



BOARD OF COMMISSIONERS OF COOK COUNTY
Cook County Building, Board Room, 118 North Clark Street, Chicago, Illinois

Second New Items Agenda

for the

Meeting of the Board of Commissioners

Wednesday, October 28, 2015, 11:00 AM

15-6279

Sponsored by: TONI PRECKWINKLE, President, Cook County Board of Commissioners

PROPOSED INTERGOVERNMENTAL AGREEMENT

Department: Cook County - Office of the President

Other Part(ies): County Officers' and Employees' Annuity and Benefit Fund of Cook County (the "Pension Fund")

Request: Authorization for the Cook County Board President to enter into and execute an Intergovernmental Agreement with the Pension Fund. The purpose of this Agreement is to assist in the long-term fiscal sustainability of the Cook County Pension Fund by establishing a mechanism by which the County can disburse to the Pension Fund additional funding in FY 2016, independent and in addition to such sum as is provided for in Section 9-169 of the Illinois Pension Code (40 ILCS 5/9-169).

Goods or Services: N/A

Agreement Number(s): N/A

Agreement Period: Effective upon execution and valid through 11/30/2016

Fiscal Impact: \$270,526,000.00

Accounts: 490-818

Summary: The proposed Intergovernmental Agreement ("IGA") with the Pension Fund for FY 2016 will authorize the Chief Financial Officer to disburse \$270,526,000.00 in additional funds to the Pension Fund in accordance with the payment schedule provided in the agreement. The additional funds provided herein for FY2016 are separate and apart from the County's contribution to the Fund as provided in Section 9-169 of the Illinois Pension Code (40 ILCS 5/9-169). The disbursement of such additional funds will be contingent upon inclusion and passage of the County's 2016 annual appropriation bill. Per the IGA, the Pension Fund has also agreed to provide the County Board President and Commissioners, on or before 6/15/2016, a written report containing information as is associated with the Pension Fund's fiscal position, the annual cost and trends associated with benefit payments, investment return performance relative to benchmarks for similarly situated public pension funds and such other information designated by the Pension Fund.

15-6203

Sponsored by: RICHARD R. BOYKIN, County Commissioner

PROPOSED RESOLUTION

A RESOLUTION OF THE COOK COUNTY BOARD OF COMMISSIONERS CALLING ON THE HONORABLE BARACK OBAMA, PRESIDENT OF THE UNITED STATES, TO CONVENE A

WHITE HOUSE CONFERENCE TO BE HELD IN CHICAGO ON THE ISSUE OF GUN VIOLENCE

WHEREAS, on October 5, 2015, Reverend Jesse Jackson and community leaders joined together to call on the President of the United States to convene a White House Conference on Gun Violence in the City of Chicago at the earliest possible opportunity; and,

WHEREAS, Chicago has seen more than 2,400 shootings to date in the year 2015 and more than 400 murders to date in the year 2015; and,

WHEREAS, compared to this time last year, shootings and homicides in Chicago have increased by 21 percent; and,

WHEREAS, the County resources required in order to serve the populations impacted by the increase in shootings in Chicago make the problem of gun violence germane and critically important to the governance of Cook County and the work of the Cook County Board of Commissioners; and,

WHEREAS, the Honorable Barack Obama, President of the United States, has spoken eloquently in the aftermath of mass shootings throughout our country, on the need for government action to reduce gun violence; and,

WHEREAS, our nation has been shocked and dismayed in recent years by the proliferation of mass shootings in American communities such as Sandy Hook, Connecticut; Charleston, South Carolina; Aurora, Colorado; and, Roseburg, Oregon, among others; and,

WHEREAS, in the City of Chicago, the number and frequency of shootings are such that Chicago suffers the equivalent of a mass shooting every week without respite; and,

WHEREAS, the level of violence in the City of Chicago merits the attention of the federal government, in addition to municipal, county and state government; and,

WHEREAS, the time has long since passed for public officials at all levels of government to acknowledge that a state of emergency exists in Chicago and Cook County and for those officials to treat the issue of gun violence with the level of urgency the issue most certainly requires;

NOW, THEREFORE, BE IT RESOLVED, that the President and Cook County Board of Commissioners do call upon the Honorable Barack Obama, President of the United States, to convene a White House Conference to be held in Chicago on the issue of gun violence; and,

BE IT FURTHER RESOLVED, that a signed copy of this resolution be sent to the attention of the Honorable Barack Obama, President of the United States, at the earliest possible opportunity.

15-6261

Sponsored by: RICHARD R. BOYKIN, County Commissioner

PROPOSED ORDINANCE

FIREARM AMMUNITION TAX

NOW THEREFORE BE IT ORDAINED, by the Cook County Board of Commissioners that Chapter 74-Taxation, is amended, to include the following Article and Sections, as follows:

Article XXI. –FIREARM AMMUNITION TAX

Sec. 74-677. - Short title.

This Article shall be known and may be cited as the "Cook County Firearm Ammunition Tax Ordinance."

Sec. 74-678. - Definitions.

The following words, terms, and phrases, when used in this Article, shall have the meanings ascribed to them in this Section, except where the context clearly indicates a different meaning:

Firearm Ammunition means any self-contained cartridge or shotgun shell, by whatever name known, which is designed to be used or adaptable to use in a firearm.

Department means the Department of Revenue in the Bureau of Finance of Cook County.

Director means the Director of the Department of Revenue.

Person means any means any individual, corporation, limited liability corporation, organization, government, governmental subdivision or agency, business trust, estate, trust, partnership, association and any other legal entity.

Purchaser means any person who purchases firearm ammunition in a retail purchase in the county.

Retail dealer means any person who engages in the business of selling firearm ammunition on a retail level in the county or to a person in the county.

Retail purchase means any transaction in which a person in the county acquires ownership by tendering consideration on a retail level.

Sheriff means the Sheriff's Office of Cook County, Illinois.

Sec. 74-679. - Registration.

Any retail dealer as defined in this Article shall register with the Department in the form and manner as prescribed by the Department. Policies, rules and procedures for the registration process and forms shall be prescribed by the Department.

Sec. 74-680. - Tax imposed, rates.

- (a) *Firearm Ammunition Tax Rate.* A tax is hereby imposed on the retail purchase of firearm ammunition as defined in this Article in the amount of three (3) per cent of the total sale price of each retail purchase.
- (b) *Tax Included in Sales Price.* It shall be deemed a violation of this Article for a retail dealer to fail to include the tax imposed in this Article in the sale price of firearm ammunition to otherwise absorb such tax. The tax levied in this Article shall be imposed in addition to all other taxes imposed by the County of Cook, the State of Illinois, or any municipal corporation or political subdivision of any of the foregoing.

Sec. 74-681. - Tax-exempt purchases and refunds.

- (a) Notwithstanding any other provision of this Article, in accordance with rules that shall be promulgated by the department in regards to tax exempt purchases, retail dealers shall not collect the firearm ammunition tax when the firearm ammunition is being sold to the following:
 - (1) An office, division, or agency of the United States, the State of Illinois, or any municipal corporation or political subdivision, including the Armed Forces of the United States or National Guard.
 - (2) A bona fide veterans organization which receives firearm ammunition directly from the Armed Forces of the United States and uses said firearm ammunition strictly and solely for recreational or ceremonial purposes.
 - (3) Any active sworn law enforcement officer purchasing firearm ammunition for official or training related purposes presenting an official law enforcement identification card at the time of purchase.
- (b) In accordance with rules to be promulgated by the department, an active member of the Armed Forces of the United States, National Guard or deputized law enforcement officer may apply for a refund from the department for the tax paid on firearm ammunition that was purchased for official use or training related purposes.

Sec. 74-682. - Collection and remittance.

- (a) *Tax Collection.* Any retail dealer shall collect the taxes imposed by this Article from any purchaser to whom the sale of said firearm ammunition is made within the County of Cook and shall remit to the Department the tax levied by this Article.
- (b) *Tax Remittance.* It shall be the duty of every retail dealer to remit the tax due on the sales of firearm ammunition purchased in Cook County, on forms prescribed by the Department, on or before the 20th

day of the month following the month in which the firearm ammunition sale occurred on a form and in the manner required by the department.

(c) If for any reason a retailer dealer fails to collect the tax imposed by this Article from the purchaser, the purchaser shall file a return and pay the tax directly to the department, on or before the date required by Subsection (b) of this Section.

Sec. 74-683. - Violations and penalties.

(a) It shall be a violation of this Article for any retail dealer to sell firearm ammunition without collecting and remitting the tax imposed in this Article.

(b) It shall be a violation of this Article for any retail dealer fail to keep books and records as required in this Article.

(c) It shall be a violation of this Article for any purchaser to fail to remit the tax imposed in this Article when not collected by the retail dealer.

(d) Any person determined to have violated this Article, shall be subject to a fine in the amount of \$1,000.00 for the first offense, and a fine of \$2,000.00 for the second and each subsequent offense. Separate and distinct offense shall be regarded as committed each day upon which said person shall continue any such violation, or permit any such violation to exist after notification thereof. It shall be deemed a violation of this Article for any person to knowingly furnish false or inaccurate information to the Department.

Sec. 74-684. - Required books and records.

Every person who is subject to this tax shall keep and maintain accurate and complete documents, books, and records of each transaction or activity subject to or exempted by this ordinance, from start to complete, including all original source documents. All such books and records shall be kept as provided in Chapter 34, Article III, of the Uniform Penalties, Interest, and Procedures Ordinance, and shall, at all reasonable times during normal business hours, be open to inspection, audit, or copying by the department and its agents.

Sec. 74-685. - Inspection; audits.

Books and records kept in compliance with this Article shall be made available to the Department upon request for inspection, audit and/or copying during regular business hours. Representatives of the Department shall be permitted to inspect or audit firearm ammunitions inventory in or upon any premises. It shall be unlawful for any person to prevent, or hinder a duly authorized Department representative from performing the enforcement duties provided in this Article.

Sec. 74-686. - Application of uniform penalties, interest, and procedures ordinance.

Whenever not inconsistent with the provisions of this Article, or whenever this Article is silent, the provisions of the Uniform Penalties, Interest, and Procedures Ordinance, [Chapter 34](#), Article III, of the Cook County Code of Ordinances, shall apply to and supplement this Article.

Sec. 74-687. - Rulemaking; policies, procedures, rules, forms.

The department may promulgate policies, procedures, rules, definitions and forms to carry out the duties imposed by this Article as well as pertaining to the administration and enforcement of this Article.

Sec. 74-688. - Enforcement, department and sheriff.

The department is authorized to enforce this Article, and the Sheriff is authorized to assist the department in said enforcement.

Effective date: This ordinance shall be in effect immediately upon adoption.

15-6255

Sponsored by: RICHARD R. BOYKIN, County Commissioner

PROPOSED RESOLUTION

RESOLUTION CALLING FOR A HEARING OF THE HUMAN RELATIONS COMMITTEE OF THE COOK COUNTY BOARD OF COMMISSIONERS ON THE CHICAGO POLICE DEPARTMENT'S DETENTION FACILITY KNOWN AS HOMAN SQUARE

WHEREAS, Cook County is responsible for the administration of the Cook County Circuit Court, the Cook County Jail, and, as a unit of government, bears a share of responsibility for protecting the health, welfare and safety of the general public; and,

WHEREAS, throughout the past year questions have arisen in the community, and in the local, national, and international media, around the Chicago Police Department detention facility known as Homan Square; and,

WHEREAS, over the past year, extensive reporting by The Guardian newspaper has uncovered accounts of the alleged tactics and practices used by special units of the Chicago Police Department at Homan Square; and,

WHEREAS, the tactics and practices allegedly employed by special units of the Chicago Police Department at Homan Square include failing to enter arrestees into official police databases; physical abuse of detainees, resulting in serious injury and abuse to detainees; prolonged, uninterrupted shackling of detainees; denial of attorney access to detainees; and, holding detainees for up to 24 hours without access to a lawyer; and,

WHEREAS, the alleged tactics and practices at Homan Square, if true, pose serious concerns with respect to the human rights of Cook County residents who live within the vicinity of the facility;

NOW, THEREFORE, BE IT RESOLVED that the Cook County President and Board of Commissioners does hereby request a meeting of the Human Relations Committee of the Cook County Board of Commissioners, to take place Wednesday, November 18, 2015 at 10:30 AM at 118 North Clark Street, Rm. 569, Chicago, Illinois.

BE IT FURTHER RESOLVED by the Cook County President and the Board of Commissioners that the above referenced meeting of the Human Relations Committee of the Cook County Board of Commissioners focus exclusively on the alleged tactics and practices taking place at the Chicago Police Department facility

15-6257

Sponsored by: LARRY SUFFREDIN, County Commissioner

PROPOSED ORDINANCE AMENDMENT

AN AMENDMENT EXTENDING THE COOK COUNTY PROPERTY TAX CLASSIFICATION SYSTEM

BE IT ORDAINED, by the Cook County Board of Commissioners, that Chapter 74 Taxation, Article II Real Property Taxation, Division 2 Classification System for Assessment, Section 74-68 of the Cook County Code is hereby amended as Follows:

Sec. 74-68. Classification system to apply with tax assessment year.

(a) The incentive provisions of this division provided to qualifying parcels of real estate for Class 6b, Class 6b SER and TEERM, Class C, Class 7a, Class 7b, Class 7c and Class 8, Class 8 (TEERM) shall expire on December 31, ~~2015~~ 2021, unless otherwise reviewed by action of the County.

(b) Real estate granted a Class 6, Class 6a, Class 6b, Class 7 or Class 8 classification on or before December 31, 1994, shall retain such classification under the terms and conditions of this division prior to January 1, 1995. Real estate for which an application for Class 6a, Class 6b, Class 7 or Class 8 classification is filed with the Assessor on or before December 31, 1994, and which thereafter is determined by the Assessor to be eligible for the classification under the terms and conditions of this division after January

1, 1995, shall be entitled to receive such classification under such terms and conditions.
~~(b)~~ (c) Real estate granted a Class 6b, Class 6c, Class 7a, Class 7b or Class 8 classification on or before December 31, 1999, shall retain such classification under the terms and conditions of this division prior to January 1, 2000. Real estate for which an application for Class 6b, Class 6c, Class 7a, Class 7b or Class 8 classification is filed with the Assessor on or before December 31, 1999, and which thereafter is determined by the Assessor to be eligible for classification under the terms and conditions of this division existing prior to January 1, 2000, shall be entitled to receive such classification under such terms and conditions.

~~(e)~~ (d) Real Estate granted a Class 6b, Class 7a, Class 7b or Class 8 classification on or before December 31, 2004, shall retain such classification under the terms and conditions of the Ordinance prior to January 1, 2005. Real estate for which an application for Class 6b, Class 7a, Class 7b or Class 8 classification is filed with the Assessor on or before December 31, 2004, and which thereafter is determined by the Assessor to be eligible for classification under the terms and conditions of this Ordinance existing prior to January 1, 2005, shall be entitled to receive such classification under such terms and conditions.

Effective Date: This ordinance shall be in effect January 1, 2016.

15-6314

Sponsored by: LARRY SUFFREDIN, County Commissioner

PROPOSED APPOINTMENT

Appointee(s): Ms. Gray I. Mateo-Harris

Position: Member

Department/Board/Commission: Cook County Sheriff's Merit Board

Effective date: Immediate

Expiration date: Ms. Mateo-Harris' term will expire on the Third Monday in March, 2018.