
PROCEEDINGS OF THE BOARD OF TRUSTEES OF THE TOWN OF CICERO

The Board of Trustees of the Town of Cicero met Tuesday, May 14, 2024 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: Cava, Cundari, Garcia, Porod, Vargas, Virruso.

Absent: Trustee Reitz – Excused.

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 Porod seconded by Trustee Garcia, the minutes of the Regular Meeting held Tuesday, April 23, 2024 at 10:00 o'clock A.M., were approved, the reading being dispensed with, each member having received a copy.

APPROVAL OF BILLS

(64-24)

On motion of Trustee Virruso seconded by Trustee Garcia, the list of bills itemized in Warrant #9, dated May 9, 2024, in the total amount of \$2,264,078.49; the list of manual checks dated April 19, 2024 thru May 9, 2024 in the total amount of \$99,594.09, and list of online payments dated April 19, 2024 thru May 10, 2024 in the total amount of \$0.00, were accepted, placed on file and approved for payment; action taken by the following vote:

Ayes: Cava, Cundari, Garcia, Porod, Vargas, Virruso.

Nays: None.

(65-24)

On motion of Trustee Garcia seconded by Trustee Cava, payroll (*Estimated Corporate \$1,789,722.49 & Library \$22,116.34*) was approved for the active employees listed on the printout dated 5-09-24; action taken by the following vote:

Ayes: Cava, Cundari, Garcia, Porod, Vargas, Virruso.

Nays: None.

(66-24)

By Trustee Cava:

RESOLVED, that the list of medical claims and the stop loss insurance policy premium for the month of April/2024, prepared by Blue Cross & Blue Shield of Illinois, in the total amount of \$1,313,234.60, be accepted, placed on file and approved for payment.

Which was on motion of Trustee Cava seconded by Trustee Garcia, approved by the following vote:

Ayes: Cava, Cundari, Garcia, Porod, Vargas, Virruso.

Nays: None.

(67-24)

By Trustee Garcia:

RESOLVED, that the list of HMO medical claims insurance policy premium for the month of May/2024, prepared by Blue Cross & Blue Shield of Illinois, in the total amount of \$45,377.76, be accepted, placed on file and approved for payment.

Which was on motion of Trustee Garcia seconded by Trustee Vargas, approved by the following vote:

Ayes: Cava, Cundari, Garcia, Porod, Vargas, Virruso.

Nays: None.

(68-24)

By Trustee Porod:

RESOLVED, that the life and accidental death & dismemberment insurance premium for the month of May/2024, prepared by Blue Cross & Blue Shield of Illinois, in the total amount of \$5,821.14, be accepted, placed on file and approved for payment.

Which was on motion of Trustee Porod seconded by Trustee Garcia, approved by the following vote:

Ayes: Cava, Cundari, Garcia, Porod, Vargas, Virruso.

Nays: None.

BLOCK PARTY PERMIT

(69-24)

On motion of Trustee Vargas seconded by Trustee Porod, permission was granted the residents in the 3700 block of 61st Court to conduct a block party on Saturday, July 20th, 2024.

(70-24)

On motion of Trustee Garcia seconded by Trustee Porod, permission was granted the residents in the 3800 block of Lombard Avenue to conduct a block party on Saturday, July 27th, 2024; contingent that the City of Berwyn grants them permission.

PERMITS

(71-24)

On motion of Trustee Vargas seconded by Trustee Garcia, permission was granted the Good Shepherd Church to conduct (3) carwashes / rummage sales in their parking lot, on Saturday(s), June 8th, 22nd and July 6th from 10:00 AM to 3:00 PM.

(72-24)

On motion of Trustee Garcia seconded by Trustee Porod, permission was granted Good Shepherd Church to conduct their annual “Back-to-School Fun Fair” on Saturday, July 27th from 10:00 AM to 3:00 PM in the church parking lot.

(73-24)

On motion of Trustee Vargas seconded by Trustee Porod, permission was granted the Our Lady of Czestochowa & Charity Parish to conduct two (2) religious processions on Sunday, June 2nd: 1) Our Lady of Charity Church from 11:00 AM to 12:00 PM and 2) St. Mary of Czestochowa Church from 11:30 AM to 12:30 PM on route outlined in their request.

(74-24)

On motion of Trustee Porod seconded by Trustee Garcia, permission was granted the Our Lady of Czestochowa & Charity Parish to conduct a religious procession on Sunday, August 25th at St. Mary of Czestochowa Church from 11:30 PM to 12:30 PM on route outlined in their request.

(75-24)

On motion of Trustee Vargas seconded by Trustee Garcia, permission was granted to St. Mary Frances of the Five Wounds Parish to conduct a religious procession on Sunday, June 2nd from 9:00 AM to 10:30 AM on route outlined in their request. Permission included the street closure of 15th Street from 59th Court to Lombard Avenue.

(76-24)

On motion of Trustee Vargas seconded by Trustee Porod, permission was granted to Warren Park School to conduct their annual Warren Park Field Day: EOY Event on Friday, May 24th from 9:00 AM to 2:30 PM and to close 60th Court from 13th Street to the alley way.

REPORT

(77-24)

On motion of Trustee Virruso seconded by Trustee Porod, the Collector's Office Report (\$127,876.44) and the Revenue Summary Report (\$1,388,971.73) for the month of April/2024, submitted by Fran Reitz, Collector, was accepted and placed on file; action taken by the following vote:

Ayes: Cava, Cundari, Garcia, Porod, Vargas, Virruso.

Nays: None.

ORDINANCES

Trustee Cundari addressed the audience expressing his support of President Dominick and his decision to drafted the pending legislation in regards to hours of operation for liquor licenses for the Town.

(“O” 27-24)

On motion of Trustee Virruso seconded by Trustee Porod, the Ordinance amending Chapter 10, Section 10-58 of the Code of Ordinances of the Town of Cicero, Illinois regarding hours of operation for liquor licenses for the Town, was accepted, placed on file and approved for passage by the following vote:

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

Nays: Vargas

(Purpose of Ordinance)

(The purpose of this ordinance is to amend Chapter 10, Section 10-58 of the Town Code as set forth herein and to authorize the Town President to take any and all action necessary.)

Section 10-58: Classes designated; fees; number limited.

(a) *Classes A and AA licenses.* Under this article, classes A and AA licenses shall be subject to the following:

...

(2) Class AA licenses shall authorize the retail sale on the specified premises of all alcoholic beverages for consumption on the premises, as well as other retail sales of such alcoholic beverages where such premises are operated as hotels, motels, restaurants or bowling alleys. The annual fee for such license shall be \$3,000.00. There shall be no more than 45 class AA licenses issued within the corporate limits of the town. Class AA licenses authorize entertainment on the premises only as set forth in [section 10-72](#) of this Code.

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 restaurants: (1) the premises shall consist of a minimum of 1,400 square feet of space that is open to or usable by the general public during business hours for food service and dining purposes; (2) 50 percent or more of the gross revenue in any month from the operation of the licensed premises must be from the sale and service of meals; (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 ~~2:00~~ 12:00 a.m. and 8:00 a.m., Monday through Saturday of each week, and between the hours of ~~3:00~~ 12:00 a.m. and 11:00 a.m. on Sunday of each week, and each licensee shall ensure the licensed premises are free of all patrons no later than 15 minutes after the close of business on the day in question; and (4) the service of alcoholic liquor shall be only during the time that food is prepared on the licensed premises and is available to be served to patrons and a menu is in effect. Such a menu shall be presented to each patron as they are seated or be posted in such a manner as to be easily readable by the patrons of the restaurant, except when the restaurant is being used to host a catered private function.

In addition to and in no way in limitation of the foregoing, the following restrictions shall apply to restaurants wherein there is a barroom where cocktails are served where such barroom is segregated from the main dining area and/or seating area: (1) the seating area of the barroom shall only encompass an area up to 25 percent of the seating area of the restaurant; (2) there shall be no difference in the pricing for food and beverages served in the barroom area and the restaurant and/or dining area; and (3) that the service of alcoholic beverages in the barroom shall be only during the time that food is prepared on the licensed premises and is available to be served to patrons and a menu is in effect.

...

(c) *Class A-B and class AAB licenses.* Class A-B and class AAB licenses shall be subject to the following:

...

(3) A New Liquor License Applicant seeking a class A-B license on and after the effective date of this Subsection shall not be issued a class A-B license unless: (a) the original package portion of the licensed premises is physically separate from the consumption portion of the licensed premises; (b) the original package portion of the licensed premises is a minimum of 1,500 square feet in area; and (c) the consumption portion of the licensed premises is a minimum of 1,500 square feet in area. A New Liquor License Applicant seeking a class AAB license on or after the effective date of this Subsection shall not be issued a class AAB license unless: (i) the original package portion of the licensed premises is physically separate from the consumption portion of the licensed premises; and (ii) the original package portion of the licensed premises is a minimum of 1,500 square feet in area.

For purposes of this Subsection "New Liquor License Applicant" shall mean a liquor license applicant applying for a class A-B or class AAB license for the first time or a liquor licensee reapplying for a class A-B or class AAB license because his, her or its class A-B or class AAB license application was denied or because his, her or its class A-B or class AAB license was revoked or forfeited, whether due to cessation of business or for other reasons. A "New Liquor License Applicant" shall not include: (1) a liquor licensee that was issued a class A-B or class AAB license prior to the effective date of this Subsection, provided that the liquor licensee renews said license on an annual basis in accordance with the provisions of this Code and the license is not revoked or forfeited; (2) a liquor licensee that is applying for a class A-B or class AAB license due to a change in the location of the licensed premises, provided said premises had a valid class A-B or class AAB license immediately before the change in location; or (3) a liquor licensee that is applying for a class A-B or class AAB license due to a change in the ownership of the licensed premises, provided that the licensed premises had a valid class A-B or class AAB license immediately before the change in ownership.

No alcoholic liquor shall be sold, given away, offered for sale, served or dispensed on or about the premises or place of business between the hours of 12:00 a.m. and 8:00 a.m., Monday through Saturday of each week, and between the hours of 12:00 a.m. and 11:00 a.m. on Sunday of each week.

(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 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:

...

(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 12:00 a.m. and 11:00 a.m. on Sunday, 12:00 a.m. and 8:00 a.m. Monday through Friday, and between 12:00 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 15 minutes after the close of business on the day in question; and

...

(cc-a) *Class C-A.* A class C-A 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 café where liquor and gaming are an auxiliary use in a business which the primary use of the business includes the sale of packaged or prepared foods except that candy and ice cream shall not be considered packaged foods for the purposes of this section. The applicant and license holder must hold a valid and current business license issued by the town at the time of application

for or renewal of the license. 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-A licenses shall not exceed 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 auxiliary video gaming cafés:

...

(3) No 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 12:00 a.m. and 11:00 a.m. on Sunday, 12:00 a.m. and 8:00 a.m. Monday through Friday, and between 12:00 a.m. and 8:00 a.m. on Saturday of each week, and the primary business must be in full operation and all products of the primary business shall be available for sale during the hours of operation when liquor consumption and video gaming are available; and

...

(d) *Class D licenses.* A class D license shall authorize the sale or giving away of alcoholic liquor by clubs to their bona fide members or their guests, at regular or special meetings, for consumption on the premises. The annual fee for such license which shall authorize the sale or giving away of all alcoholic liquors shall be \$1,000.00. There shall be no more than four class D licenses issued within the corporate limits of the town. (Also see class I regulations.)

No alcoholic liquor may be sold, given away, offered for sale, served or dispensed on or about the premises or place of business between the hours of 12:00 a.m. and 8:00 a.m., Monday through Saturday of each week, and between the hours of 12:00 a.m. and 11:00 a.m. on Sunday of each week.

...

(ff) *Class FF license.* A class FF license shall authorize the sale or giving away of all alcoholic liquors, for consumption on the premises only, by establishments operated as public places of seated entertainment, as a restaurant, and having a capacity of 600 persons but not more than 800 persons. Class FF licenses are authorized to provide seated entertainment between the hours of 8:00 a.m. and 12:00 a.m. Class FF licenses must be located on Cermak Road, Cicero Avenue, Ogden Avenue, Roosevelt Road or Laramie Avenue. The annual fee for such license shall be \$3,500.00.

No alcoholic liquor may be sold, given away, offered for sale, served or dispensed on or about the premises or place of business between the hours of 12:00 a.m. and 8:00 a.m., Monday through Saturday of each week, and between the hours of 12:00 a.m. and 11:00 a.m. on Sunday of each week.

...

(g) *Class G license.* A class G license shall authorize the sale or giving away of all alcoholic liquors by establishments operated solely for the purpose of banquets or other specific events as defined in [Section 10-1](#) of this Code where such establishment is providing the facilities for such events and is supplying the alcoholic liquor to be sold or given away in such establishment. The annual fee for such license shall be \$1,625.00.

No alcoholic liquor may be sold, given away, offered for sale, served or dispensed on or about the premises or place of business between the hours of 12:00 a.m. and 8:00 a.m., Monday through Saturday of each week, and between the hours of 12:00 a.m. and 11:00 a.m. on Sunday of each week.

...

(“O” 28-24)

On motion of Trustee Virruso seconded by Trustee Cava, the Ordinance amending Chapter 50, Section 50-32 of the Code of Ordinances of the Town of Cicero, Illinois for the Town, was accepted, placed on file and approved for passage by the following vote:

Ayes: Cava, Cundari, Garcia, Porod, Vargas, Virruso.

Nays: None

(Purpose of Ordinance)

(The purpose of this ordinance is to amend Chapter 50, Section 50-32)

Section 50-32: Personnel Designated As Police Officers.

The members of the Department of Police who shall be known as and are designated as police officers are the Superintendent of Police, the First Deputy Superintendent of Police, ~~three~~ Deputy Superintendents, the Assistant Deputy Superintendent of Patrol, the Director of Training and Education, the Crime Victims Assistance Director, the Commander of Detectives, three Captains and such number of Lieutenants, Sergeants and Patrol Officers as are set forth in the annual appropriation ordinance, and these members shall constitute the police force. Notwithstanding the foregoing, the Deputy Superintendent of the Gang Crimes Unit shall be a non-sworn, civilian position, and shall not be designated a police officer.

(“O” 29-24)

On motion of Trustee Porod seconded by Trustee Garcia, the Ordinance amending Chapter 94, Section 94-182 of the Code of Ordinances of the Town of Cicero, Illinois regarding stop signs at 34th Street and 60th Court for the Town, was accepted, placed on file and approved for passage by the following vote:

Ayes: Cava, Cundari, Garcia, Porod, Vargas, Virruso.

Nays: None

(Purpose of Ordinance)

(The purpose of this ordinance is to amend Chapter 94, Section 94-182 of the Town Code to add the Intersection to the list of stop streets for the Town to regulate traffic and to ensure the proper installation and maintenance of the corresponding stop signs)

Section 94-182: Stop Streets Generally; Schedule XII.

In accordance with section 94-278 and when properly signposted, the following streets or parts of streets are stop streets as designated in the following manner:

[. . .]

34th Street and 60th Court, all eastbound and westbound traffic on 34th Street shall come to a complete stop at 60th Court.

[. . .]

(“O” 30-24)

On motion of Trustee Virruso seconded by Trustee Garcia, the Ordinance authorizing the execution of an Intergovernmental Agreement regarding the Consolidated Emergency Response Center of Cook County for the Town (*Allows for CERCC to continue to provide the emergency dispatch services to the Village of Stickney*) was accepted, placed on file and approved for passage by the following vote:

Ayes: Cava, Cundari, Garcia, Porod, Vargas, Virruso.

Nays: None

(“O” 31-24)

On motion of Trustee Porod seconded by Trustee Virruso, the Ordinance authorizing and approving an amended Intergovernmental Agreement by and between the Town of Cicero and the Metropolitan Water Reclamation District of Greater Chicago for the design, construction, operation, and maintenance of the 2024 Green Alley Paving Project for the Town was accepted, placed on file and approved for passage by the following vote:

Ayes: Cava, Cundari, Garcia, Porod, Vargas, Virruso.

Nays: None

(“O” 32-24)

On motion of Trustee Garcia seconded by Trustee Virruso, the Ordinance granting a special use permit to operate a gaming cafe at 1306-B South Cicero Avenue was accepted, placed on file and approved for passage by the following vote:

Ayes: Cava, Cundari, Garcia, Porod, Vargas, Virruso.

Nays: None.

RESOLUTIONS

(“R” 50-24)

On motion of Trustee Virruso seconded by Trustee Cava, the Resolution extending the term of certain appointed officers, employees, officials, and certain members of the Board of Trustees appointed to specific committees for the Town (*effective until 11:59PM on June 30, 2024*) was accepted, placed on file and approved for adoption by the following vote:

Ayes: Cava, Cundari, Garcia, Porod, Vargas, Virruso.

Nays: None.

(“R” 51-24)

On motion of Trustee Cava seconded by Trustee Vargas, the Resolution authorizing and approving a certain invoice from McCann Industries, Inc. for services provided to the

Town (*For the maintenance and repair of a Wheel Loader for the Public Works Department in the total amount of \$27,274.50*) was accepted, placed on file and approved for adoption by the following vote:

Ayes: Cava, Cundari, Garcia, Porod, Vargas, Virruso

Nays: None

(“R” 52-24)

On motion of Trustee Garcia seconded by Trustee Vargas, the Resolution authorizing, approving, and ratifying a grant agreement with the Morton Arboretum for a USDA Urban and Community Forestry Service Grant for the Town (*The Town has been awarded the Tree Inventory and Management Plan Grant for Communities over 75,000 Residents in the amount of \$511,200.00 for the planting of 500 trees, an inventory of all trees within the Town and training of staff to be ISA Certified Arborist*), was accepted, placed on file and approved for adoption by the following vote:

Ayes: Cava, Cundari, Garcia, Porod, Vargas, Virruso

Nays: None

(“R” 53-24)

On motion of Trustee Virruso seconded by Trustee Porod, the Resolution authorizing and approving an invoice from Unique Plumbing Company for Emergency Repair Services provided to the Town (*Emergency water main repair of the BNSF railyard; in the total amount of \$19,397.31*), was accepted, placed on file and approved for adoption by the following vote:

Ayes: Cava, Cundari, Garcia, Porod, Vargas, Virruso

Nays: None

(“R” 54-24)

On motion of Trustee Garcia seconded by Trustee Vargas, the Resolution authorizing and approving the settlement in the case Jaime Galeana V. Town of Cicero for the Town (*Case No 230524W008*), was accepted, placed on file and approved adoption by the following vote:

Ayes: Cava, Cundari, Garcia, Porod, Vargas, Virruso.

Nays: None.

(“R” 55-24)

On motion of Trustee Virruso seconded by Trustee Vargas, the Resolution authorizing, approving, and ratifying an application for grant funding from the Illinois Department of Human Services for the Town (*Seeking funding from the IDHS to assist in preventing the sale of tobacco products to minors*), was accepted, placed on file and approved for adoption by the following vote:

Ayes: Cava, Cundari, Garcia, Porod, Vargas, Virruso.

Nays: None.

(“R” 56-24)

On motion of Trustee Garcia seconded by Trustee Porod, the Resolution authorizing, approving, and ratifying a grant agreement with the Illinois Department of Commerce and Economic Opportunity for the Town (*Seeking funding from IDCEO for a portion of various alley pavement improvements*) was accepted, placed on file and approved adoption by the following vote:

Ayes: Cava, Cundari, Garcia, Porod, Vargas, Virruso.

Nays: None.

(“R” 57-24)

On motion of Trustee Garcia seconded by Trustee Porod, the Resolution authorizing and approving an application for grant funding from the Illinois Department of Commerce and Economic Opportunity for the Town (*Seeking funding from IDCEO to provide streetscaping of Cermak Road from Lombard Avenue to Central Avenue*) was accepted, placed on file and approved for passage by the following vote:

Ayes: Cava, Cundari, Garcia, Porod, Vargas, Virruso.

Nays: None

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

Owner of Hacienda Calavera, Louisa Valdez, expressed concerns with the new liquor license ordinance. President Dominick noted it was deemed necessary after continual complaints from residents and for the safety of responding Police officers. He added that it will go into effect as January 1, 2025.

Evelia Rodriguez, property owner of 5305 W. Cermak, expressed concerns with a possible vacant building due to the passage of the recent liquor ordinance.

Owner of Victoria's Bar, Diana Sanchez, expressed concerns with daytime criminal activity in the surrounding area of her business.

Owner of Langostino's Grill, Laura Rangel expressed support for the businesses.

Superintendent of Police Thomas Boyle reported on the number of hours and manpower which are continually exhausted on responding to calls of disturbances in the late night hours. He noted the notices the businesses have received are dram shop notices and his office is open to discuss such matters. Supt. Boyle also reported on a recent homicide committed by a bar patron, who resides outside of Cicero.

Superintendent Boyle reported going out to Springfield, IL on May 2nd, to honor fallen Patrolman John Kane, who lost his life after attempting to arrest three subjects who had just robbed a saloon on November 12, 1910 and attending a similar ceremony with Cook County.

Town Clerk Punzo-Arias addressed those in attendance and stated, "We as elected officials have a responsibility not only with our business owners, but also for the safety of our town residents. I will reemphasize what President Dominick said, we do not want to hurt any liquor business establishments, and we want to see all businesses do well; I personally received many videos and/or complaints from residents who have complained about different incidents involving bars (fights, shootings, amongst other illegal activities), within our town who have witnessed and do not feel safe in their neighborhood."

Trustee Vargas thanked President Dominick for his continued support of the residents of Cicero and its Police officers, introduced a visiting official of Durango, MX and expressed her concerns of the short notice that was given to business owners regarding the recent legislation that took effect today. President Dominick informed her that the Ordinance would not go into effect until January 1, 2025 and would only be enforced if the establishments do not comply. He also said that a meeting would take place with liquor licensed establishments soon.

Resident Ernestine Soto thanked the Town Board, Senior Activities Director Diana Dominick and her staff for the Senior Mother's Day event and for making it so special.

President Dominick reported on the success of the Cinco De Mayo Festival and announced that it was Firefighter Appreciation Day on May 4th & Professional Municipal Clerks Week on May 5th – 11th.

Community Development Block Grant Director, Mr. Tom Tomschin congratulated the Town Board for the Town of Cicero being awarded half a million dollars from the Morton Arboretum USDA Urban and Community Forestry Service Grant.

On motion of Trustee Virruso seconded by Trustee Garcia, the board then stood adjourned at 10:47 A.M. to meet on Tuesday, May 28, 2024 at 10:00 A.M., in the Town Hall, Town of Cicero.

MARIA A. PUNZO-ARIAS, TOWN CLERK