
PROCEEDINGS OF THE BOARD OF TRUSTEES OF THE TOWN OF CICERO

The Board of Trustees of the Town of Cicero met Tuesday, June 11, 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, Reitz, Vargas, 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 Garcia seconded by Trustee Vargas, the minutes of the Regular Meeting held Tuesday, May 28, 2024 at 10:00 o'clock A.M., were approved, the reading being dispensed with, each member having received a copy.

PRESENTATION

Clerk Punzo-Arias introduced Morton 201 Foundation President Jessica Jaramillo-Flores along with Vice-President Scott Goodman and District Superintendent Dr. Tim Truesdale presented President Dominick and the Board of Trustees with "Pay It Forward Award" Certificates recognizing them as their oldest and longest sponsor and partner to date.

APPROVAL OF BILLS

(82-24)

On motion of Trustee Virruso seconded by Trustee Garcia, the list of bills itemized in Warrant #11, dated June 6, 2024, in the total amount of \$1,813,659.53; the list of manual checks dated May 24, 2024 thru June 6, 2024 in the total amount of \$0.00, and list of online payments dated May 24, 2024 thru June 7, 2024 in the total amount of \$79.90, were accepted, placed on file and approved for payment; action taken by the following vote:

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

Nays: None.

(83-24)

On motion of Trustee Garcia seconded by Trustee Vargas, payroll (*Estimated Corporate \$1,788,183.16 & Library \$22,116.34*) was approved for the active employees listed on the printout dated 6-05-24; action taken by the following vote:

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

Nays: None.

(84-24)

By Trustee Virruso:

RESOLVED, that the list of medical claims and the stop loss insurance policy premium for the month of May/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 Virruso seconded by Trustee Cava, approved by the following vote:

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

Nays: None.

(85-24)

By Trustee Garcia:

RESOLVED, that the list of HMO medical claims insurance policy premium for the month of June/2024, prepared by Blue Cross & Blue Shield of Illinois, in the total amount of \$44,030.94, be accepted, placed on file and approved for payment.

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

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

Nays: None.

(86-24)

By Trustee Porod:

RESOLVED, that the life and accidental death & dismemberment insurance premium for the month of June/2024, prepared by Blue Cross & Blue Shield of Illinois, in the total amount of \$6,052.08, 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, Reitz, Vargas, Virruso.

Nays: None.

BLOCK PARTY PERMIT

(87-24)

On motion of Trustee Garcia seconded by Trustee Vargas, permission was granted the residents in the 2500 block of 57th Avenue to conduct a block party on Saturday, August 31st, 2024.

(88-24)

On motion of Trustee Garcia seconded by Trustee Vargas, permission was granted the residents in the 4900 block of 24th Street to conduct a block party on Saturday, June 29th, 2024.

PERMITS

(89-24)

On motion of Trustee Porod seconded by Trustee Garcia, permission was granted the Knights of Columbus to hold their fundraising event on Wednesday, September 11, 2024 from 9:00 AM to 5:00 PM.

(90-24)

On motion of Trustee Garcia seconded by Trustee Vargas, permission was granted Life Church Midwest to conduct their annual “Back-to-School” event on Saturday, July 20th from 9:00 AM to 3:00 PM in the church parking lot.

(91-24)

On motion of Trustee Garcia seconded by Trustee Cava, permission was granted to Sam's Club to set up a table to provide information to the residents at the Town of Cicero Municipal Complex on the following day:

- July 23, 2024 from 10:00 AM to 2:00 PM
- August 20, 2024 from 10:00 AM to 2:00 PM
- September 24, 2024 from 10:00 AM to 2:00 PM
- October 22, 2024 from 10:00 AM to 2:00 PM
- November 19, 2024 from 10:00 AM to 2:00 PM
- December 17, 2024 from 10:00 AM to 2:00 PM

REPORT

(92-24)

On motion of Trustee Virruso seconded by Trustee Vargas, the Collector's Office Report (\$98,020.08) and the Revenue Summary Report (\$1,189,589.81) for the month of May/2024, submitted by Fran Reitz, Collector, was accepted and placed on file; action taken by the following vote:

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

Nays: None.

ORDINANCES

(“O” 37-24)

On motion of Trustee Cava 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, Reitz, Vargas, Virruso.

Nays: None.

(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 in conformity therewith.)

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:

- (1) Class A 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, except where such premises are operated as hotels, motels, restaurants or bowling alleys. The annual fee for such license shall be \$3,500.00. There shall be no more than 18 class

A licenses issued within the corporate limits of the town. Class A licenses authorize entertainment on the premises, subject to the entertainment license requirements set forth in section 10-72 of this Code, provided however, that the only form of entertainment authorized for class A licensees with occupancy loads of 90 or fewer individuals for the licensed premises is Disc Jockey performances. 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 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.

...

(b) *Class B Licenses.* A Class B license shall authorize the retail sale of all alcoholic liquor in its original package, not for consumption on the premises where sold. The annual fee for such license shall be \$2,375.00. There shall be no more than 35 Class B licenses issued within the corporate limits of the town. 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 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.

(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.

- (4) 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.

...

...

(j) *Class B-W license.* A class B-W license shall authorize the retail sale of beer and wine in original package only but not for consumption on the premises of the sale. Such license shall be authorized only on such location where prepackaged food is also sold and only at such locations where there are no seats for consumption of food on the premises. The annual fee for such license shall be \$1,250.00. There shall be no more than five class B-W licenses issued within the corporate limits of the Town.

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 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.

...

(l) *Class K license.* A class K license shall authorize the retail sale of all alcoholic liquor in its original package, but not for consumption on the premises of the sale. Such license shall be authorized only on such location where prepackaged food is also sold. Any other section of this Code notwithstanding, no class K license shall be issued unless the premises contains no fewer than 80,000 square feet of gross retail floor space. Gross retail floor space shall include freezers, coolers, storage, and warehouse space not open to the general public. The annual fee for such license shall be \$6,000.00. There shall be no more than six class K licenses issued within the corporate limits of the town.

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 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.

(m) *Class L license.* A class L license shall authorize the retail sale of all alcoholic liquor in its original package, not for consumption on the premises where sold, where such premises are operated as a gasoline station, a service station or any other location wherein gasoline, diesel fuel, gasohol or any other motor fuel is sold or offered for sale. The annual fee for such license shall be \$2,500.00. There shall be no more than 30 class L licenses issued within the corporate limits of the town.

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 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.

(n) *Class M license.* A class M license shall authorize the retail sale of all alcoholic liquor for consumption on the premises and the retail sale of all alcoholic liquor for consumption off the premises. The annual fee for such license shall be \$8,000.00. There shall be no more than 15 class M licenses issued within the corporate limits of the town. A class M license shall be subject to the following restrictions:

- (1) The products sold for consumption off the premises shall neither be opened nor consumed on the premises;
- (2) The total square footage of the premises dedicated for the retail sale of alcoholic liquor for consumption off the premises shall not exceed one-third of the total square footage of the premises;
- (3) Permitted goods and merchandise, other than alcoholic liquor, shall also be offered for retail sale on the premises; and
- (4) The premises are operated as a filling station, a gasoline station, a service station or any other location wherein gasoline, diesel fuel, gasohol or any other motor fuel is sold or offered for sale.
- (5) 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 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” 38-24)

On motion of Trustee Virruso seconded by Trustee Porod, the Ordinance adopting Chapter 26, Section 26-151 of the Code of Ordinances of the Town of Cicero, Illinois regarding electric vehicle charging stations for the Town, was accepted, placed on file and approved for passage by the following vote:

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

Nays: None

(Purpose of Ordinance)

(The purpose of this ordinance is to adopt Chapter 26, Section 26-151 of the Town Code, to establish the Regulations and to authorize the President and other Town officials to take all action necessary to carry out the intent of this Ordinance.)

Section 26-151: Electric Vehicle Charging Stations.

(a) Public Right-Of-Way Or Other Public Property. The location of electric vehicle charging stations and electric vehicle parking spaces within any public right-of-way or on any public and/or governmental property is subject to approval by the Town after submittal of a permit application, including site design plan, electrical plan, signage plan, and electric vehicle charging station equipment and specifications plan, to and review and approval by the Building Department. There shall be no license fee for electric vehicle charging stations located on public or governmental property within the Town.

(“O” 39-24)

On motion of Trustee Virruso seconded by Trustee Vargas, the Ordinance authorizing and approving a contractual memorandum of understanding and agreement between the Town of Cicero, Illinois and the Illinois Fraternal Order of Police Labor Council for the Town (*In regards to lateral hiring as listed in Exhibit “A”*) was accepted, placed on file and approved for passage by the following vote:

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

Nays: None

(“O” 40-24)

On motion of Trustee Cava seconded by Trustee Vargas, the Ordinance amending the investment policy for the Town of Cicero was accepted, placed on file and approved for passage by the following vote:

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

Nays: None

(“O” 41-24)

On motion of Trustee Garcia seconded by Trustee Vargas, the Ordinance authorizing and approving the purchase of two ambulances for the Town of Cicero (*Purchase of two (2) ambulances: 1) 2024 Ford E450 Road Rescue & 1) 2024 Ford E450 Medtec Type 3 for the Cicero Fire Department from R Enterprises, LLC for a total amount of \$399,600.00*) was accepted, placed on file and approved for passage by the following vote:

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

Nays: None.

RESOLUTIONS

(“R” 62-24)

On motion of Trustee Virruso seconded by Trustee Porod, the Resolution authorizing the Town President to enter into a service agreement with GW & Associates, P.C. to provide financial consulting services to the Town (*To provide Finance Director, Accountant Supervisor and Accounting consulting services to the Town*) was accepted, placed on file and approved for adoption by the following vote:

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

Nays: None.

(“R” 63-24)

On motion of Trustee Porod seconded by Trustee Garcia, the Resolution authorizing, approving, and ratifying a grant agreement with the Illinois Department of Commerce and Economic Opportunity for the Town (*Seeking funding from DCEO for the parking resurfacing of the area known as “L-Strip”*) was accepted, placed on file and approved for adoption by the following vote:

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

Nays: None

(“R” 64-24)

On motion of Trustee Porod seconded by Trustee Vargas, the Resolution for improvement under the Illinois Highway Code, appropriating \$1,545,000.00 out of MFT Funds for the Town’s 2024 Street Rehabilitation – MFT Section No. 24-00236-00-RS, for the following listed items, was accepted, placed on file and approved for adoption by the following vote:

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

Nays: None

(“R” 65-24)

On motion of Trustee Porod seconded by Trustee Vargas, the Resolution for improvement under the Illinois Highway Code, appropriating \$567,041.88 out of RBI Funds for the Town’s 2024 Street Rehabilitation – MFT Section No. 24-00236-00-RS, Rebuild Illinois Funds, for the following listed items, was accepted, placed on file and approved for adoption by the following vote:

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

Nays: None

(“R” 66-24)

On motion of Trustee Garcia seconded by Trustee Vargas, the Resolution authorizing the Town President to enter into a Local Public Agency Engineering Services Agreement with Novotny and Associates, Inc. for the Town (*In connection with 2024 Street Rehabilitation – MFT Section No. 24-00236-00-RS*), was accepted, placed on file and approved adoption by the following vote:

Ayes: Cava, Cundari, Garcia, Porod, Reitz, Vargas, Virruso.
Nays: None.

(“R” 67-24)

On motion of Trustee Virruso seconded by Trustee Cava, the Resolution authorizing the Town President to enter into an agreement with All Around Amusement, Inc. to provide services to the Town (*To provide amusement ride devices and amusement attractions for the 2024 Cicero Fest (June 20th thru June 23rd)*), was accepted, placed on file and approved for adoption by the following vote:

Ayes: Cava, Cundari, Garcia, Porod, Reitz, Vargas, Virruso.
Nays: None.

NEW BUSINESS

A Public Bid Opening was held on 06/4/2024 for 2024 Street Rehabilitation – MFT Section No. 24-00236-00-RS, Rebuild Illinois Funds. The following bids were received and reviewed by the Town Engineer:

<u>CONTRACTOR’S NAME</u>	<u>BID AMOUNT</u>
M & J Asphalt Paving Co. Inc.	\$1,700,820.32
J Narduli Concrete, Inc.	\$1,839,342.72
Lindhahl Brother’s, Inc.	\$1,858,562.73
Triggi Construction, Inc.	\$1,859,996.37
D’Land Construction, LLC	\$1,894,568.25

(93-24)

On motion of Trustee Porod seconded by Trustee Garcia, the Board concurred with the recommendation of Town Engineer, Tim Geary to award M & J Asphalt Paving Company, Inc. the contract for 2024 Street Rehabilitation – MFT Section No. 24-00236-00-RS, MFT/RBI Funds in the amount of \$1,700,820.32; action taken by the following vote:

Ayes: Cava, Cundari, Garcia, Porod, Reitz, Vargas, Virruso.
Nays: None.

A Public Bid Opening was held on 06/04/2024 for 2024 Green Alley Paving – MWRD & ARPA, MWRD Green Infrastructure Partnership Program. The following bids were received and reviewed by the Town Engineer:

<u>CONTRACTOR’S NAME</u>	<u>BID AMOUNT</u>
M & J Asphalt Paving Co., Inc.	\$664,502.30

J Narduli Concrete, Inc. \$688,497.40
Triggi Construction, Inc. \$696,923.50

The lowest bidder did not meet the MWRD Partnership Agreement MBE/WBE/SBE/VBE Utilization goals and a waiver request form was submitted.

(94-24)

On motion of Trustee Garcia seconded by Trustee Porod, the Board concurred with the recommendation of Town Engineer, Tim Geary to award J. Narduli Concrete, Inc. the contract for 2024 Green Alley Paving – MWRD & ARPA, MWRD Green Infrastructure Partnership Program in the amount of \$688,497.40; action taken by the following vote:

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

Nays: None.

A Public Bid Opening was held on 06/04/2024 for 2024 Water Main Improvements – Phase 1 (ARPA Funds). The following bids were received and reviewed by the Town Engineer:

<u>CONTRACTOR'S NAME</u>	<u>BID AMOUNT</u>
Northern Pipeline	\$406,008.90
Unique Plumbing, Co.	\$439,043.85
Riccio Construction Corp.	\$458,740.00
Suburban General Construction, Inc.	\$522,654.70

Three out four bidders did not meet the modified Town Disadvantage Business Enterprise (LBE/MBE/WBE) Utilization goals and failed to provide documentation showing a “good faith” effort was made to meet the specified goals and/or provided incomplete documentation.

(95-24)

On motion of Trustee Vargas seconded by Trustee Garcia, the Board concurred with the recommendation of Town Engineer, Tim Geary to award Riccio Construction Corp. the contract for 2024 Water Main Improvements – Phase 1 (ARPA Funds) in the amount of \$458,740.00; action taken by the following vote:

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

Nays: None.

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

Attendee Gerardo Nava inquired the status of the Storm Water Advisory Committee and on the recent submittals for green alley improvements.

Trustee Garcia wished everyone a Happy Father’s Day.

On motion of Trustee Virruso seconded by Trustee Garcia, the board then stood adjourned at 10:21 A.M. to meet on Tuesday, June 25, 2024 at 10:00 A.M., in the Town Hall, Town of Cicero.

MARIA A. PUNZO-ARIAS, TOWN CLERK