  
3 in the future with Haymarket.

4 CHAIRMAN DALY: Okay, I will accept that  
5 answer. Thank you.

6 MR. DIESTEL: Final question. It was just  
7 being discussed about family nearby. To shorten my  
8 question earlier, how do you define "nearby"?

9 CHAIRMAN DALY: I'm sorry, I missed the  
10 last -- I didn't understand the last part of the  
11 question.

12 MR. DIESTEL: I'm sorry.

13 How do you define "nearby"? It  
14 was -- the question was brought up about having  
15 family nearby. I was just wondering what is  
16 considered nearby?

17 CHAIRMAN DALY: If that's a question, Doctor,  
18 you can answer. If not, then --

19 DR. LUSTIG: I don't have a definition of  
20 "nearby."

21 All I know is that many families try  
22 to get patients into care, and the problem is that  
23 there isn't necessarily care available and so  
24 families are experiencing death of loved ones.

1                   So "nearby," I can't quantify that.

2    I -- I --

3                   CHAIRMAN DALY:   Okay, thank you.

4                   MR. DIESTEL:   Thank you very much for  
5    everybody's time.

6                   CHAIRMAN DALY:   Thank you very much.

7                   MR. WOLFE:   Good evening.   Michael Wolfe,  
8    resident of Itasca on Clover Ridge.

9                                Firstly, thank you everybody for  
10    your time, and I would like to apologize in advance.  
11    I did follow the suggestion directive to make sure  
12    that all of our questions were related to exhibits  
13    and transcripts, and my questions, unfortunately, are  
14    about comparisons between multiple elements of  
15    transcripts across the span of all of these meetings.

16                               The first question is about the  
17    issue that has been raised multiple times about the  
18    offer of a secondary ambulance being available to  
19    service Haymarket.   This was something that  
20    Dr. Lustig testified to on June 30th when he said,  
21    quote, Haymarket's impact on emergency services has  
22    been strongly debated.   In response to these concerns  
23    I suggested that as a condition of approval the  
24    Village require Haymarket at all times to have a

1 private ambulance contract in place so that all of  
2 our basic life support needs can be met without  
3 making a call on the resources of the Fire Projection  
4 District. If that is not enough, I have offered to  
5 have a second ambulance as needed.

6 This was also discussed previously  
7 on May 5th when Haymarket represented through  
8 Ms. O'Keefe, quote, So when you're doing a planned  
9 development or a special use, it can be common for a  
10 village to put a condition on the use, and if the  
11 user doesn't comply with that condition, they can  
12 stop the use on the site. So they can halt the  
13 operation.

14 So, for example, if the Village was  
15 to place a condition on the approval of the planned  
16 development saying you have to have a secondary  
17 ambulance in place and we don't, they could shut us  
18 down.

19 I'd like to ask Dr. Lustig, if the  
20 Village of Itasca were to impose a condition like  
21 that and if Haymarket agrees, could he please  
22 describe how Itasca could realistically enforce that  
23 condition without putting Haymarket patients at risk.  
24 That is, how could Itasca in the best interests of

1 those suffering with substance abuse disorders shut  
2 down the proposed facility even if Haymarket granted  
3 Itasca the authority to do just that?

4 MS. DICKSON: If I might, Chairman Daly. I do  
5 have an objection to that question because that is  
6 actually a question for the Village of Itasca. I'm  
7 not sure how the Village actually does code  
8 enforcement or enforcement of special uses.

9 So I think that question is more  
10 appropriately asked of the Village of Itasca than of  
11 Dr. Lustig.

12 MR. WOLFE: I would -- I would disagree.  
13 Dr. Lustig made the offer, and Haymarket has echoed  
14 that offer in their discussions, and so presumably  
15 they would be the ones to ultimately comply and,  
16 therefore, given their experience in operating such a  
17 facility, I would hope that they would have made that  
18 offer with the understanding of how that might play  
19 out, and if it couldn't realistically play out, then  
20 that begs the question if the offer was in good  
21 faith.

22 CHAIRMAN DALY: Well, sir, in respect to your  
23 question, I mean, we heard in the prior line of  
24 questioning discussion about a second ambulance, and

1 we heard Dr. Lustig's reply about the second  
2 ambulance being private ambulance service.

3 I think the end of your question  
4 drifted pretty far into the hypothetical, especially  
5 as it ties into potentially village policy on code  
6 enforcement.

7 So at this time I don't know that  
8 there's an answer -- a real answer for Dr. Lustig to  
9 answer on that question.

10 So if you could ask it a different  
11 way or a way that the response could be helpful to  
12 the Plan Commission --

13 MR. WOLFE: Sure.

14 CHAIRMAN DALY: -- and the overall  
15 proceedings.

16 MR. WOLFE: When Dr. -- sure. When Dr. Lustig  
17 made that offer, did he have a vision in mind for how  
18 that might play out in reality if Haymarket were to  
19 breach the condition that he -- that he was  
20 suggesting that he could be held accountable to? Did  
21 he have a vision in mind for how that might work?

22 CHAIRMAN DALY: So, Dr. Lustig, yes or no, did  
23 you have a vision on how that might play out?

24 DR. LUSTIG: No. I can't speak on behalf of

1 the Village.

2 CHAIRMAN DALY: Okay, fair enough.

3 MR. WOLFE: The next question is in regards to  
4 a series of comments, questions, and testimony about  
5 police accompanying the fire department on EMS  
6 calls.

7 Dr. Lustig during his rebuttal  
8 stated, quote, the medical services director O'Connor  
9 outlined as available through police assistance on  
10 fire district calls are all services Haymarket staff  
11 is trained to provide.

12 Director O'Connor had testified to  
13 this issue, and in response to a question, he said,  
14 quote, well, initially sometimes it's actually for  
15 life-saving measures or, you know, they may not know  
16 the status of that individual they're ready to treat.  
17 That person could be -- have some violent tendencies.  
18 That person could be out of control for the purpose  
19 of the amount of firefighters that responded. So  
20 we're there to help them do what they need to do.

21 Earlier that same day -- this is  
22 May 12th -- Ms. O'Keefe had questioned  
23 Director O'Connor about this. She asked, question:  
24 So every one of the 17 jurisdictions that ACDC

1 handles, they have police accompany EMS calls for 911  
2 calls.

3 Answer: Correct.

4 Question: Would you have -- would  
5 you, Director O'Connor, have any objection to  
6 Haymarket raising the issue with ACDC to see if an  
7 exception could be made in this case to add to the  
8 other exceptions that are already in place, and if  
9 ACDC agreed, then that would definitely limit the  
10 load on the police department; wouldn't it?

11 Ms. O'Keefe had already asked  
12 Director O'Connor why police would need to be on  
13 calls with EMS.

14 Her question that same day on  
15 May 12th, question: Haymarket will have medical and  
16 security staff 24/7. During the day they'll have  
17 four security staff, and second shift 3, and last  
18 shift 2. Doesn't this lessen the need for police  
19 presence when a call comes through for an EMS call?  
20 Why would the police need to be there?

21 Director O'Connor answered: For the  
22 safety and concern for the fire department. They  
23 don't know what they're walking into, if the scene  
24 is, in fact, safe.

1                   So we've heard testimony that part  
2 of the reason for police presence is to protect our  
3 emergency responders.

4                   If Haymarket were to pursue an  
5 exemption such that Itasca police were not to  
6 accompany EMS on calls, can Dr. Lustig explain why  
7 that is not a reduction in service to me as a  
8 resident of Itasca and to Haymarket clients.

9                   CHAIRMAN DALY: All right. So just so I  
10 understand, I think what you're asking, after reading  
11 through the testimony and the justification for a  
12 police officer, it's my understanding that you're  
13 asking Dr. Lustig how is it not a reduction in  
14 services to you as a resident of Itasca even if a  
15 police officer didn't have to go with the fire  
16 department? Is that your question?

17                   MR. WOLFE: I am asking if it's being proposed  
18 that there be a change in the requirement, a change  
19 in the behavior of our police department that they  
20 not be asked to accompany EMS on certain kinds of  
21 calls to Haymarket. And part of the reason they go  
22 is to protect our firefighters and, therefore,  
23 indirectly potentially even the victim, and  
24 potentially even me as a resident. Why is that not

1 an impact on the service that the police provide to  
2 the -- currently to the residents of Itasca?

3 CHAIRMAN DALY: Dr. Lustig, do you have  
4 anything to offer in response to that question?

5 DR. LUSTIG: I'll give it a try.

6 So I think the suggestion was made,  
7 because Haymarket Center is going to have medical  
8 personnel 24 hours a day managing patients, as well  
9 as having a security detail 24 hours a day in the  
10 building, and so many of those issues would be  
11 addressed by obviously Haymarket Center staff.

12 The type of crises that, you know,  
13 when you're calling an ambulance for our patients,  
14 they're usually quite uncomfortable. They're not  
15 feeling well, they're sick, and there isn't -- most  
16 of the time there is not the level of energy that  
17 patients get that police are needed because our  
18 medical personnel and our security personnel have  
19 managed it very well for 46 years.

20 CHAIRMAN DALY: Okay. Thank you for that.

21 Sir, do you have any other  
22 questions?

23 MR. WOLFE: I have one more of which the last  
24 one is in regards to the often discussed mother and

1 child program which was eliminated from Haymarket's  
2 most recent proposal.

3 Dr. Lustig spoke to this  
4 specifically during his rebuttal. Quote, relative  
5 specifically to District 10 I want to make clear that  
6 Haymarket listened to the original concerns voiced by  
7 Mr. Benes and while not requested to do so, Haymarket  
8 determined to not offer its mother and child program  
9 at Haymarket DuPage.

10 This was a topic that Dr. Lustig had  
11 already directly testified to and had answered  
12 questions from Ms. Smith about on February 24th.  
13 Here was the question: What is it about the  
14 District's position that had merit such that you  
15 changed your proposal?

16 Dr. Lustig's answer was, quote, I  
17 don't know if the District necessarily had merit as  
18 much as a lot of fear that was involved in this. I  
19 changed the proposal because I understood that this  
20 was a sticking point for the School District, and I  
21 wanted to negotiate that in good faith by eliminating  
22 that program.

23 So Dr. Lustig offered rebuttal  
24 testimony to make it clear that Haymarket listened to

1 the District on a position that he had already stated  
2 had little or no merit and was, instead, motivated by  
3 fear, and testified that this change was made in good  
4 faith.

5 I'd like to hear from Dr. Lustig why  
6 he considers this approach to be an example of good  
7 faith negotiation with the Village.

8 DR. LUSTIG: Well, first of all, let's, you  
9 know, be really clear about why we've been doing this  
10 for 28 zoning hearings. Plain and simple is people  
11 are dying. Mothers are dying. Children are dying.  
12 I know it's a very uncomfortable topic for people to  
13 hear the amount of death and overdoses that we  
14 experience in this state and across the country so I  
15 just want to just recognize that.

16 I felt by listening to people I  
17 wanted to show good faith that I would not have this  
18 program. It doesn't necessarily remove the need that  
19 there are women that need treatment, and that's why  
20 we developed a care pathway to move these individuals  
21 to Chicago.

22 So this is being formulated and  
23 turned into a way that this is an attach. The school  
24 district didn't ask, but I heard that these were the

1 challenges that people were talking about. So as I  
2 was listening to people, as I was trying to listen to  
3 the Village, as I was trying to listen to even people  
4 who've lost loved ones, I tried to make  
5 accommodations where we could.

6 So this wasn't done in spite of the  
7 school district. This wasn't done to be a front to  
8 the Village. It was an attempt to say I'm trying to  
9 work and listen to what people are saying.

10 CHAIRMAN DALY: Thank you, Dr. Lustig, for  
11 your response.

12 And, thank you, sir, for your  
13 questions this evening.

14 MR. WOLFE: Thank you.

15 CHAIRMAN DALY: Okay. At this time -- that  
16 was the end of the preregistered questioners this  
17 evening, so if there's any members of the public who  
18 would like to come up and ask any questions directly  
19 related to former testimony by Dr. Lustig or  
20 Mr. Benes, please go to -- please see Deanne. She's  
21 holding up the sign. We'll sign you up and then you  
22 can come up and ask your questions.

23 Okay, we do have one in the back  
24 coming up.

1 MS. FAHT: Apir Faht.

2 CHAIRMAN DALY: Ma'am, could you please get  
3 closer to the microphone so we can hear you.

4 MS. FAHT: Yes.

5 CHAIRMAN DALY: Thank you.

6 MS. FAHT: Okay. And my question is for  
7 Dr. Lustig. He mentioned -- well, actually, it's two  
8 things. First of all, he was talking about how it's  
9 a sad fact that those with behavioral health  
10 disorders and their family become involved in the  
11 criminal justice system. And I would like to know if  
12 he thinks this is going to have any impact on Itasca  
13 if Haymarket ever comes to the Village.

14 CHAIRMAN DALY: All right. I had a hard time  
15 hearing you, ma'am.

16 MS. FAHT: The question?

17 CHAIRMAN DALY: I did.

18 MS. FAHT: Okay, I will repeat the quote.  
19 That's from June 30th and it's page 27. He said it's  
20 a sad fact -- he was talking about people with  
21 addiction -- that those with behavioral health  
22 disorders and their family become involved in the  
23 criminal justice system, and he said the residents of  
24 the Village are already paying for this through their

1 property taxes to provide for fire department and the  
2 police response to incidents involving individuals  
3 suffering from substance abuse.

4 Do you remember that quote?

5 DR. LUSTIG: Uh-huh.

6 MS. FAHT: Yeah. My question is, how do you  
7 think Haymarket is going to affect the Village if it  
8 ever comes to Itasca?

9 CHAIRMAN DALY: If you understand the  
10 question, could you please answer it.

11 DR. LUSTIG: The last part I'm not getting.  
12 I'm not getting the last part of the question.

13 MS. DICKSON: If I might, I'm a little closer.

14 You're saying if they come, will  
15 they impact crime in the --

16 MS. FAHT: Yes. If it's going to affect --

17 MS. DICKSON: Crime?

18 MS. FAHT: Yes, the crime level in Itasca.

19 CHAIRMAN DALY: I don't know that that ever  
20 fell within the bounds of your testimony, Dr. Lustig,  
21 about crime statistics related to Haymarket coming to  
22 town.

23 MS. DICKSON: Do you have an answer to the  
24 question?

1 DR. LUSTIG: I really don't. I don't have a  
2 grasp of the question.

3 CHAIRMAN DALY: So, ma'am, I'm afraid -- I  
4 don't think that question is appropriate.

5 Do you have anything to add on that?

6 MS. DICKSON: He's just reading the testimony.

7 CHAIRMAN DALY: That's why I haven't kept  
8 talking.

9 DR. LUSTIG: Do you want me to take a stab at  
10 the question?

11 CHAIRMAN DALY: I'm sorry, what was that?

12 DR. LUSTIG: Do you want to take a stab at  
13 what I think the question is or try to answer, I  
14 mean?

15 CHAIRMAN DALY: Yes, please.

16 DR. LUSTIG: So in the transcript it was  
17 talking about what happens to individuals that don't  
18 get access to care. So we find over time that when  
19 individuals who have a substance use disorder don't  
20 get access to treatment in a timely way, criminal  
21 justice involvement tends to -- tends to often occur.

22 It's not unusual for it to occur as  
23 people need to support their use. And so when  
24 individuals get arrested and we see the arrest

1 reports, we see individuals who have overdosed in the  
2 Village costing ambulance time, and police time, and  
3 hospital time, so we are already paying for many of  
4 those services without necessarily have a referral  
5 source that can take patients 24 hours a day, 365  
6 days a year.

7 MS. FAHT: Okay, one more question, please.

8 CHAIRMAN DALY: Okay, thank you.

9 MS. FAHT: Again, in the same -- like on the  
10 same date June the 30th, again, Dr. Lustig said --  
11 and that's page 28 -- that after recently speaking to  
12 the DuPage County Sheriff, he reported to me that  
13 over 80 percent of the detainees in jail have an  
14 opioid disorder. Are we going to think that none of  
15 these inmates live in Itasca or have had an impact on  
16 Itasca?

17 Do you remember this quote?

18 DR. LUSTIG: Uh-huh.

19 MS. FAHT: Yeah. And of course nobody thinks  
20 that none of them is from Itasca, but I would like to  
21 know if you asked the sheriff how many of these cases  
22 live in Itasca.

23 DR. LUSTIG: No, I did not.

24 MS. FAHT: May I know why not?

1 DR. LUSTIG: The focus of our conversation was  
2 how we can provide services to be supportive of  
3 people with substance use disorders that the jail  
4 doesn't get to see and are being released into  
5 communities.

6 CHAIRMAN DALY: Thank you.

7 MS. FAHT: Okay.

8 CHAIRMAN DALY: Thank you, ma'am.

9 MS. FAHT: Thank you for your time.

10 CHAIRMAN DALY: Anybody else who wants to ask  
11 a question, please see Deanne.

12 Okay. I see no other members of the  
13 public at this time who wish to ask a question, so at  
14 this time I would ask if Mo would please read the  
15 questions that were submitted through the Village's  
16 website and we will get them answered by the  
17 appropriate expert.

18 Just read it and let's keep going.

19 MR. KHAN: The first question is from  
20 Christina Zeno, who resides at 307 North Rush Street,  
21 Itasca, Illinois. The first question is directed to  
22 the Petitioner: In order to understand what benefit  
23 Haymarket might bring to Itasca businesses, I'm  
24 curious what the process is to determine what vendors

1 or suppliers Haymarket will use, things like food,  
2 toiletries, supplies, sheets/towels, contractors,  
3 et cetera. Is there any preference given to Itasca  
4 businesses?

5 DR. LUSTIG: 100 percent. My goal, obviously,  
6 is not just being a good neighbor, but if there are  
7 ways that I could support the business of this  
8 community, we would, and they would be given  
9 preferential treatment.

10 MR. KHAN: With the statistics of DuPage  
11 having 54,000 residents needing care, do you feel  
12 like this facility will be able to handle the care  
13 for all these DuPage individuals? If not, then why  
14 open treatment to collar counties? Why not just  
15 limit the facility to DuPage residents since there  
16 are plenty of folks just in DuPage that need care.

17 Do you want me to repeat it?

18 DR. LUSTIG: No.

19 CHAIRMAN DALY: Break it up into the first  
20 question first and let him answer it, and then  
21 we'll...

22 MR. KAHN: With the statistics of DuPage  
23 having 54,000 residents needing care, do you feel  
24 like this facility will be able to handle the care

1 for all of these DuPage individuals?

2 DR. LUSTIG: No, I don't. And I think, you  
3 know, right now there are other outpatient facilities  
4 in and around Itasca that can also be supportive.

5 The key aspect of individuals is  
6 giving people immediate access to care, and both  
7 locally and throughout the State we are very limited  
8 with getting people immediate access to care.

9 So I don't think that, nor would I  
10 ever imagine that Haymarket Center would be  
11 responsible for all 54,000 residents.

12 MR. KHAN: If not, then why open treatment to  
13 collar counties?

14 DR. LUSTIG: I think, again, we're trying to  
15 be geographic to the population that we serve in the  
16 city, and over the period of several years we've  
17 treated thousands of individuals from the western  
18 suburbs, and so that is why we feel it very very  
19 important to be coming out to Itasca.

20 CHAIRMAN DALY: Thank you.

21 MR. KHAN: Moving next from Jane Callas at  
22 1382 Medinah Drive, Itasca.

23 Next question will be Tony Looardo.  
24 No address provided. Itasca. It's for -- directed

1 to Mr. Benes: Dr. Lustig stated Itasca facility  
2 would not offer services for mother/child. Is that a  
3 permanent decision or can you change that any time in  
4 the future?

5 CHAIRMAN DALY: So I guess, Mr. Benes, for  
6 you, if you could answer that question within the  
7 framework of law, like what can and cannot happen.

8 MR. BENES: I can't change whether or not he  
9 offers the program.

10 MR. KHAN: Also a statement: Haymarket  
11 Chicago location counselors are offering patients the  
12 option to transfer to Itasca facility. That's a  
13 fact. Would these potential patients --

14 CHAIRMAN DALY: That's not a question.

15 MR. KHAN: Well, it was the follow-up.

16 CHAIRMAN DALY: Okay. So the first question,  
17 Mr. Benes already answered that.

18 MR. KHAN: Right.

19 CHAIRMAN DALY: Also, a statement, that we're  
20 not going to go down that road. If that's a fact,  
21 we're not going with that.

22 We already talked about outside.

23 Okay. I think the rest of that is  
24 statement, supposition. I don't even know that

1 that's...

2 Okay. So, Dr. Lustig, in the second  
3 part of this question, my question -- I'm going to  
4 somewhat reinterpret this -- Haymarket Chicago  
5 location counselors are offering patients the option  
6 to transfer to the Itasca facility.

7 Is that true?

8 DR. LUSTIG: No.

9 CHAIRMAN DALY: Thank you.

10 Would these potential payments --  
11 no.

12 Okay, so we shot down the whole  
13 transfer piece.

14 And then --

15 THE REPORTER: Chairman?

16 CHAIRMAN DALY: Yes.

17 THE REPORTER: I'm hearing just words coming  
18 and going.

19 CHAIRMAN DALY: Oh, I'm sorry about that.

20 All right. So the last part,  
21 Haymarket staff is also offering jobs to patients  
22 with counseling experience. Is that true?

23 DR. LUSTIG: No.

24 CHAIRMAN DALY: Thank you.

1 MR. KHAN: Next question from Dalia Kern at  
2 802 North Maple Street, Itasca -- Dr. Sullivan -- it  
3 says, It appears from your testimony that your  
4 hospital system already has established --

5 CHAIRMAN DALY: That's not appropriate.

6 MR. KHAN: All right. And that is the last  
7 one.

8 CHAIRMAN DALY: Okay. So at this time we've  
9 gone through all the written questions.

10 Since we're all here and we have  
11 Dr. Lustig and Mr. Benes, I'm going to ask one more  
12 time if any members of the public have a question,  
13 come up and see Deanne. Otherwise, we are going to  
14 close.

15 Seeing none, at this time I'm going  
16 to ask if the attorneys for either party have  
17 anything to offer related to next week's meeting that  
18 might have any relevance on agenda or otherwise.

19 MR. ELLENBECKER: No.

20 MR. DI NOLFO: No.

21 MS. SMITH: No.

22 CHAIRMAN DALY: Ms. O'Keefe? Ms. Dickson?

23 MS. O'KEEFE: No.

24 MS. DICKSON: No.

1 CHAIRMAN DALY: Okay. So that concludes this  
2 hearing this evening. I will now entertain a motion  
3 to continue this hearing until next Wednesday,  
4 August 4th.

5 COMMISSIONER RAY: Aye. A motion to continue  
6 to this meeting to next Wednesday, August 4th.

7 COMMISSIONER RUSSO: Second.

8 CHAIRMAN DALY: We have a motion and a second.

9 Mo, would you please call the vote.

10 MR. KHAN: Communicator Drummond?

11 COMMISSIONER DRUMMOND: For.

12 MR. KHAN: Commissioner Ray?

13 COMMISSIONER RAY: For.

14 MR. KHAN: Commissioner Russo?

15 COMMISSIONER RUSSO: For.

16 MR. KHAN: Chairman Daly?

17 CHAIRMAN DALY: For. The motion carries.

18 This hearing is now continued until  
19 next Wednesday. I will now entertain a motion to  
20 adjourn.

21 COMMISSIONER RAY: I motion to adjourn.

22 COMMISSIONER RUSSO: Second.

23 CHAIRMAN DALY: Mo, would you please call the  
24 vote.

1 MR. KHAN: Commissioner Drummond?

2 COMMISSIONER DRUMMOND: For.

3 MR. KHAN: Commissioner Ray?

4 COMMISSIONER RAY: For.

5 MR. KHAN: Commissioner Russo?

6 COMMISSIONER RUSSO: For.

7 MR. KHAN: Chairman Daly?

8 CHAIRMAN DALY: For. The motion carries.

9 This meeting is adjourned. Thank you everyone.

10 (Whereupon the public hearing was  
11 continued to 08-04-21 at 7:00 p.m.)

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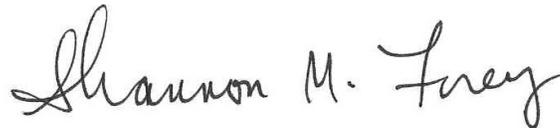
1 STATE OF ILLINOIS )  
 ) SS.  
2 COUNTY OF DU PAGE )

3 I, Shannon M. Frey, CSR. No. 84-002277, RMR,  
4 CRR, do hereby certify that I reported in shorthand  
5 the proceedings had at the Public Hearing of the  
6 above-entitled cause and that the foregoing Report of  
7 Proceedings, Pages 1 through 55, inclusive, is a  
8 true, correct, and complete transcript of my  
9 shorthand notes taken at the time and place  
10 aforesaid.

11 I further certify that I am not counsel for  
12 nor in any way related to any of the parties to this  
13 matter, nor am I in any way, directly or indirectly  
14 interested in the outcome thereof.

15 This certification applies only to those  
16 transcripts, original and copies, produced under my  
17 direction and control; and I assume no responsibility  
18 for the accuracy of any copies which are not so  
19 produced.

20 IN WITNESS WHEREOF I have hereunto set my hand  
21 this 3rd day of August, 2021.

22   
23

24 Certified Shorthand Reporter

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