
PROCEEDINGS OF THE BOARD OF TRUSTEES OF THE TOWN OF CICERO

The Board of Trustees of the Town of Cicero met Tuesday, April 10, 2018 at 10:00 A.M., in the Town Hall Council Chambers, Town of Cicero.

On roll call there were present:

President: Dominick
Clerk: Punzo-Arias
Trustees: Banks, Cava, Cundari, Garcia, Porod, Reitz, Virruso.

Thereupon, President Dominick declared a quorum present and the meeting duly convened and requested that all present in attendance stand and join in the Pledge of Allegiance to the Flag.

On motion of Trustee Banks seconded by Trustee Garcia, the minutes of the Regular Meeting held Tuesday, April 10, 2018 at 10:00 o'clock A.M., were approved, the reading being dispensed with, each member having received a copy.

APPROVAL OF BILLS

(58-18)

On motion of Trustee Virruso seconded by Trustee Banks, the list of bills itemized in Warrant #7, dated April 5, 2018, in the total amount of \$1,770,720.78, the list of manual checks dated March 23 thru April 3, in the total amount of \$58,529.55, and the list of online payments dated March 23 thru April 4, in the total amount of \$0.00, were accepted, placed on file and approved for payment; action taken by the following vote:

Ayes: Banks, Cava, Cundari, Garcia, Porod, Reitz, Virruso.

Nays: None.

(59-18)

On motion of Trustee Garcia seconded by Trustee Cava, payroll (*Estimated Corporate \$1,424,012.44 & Library \$29,034.66*) was approved for the active employees listed on the printout dated 04-13-18; action taken by the following vote:

Ayes: Banks, Cava, Cundari, Garcia, Porod, Reitz, Virruso.

Nays: None.

PERMITS

(60-18)

On motion of Trustee Banks seconded by Trustee Porod, permission was granted Our Lady of Charity Parish to conduct their Parish carnival, which includes carnival rides, food, alcoholic & non-alcoholic sales, games and music on parish grounds.

Starting:	Thursday, May 17 th	6:00 PM to 10:00 PM
	Friday, May 18 th	6:00 PM to 10:00 PM
	Saturday, May 19 th	2:00 PM to 10:00 PM
Ending:	Sunday, May 20 th	2:00 PM to 10:00 PM

(61-18)

The permit request submitted by Sam's Club covering the solicitation of their Membership Program to Town Employees was deferred to the next scheduled meeting.

REPORTS

(41-18)

On motion of Trustee Virruso seconded by Trustee Garcia, the Collector's Office Report (\$2,564,196.52) and the Revenue Summary Report (\$839,314.22) for the month of March/18, submitted by Fran Reitz, Collector, was accepted and placed on file; action taken by the following vote:

Ayes: Banks, Cava, Cundari, Garcia, Porod, Reitz, Virruso.

Nays: None.

ORDINANCES

("O" 31-18)

On motion of Trustee Reitz seconded by Trustee Virruso, the Ordinance amending Chapter 10, entitled "Alcoholic Beverages", Section 10-58, entitled "Classes Designated; Fees, Number Limited" of the Code of Ordinances of the Town of Cicero, Illinois regarding the regulations of gaming cafes, was accepted, placed on file and approved for passage by the following vote:

Ayes: Banks, Cava, Cundari, Garcia, Porod, Reitz, Virruso.

Nays: None.

(Purpose of Ordinance)

(The purpose of this ordinance is to amend the existing regulations by amending Chapter 10, Section 10-58 of the Town Code as set forth herein and to authorize the President and other Town officials and employees to take all action necessary to carry out the intent of this Ordinance.)

(cc) Class C. A Class C license permits the retail sale of beer and wine for consumption only on the premises where it is sold and not for resale, in a video gaming cafe where food is available for purchase and consumption on the premises. The annual fee for such license shall be \$5,000.00. Notwithstanding any provision of this Code to the contrary, the total number of Class C licenses shall not exceed forty (40).

In addition to and in no way in limitation of the foregoing, the following restrictions shall apply to the retail sale of alcoholic beverages in video gaming cafes:

- (1) the premises shall consist of a minimum of five hundred (500) square feet of space that is open to or usable by the general public during business hours for food service and dining purposes;
- (2) no gaming cafe licenses shall be issued for businesses or proposed businesses in residential areas and shall be restricted to areas of the Town that are not zoned residential and shall not be within five-hundred (500) feet of another gaming cafe;
- (3) no food or alcoholic liquor, as defined in section 10-1, shall be sold, given away, offered for sale, served or dispensed on or about the premises or place of business licensed under this section between the hours of 1:00 a.m. and 11:00 a.m. on Sunday, 12:00 a.m. and 8:00 a.m. Monday through Friday, and between 1:00 a.m. and 8:00 a.m. on Saturday of each week, and each licensee shall ensure the licensed premises are free of all patrons no later than fifteen (15) minutes after the close of business on the day in question;
- (4) ~~no one under the age of twenty-one (21) shall be allowed in or on the premises~~ Persons under the age of twenty-one (21) shall be allowed in and on the premises however, video gaming terminals must be located in an area that is restricted to persons twenty-one (21) years of age or older. The entrance to such area must be within the view of at least one employee of the premises;
- (5) the licensee shall provide at least one and a half off-street parking spaces per video gaming terminal. However, if the licensee does not have sufficient off-street parking to comply with this off-street parking requirement, the licensee shall request an administrative parking variance from the Liquor Commissioner and shall pay a parking impact fee. The parking impact fee shall be one-hundred dollars (\$100.00) per space for each off-street spot not provided along with a two hundred fifty dollar (\$250.00) annual administrative fee. The administrative fee of two hundred fifty dollars (\$250.00) shall be waived if the premises provides sufficient parking to satisfy this subsection;
- (6) all licensees shall install and maintain functional security cameras inside the premises and at all entrances and exits to the premises; and
- (7) any violations of these requirements may result in a suspension or revocation of this license, as well as a fine not to exceed seven hundred fifty dollars (\$750.00), where each day is considered a separate violation.

("O" 32-18)

On motion of Trustee Banks seconded by Trustee Garcia, the Ordinance authorizing the conveyance of certain real property (*Northwest corner of Cicero Avenue and 35th Street*)

located within the Town of Cicero, was accepted, placed on file and approved for passage by the following vote:

Ayes: Banks, Cava, Cundari, Garcia, Porod, Reitz, Virruso.

Nays: None.

("O" 33-18)

On motion of Trustee Virruso seconded by Trustee Porod, the Ordinance authorizing and approving the purchase of equipment (*One (1) Lift from Tryad Automotive in the total amount of \$19,742.70*) for the Public Works Department of the Town, was accepted, placed on file and approved for passage by the following vote:

Ayes: Banks, Cava, Cundari, Garcia, Porod, Reitz, Virruso.

Nays: None.

("O" 34-18)

On motion of Trustee Virruso seconded by Trustee Cava, the Ordinance authorizing and approving an agreement with Rush University Medical Center regarding the Rush Mobile Stroke Program for the Town (*In collaboration with the Town's emergency medical services and paramedic billing services*), was accepted, placed on file and approved for passage by the following vote:

Ayes: Banks, Cava, Cundari, Garcia, Porod, Reitz, Virruso.

Nays: None.

On motion of Trustee Porod seconded by Trustee Cava, the Ordinance authorizing and approving an agreement with Rush University Medical Center was reconsidered.

On motion of Trustee Porod seconded by Trustee Garcia, the oral amendment to the ordinance authorizing and approving an agreement with Rush University Medical Center to extend the operating hours from 6:00 AM to 8:00 PM, was accepted, placed on file and approved for passage by the following vote:

Ayes: Banks, Cava, Cundari, Garcia, Porod, Reitz, Virruso.

Nays: None.

("O" 35-18)

On motion of Trustee Banks seconded by Trustee Garcia, the Ordinance granting a special use permit to operate a furniture sales center in an existing variety store at 4832

West Cermak Rd, was accepted, placed on file and approved for passage by the following vote:

Ayes: Banks, Cava, Cundari, Garcia, Porod, Reitz, Virruso.

Nays: None.

President Dominick opened the meeting to the public for their comments.

Public comments: None

On motion of Trustee Virruso seconded by Trustee Garcia, the board adjourned at 10:12 A.M. to meet in Executive Session.

On motion of Trustee Virruso seconded by Trustee Garcia, the board reconvened at 11:00 A.M. to Open Session.

On motion of Trustee Reitz seconded by Trustee Virruso, the minutes of the Executive Session held Tuesday, March 13, 2018, were accepted and approved.

On motion of Trustee Reitz seconded by Trustee Garcia, the town attorney was authorized to negotiate a settlement per terms discussed in Executive Session relative to Agenda Item #10-A "Delfino Zacarias v. Town of Cicero"; action taken by the following vote:

Ayes: Banks, Cava, Cundari, Garcia, Porod, Reitz, Virruso.

Nays: None.

Executive Session Agenda Item #10-B, #10-C, & #10-D were for informational purposes only.

No discussion was held relative to Executive Session Agenda Item #10-E.

On motion of Trustee Reitz seconded by Trustee Garcia, the board then stood adjourned at 10:55 A.M. to meet on Tuesday, April 24, 2018 at 10:00 A.M., in the Town Hall, Town of Cicero.

MARIA A. PUNZO-ARIAS, TOWN CLERK