



BOARD OF COMMISSIONERS OF COOK COUNTY

Cook County Building, Board Room, 118 North Clark Street, Chicago, Illinois

BOARD AGENDA

for the

Meeting of the Board of Commissioners

Wednesday, January 21, 2015, 11:00 AM

PUBLIC TESTIMONY

Pursuant to Cook County Code of Ordinances, public testimony will be permitted at regular and special meetings of the Board. Duly authorized public speakers shall be called upon at this time to deliver testimony germane to a specific item(s) on the meeting agenda, and the testimony must not exceed three (3) minutes. The names of duly authorized speakers shall be published in the Post Board Action Agenda and Journal of Proceedings as prepared by the Clerk of the Board.

CONSENT CALENDAR

Pursuant to Cook County Code, the Secretary to the Board of Commissioners hereby transmits Consent Calendar Resolutions for your consideration. The Consent Calendar Resolutions shall be published in the Post Board Action Agenda and Journal of Proceedings as prepared by the Clerk of the Board.

PRESIDENT**15-1216**

Sponsored by: TONI PRECKWINKLE, President, and STANLEY MOORE, JESÚS G. GARCÍA, LARRY SUFFREDIN, DEBORAH SIMS, BRIDGET GAINER, ROBERT STEELE, LUIS ARROYO JR, RICHARD R. BOYKIN, GREGG GOSLIN and JOAN PATRICIA MURPHY, County Commissioners

PROPOSED RESOLUTION**URGING THE ILLINOIS GENERAL ASSEMBLY TO PASS HB 172 TO RESTORE JUDICIAL DISCRETION IN THE TRANSFER OF JUVENILES TO ADULT COURT**

WHEREAS, the nation's first juvenile court was created in Cook County 115 years ago, based on the understanding that children are different and should be treated differently than adults; and

WHEREAS, scientific research has proven that the adolescent brain is not fully developed in the areas that regulate rational decision making and impulse control; and

WHEREAS, 705 ILCS 405/5-130 of the Juvenile Court Act, mandates that youth predominantly 15 and older, but as young as 13, automatically be tried as adults, in adult court, facing adult sentences, based solely on the charge brought, which is at the exclusive discretion of the prosecutor; and

WHEREAS, Illinois is one of only 14 states that do not require a hearing in front of a juvenile court judge before a child is transferred to adult court; and

WHEREAS, according to a study by the Illinois Juvenile Justice Initiative (JJI), since the passage of the Automatic Transfer statute in 1982, transfers to adult court have increased from 57 annually to 86 annually as of 2012; and

WHEREAS, the number of youth charged as Automatic Transfers increased dramatically after the passage of "Raise the Age" legislation from 96 in 2013 to 178 in 2014; and

WHEREAS, Automatic Transfer of youth to adult court has a direct impact on the Cook County Juvenile Temporary Detention Center (JTDC) in which the average daily population of transferred youth has nearly doubled over the last year from 72 to 138; and

WHEREAS, according to the JJI study, the implementation of Automatic Transfer has resulted in more children being transferred to adult court for less serious crimes as compared to when judges made the transfer decisions; and

WHEREAS, Automatic Transfer has an extreme disproportionate impact on children of color. In a three year sample of automatic transfers in Cook County, only 83% of youth transferred were African American, and only one youth was white; and

WHEREAS, approximately 54% of Automatic Transfer youth in the three year study by JJI ultimately pled guilty to lesser charges that if originally charged would have been prosecuted in juvenile court; and

WHEREAS, Adult court cases are processed at a much slower pace than juvenile cases with an average time to disposition of 369 days for Automatic Transfer youth whose cases were disposed of in the last year; and

WHEREAS, according to a 2007 survey by the US Centers for Disease Control and Prevention children prosecuted as adults are 34% more likely to reoffend than children with similar criminal histories who are prosecuted in juvenile court for similar offenses; and

WHEREAS, “The Consequences of Transfer” a study published by the University of Chicago Press, found that children prosecuted as adults are more likely to commit more serious new crimes at a faster rate than those tried in juvenile court; and

WHEREAS, according to analysis by the John Jay College of Criminal Justice there is no correlation between the transferring of juveniles to adult court and the drop in youth violence across the country; and

WHEREAS, the United Nation Human Rights Committee urged the U.S. to end prosecution of juveniles in adult court; and

WHEREAS, the Supreme Court of Illinois in *People v. Patterson*, urged the legislature to reform the automatic transfer statute in Illinois stating “While modern research has recognized the effect that the unique qualities and characteristics of youth may have on juveniles’ judgment and actions, the automatic transfer provision does not. Indeed, the mandatory nature of that statute denies this reality. Accordingly, we strongly urge the General Assembly to review the automatic transfer provision based on the current scientific and sociological evidence indicating a need for the exercise of judicial discretion in determining the appropriate setting for the proceedings in these juvenile cases”; and

WHEREAS, automatic transfer prevents any consideration by a judge of the particular characteristics of a child, the crime, or the child’s role in the crime in determining the appropriate venue for sentencing; and

WHEREAS, automatically transferring youth accused of certain crimes ignores the scientific research and the underlying philosophy of the juvenile court; and

WHEREAS, Every child in Illinois deserves a fair hearing in front of a juvenile court judge to determine whether their case is more appropriately handled in juvenile or adult court; and

WHEREAS, it is in the best interest of justice to restore judicial discretion in all decisions relating to the transfer of a child to adult court;

NOW, THEREFORE, BE IT RESOLVED, that the Cook County Board of Commissioners does hereby urge the Illinois General Assembly to pass HB 172, which ends the Automatic Transfer of youth to adult court and restores judicial discretion, by requiring a hearing in front of a juvenile court judge to determine whether a child is suitable for the rehabilitative focus of the juvenile court or should be transferred to adult court and sentenced as an adult; and

BE IT FURTHER RESOLVED, that a suitable copy of the Resolution be tendered to the Speaker of the Illinois House of Representatives and the President of the Illinois Senate.

15-1217

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

PROPOSED APPOINTMENT

Appointee(s): Esther Franco-Payne

Position: Member

Department/Board/Commission: Cook County Juvenile Temporary Detention Center Advisory Board

Effective date: Immediate

Expiration date: 6/30/2016, or until a successor is appointed. Ms. Franco-Payne will fill the vacancy of Lanetta Haynes Turner

15-1219

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

PROPOSED REAPPOINTMENT

Appointee(s): Nelson Howard

Position: Trustee

Department/Board/Commission: North Shore Mosquito Abatement District

Effective date: Immediate

Expiration date: 1/21/2019, or until a successor is appointed and qualified

Summary: N/A

15-1221

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

PROPOSED REAPPOINTMENT

Appointee(s): John Zbesko

Position: Trustee

Department/Board/Commission: North Shore Mosquito Abatement District

Effective date: Immediate

Expiration date: 1/21/2019, or until a successor is appointed and qualified

Summary: N/A

15-1223

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

PROPOSED REAPPOINTMENT

Appointee(s): Carol Blustein

Position: Trustee

Department/Board/Commission: North Shore Mosquito Abatement District

Effective date: Immediate

Expiration date: 1/21/2019, or until a successor is appointed and qualified

Summary: N/A

15-1225

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

PROPOSED REAPPOINTMENT

Appointee(s): William Zimmer

Position: Trustee

Department/Board/Commission: North Shore Mosquito Abatement District

Effective date: Immediate

Expiration date: 1/21/2019, or until a successor is appointed and qualified

Summary: N/A

COMMISSIONERS

15-0710

Sponsored by: JOHN A. FRITCHEY, County Commissioner

PROPOSED RESOLUTION

CALLING FOR INDEPENDENT INSPECTOR GENERAL INVESTIGATION OF THE COOK COUNTY ANIMAL AND RABIES CONTROL DEPARTMENT

WHEREAS, during testimony at the public hearings for the FY2015 Cook County Annual Appropriation Bill and through email correspondence sent to the Board of Commissioners by residents, concerns arose about the handling of stray dogs and cats as well as the overall operation and the budget appropriation of the department; and

WHEREAS, the recent tragic discovery of several dead dogs and a cat that later died as well as many other dogs that showed signs of serious and life-threatening neglect at a Dolton animal hospital shed light on the need to look at the policies in place at the Cook County Animal and Rabies Control department; and

WHEREAS, Cook County does not have a holding facility for stray animals, unlike most Illinois counties, requiring municipalities to impound and hold strays or to contract with a private facility for said services; and

WHEREAS, because the county doesn't have a facility nor a micro-chip database for animals chipped through Animal Control, owners may not be able to find their stray pet and could possibly end up having their pet euthanized; and

WHEREAS, due to Cook County Animal Control's limited hours of operation, residents have encountered difficulty in contacting and getting assistance from County Animal Control, and municipal police and Cook County sheriff's police often must act as police as well as take on the additional burden of animal control warden for after hours and holiday animal related service calls; and

WHEREAS, it is the fiduciary duty of this government to ensure that each county agency is acquiring, managing, protecting, and using its resources, including public funds, personnel, property, equipment, and space, economically, efficiently, and effectively; and

WHEREAS, in order to assure the public that their taxpayer dollars are being budgeted and spent appropriately and to assuage citizens' concerns voiced during this year's budget hearings regarding the policies and operation of our Animal Control Department;

NOW, THEREFORE BE IT RESOLVED, that the Cook County Board of Commissioners, does hereby request an independent investigation of the Cook County Animal and Rabies Control Department be conducted by the Cook County Independent Inspector General pursuant to the Cook County Independent Inspector General Ordinance (Ch.2, Article IV, Div.5).

15-1044

Sponsored by: ELIZABETH "LIZ" DOODY GORMAN, County Commissioner

PROPOSED ORDINANCE AMENDMENT**MEDICAL EXAMINER ADVISORY COMMITTEE ORDINANCE**

BE IT ORDAINED, by the Cook County Board of Commissioners, that Chapter 38 Health and Human Services, Article VI. Medical Examiner, Division 1. Generally, Section 38-132. of the Cook County Code is hereby amended as Follows:

Sec. 38-132. - Advisory committee.

(a) There shall be created a Medical Examiner's Advisory Committee ("Committee") made up of 11 members appointed by the President of the Cook County Board of Commissioners with the advice and consent of the Board of Commissioners. The Committee shall act in an advisory capacity to the County Board and will consider those matters referred to it by the County Board or the Medical Examiner of Cook County pertaining to the handling, storage and final disposition of decedents. When considering matters referred by the County Board or the Medical Examiner of Cook County, the Committee shall keep the dignity of the deceased at the forefront of their recommendations. Members shall include, but are not limited to, at least one person from each of the following categories:

- (1) A member of the medical profession;
- (2) A clergyperson;
- (3) A funeral director;
- (4) An attorney from the Cook County State's Attorney Office;
- (5) ~~A Commissioner representing the people of Cook County~~ One Cook County Commissioner to serve as an Ex-officio Member with voting rights. The Ex-officio Member shall serve as a liaison between the County Board and the Committee;
- (6) A member of the Chicago Police Department;
- (7) A representative from the Cook County Sheriff's Office; and
- (8) A member of the public.

(b) Term and conditions of Office.

Except as otherwise provided in Section 38-132(b), the members of the Committee appointed under Section 38-132(a) shall be appointed for two years.

(1) Ex-officio member. The ex-officio member shall be the appointed Cook County Commissioner who shall serve as the ex-officio member for the length of the Commissioner's term.

(2) The remaining members. The remaining seven (7) members of the Committee shall serve terms as follows:

a. For the initial members whose appointments became effective July 10, 2012:

1. Four of the members whose term appointment became effective on July 10, 2012 shall serve a term that expires on April 1, 2015; initial member terms expiring on April 1, 2015 include the member of the medical profession, the funeral director, the representative of the Chicago Police Department and the representative from the Cook County Sheriff's Office.

2. Three of the members whose term appointment became effective on July 10, 2012 shall serve a term that expires on April 1, 2016; initial member terms expiring on April 1, 2016 include the clergyperson member, the attorney from the Cook County State's Attorney's Office and the member of the public.

b. Thereafter, the members other than the ex-officio member appointed shall serve a term of two years.

1. Each member, whether initial or subsequent, shall serve until a successor is appointed.

2. Any member who is appointed to fill a vacancy, other than a vacancy caused by the expiration of the predecessor's term, shall serve until the expiration of this or her predecessor's term.

c. Other than the Ex-Officio Commissioner, a member may not serve more than two consecutive full terms.

~~(bc)~~ The members of this Committee shall serve without pay.

~~(ed)~~ The members of this Committee shall attend meetings to be held at the Medical Examiner's Office on a quarterly basis, beginning with the third quarter of the fiscal year in which this Ordinance is enacted.

~~(de)~~ The Committee shall prepare an annual report. The report shall be distributed to the individual members of the Board of Commissioners and the President's Office before January 31 of each year. The report shall include minutes of meetings of the Advisory Committee over the past year, including a list of attendees at each meeting, and any recommendations made by the Committee as a result of matters referred to it by the County Board or the Medical Examiner of Cook County. ~~for improving operations of the Medical Examiner's Office and service to the residents of Cook County.~~ The Medical Examiner's Office shall provide administrative support as necessary.

~~(ef)~~ ~~The members of the Committee shall have a fiduciary responsibility to protect the dignity of the deceased that are brought into the Cook County Medical Examiner's Office.~~

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

15-0995

Presented by: TIMOTHY O. SCHNEIDER, County Commissioner

PROPOSED RECONSIDERATION OF PREVIOUSLY APPROVED ITEM

Department: Cook County Commissioner Timothy O. Schneider

Request: Move to reconsider a previously approved item

Item Number: 15-0749

Fiscal Impact: N/A

Account(s): N/A

Summary: After having voted on the prevailing side while not being present for the vote, I hereby request to reconsider an item for the purpose of recording my vote.

15-1220

Sponsored by: LARRY SUFFREDIN, County Commissioner

PROPOSED ORDINANCE AMENDMENT

AN AMENDMENT TO THE PARLIAMENTARY RULES OF THE COOK COUNTY BOARD OF COMMISSIONERS

BE IT ORDAINED, by the Cook County Board of Commissioners, that Part 1 - General Ordinances, Chapter 2 - Administration, Article III - County Board, Division 2 - Rules of Organization and Procedure, Section 2-105(g) of the Cook County Code is hereby amended as follows:

Section 2-105. - Board of Commissioners, Meetings of the Board

(g) Order of business.

- (1) At each regular meeting of the Board, the order of business (unless otherwise directed by the Board) is as follows:

- a. Public testimony.

- ~~b. Consent calendar.~~

- ~~e.b.~~ New Business.

- ~~d.c.~~ Committee Items Requiring Board Action

- d. Consent Calendar.

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

15-1232

Sponsored by: JEFFREY R. TOBOLSKI and JOHN P. DALEY, County Commissioners

PROPOSED ORDINANCE**Cook County Wage Theft Ordinance**

BE IT ORDAINED, by the Cook County Board of Commissioners, that Chapter 34, Finance, Article IV, Procurement; Chapter 54, Licenses, Permits and Miscellaneous Business Regulations, Article X, General Business Licenses; and Chapter 74, Taxation, Article 2, Real Property Taxation of the Cook County Code are hereby amended as follows:

Sec. 34-179. - Disqualification due to violation of Illinois Wage Payment Act or the Fair Labor Standards Act, 29 U.S.C 201.

(a) Except for good cause shown, a person shall be ineligible to enter into a Contract or otherwise participate in a Bid or Request for Proposal process with the County if such person, during the five year period prior to the date of the submittal of the Bid or Proposal by the County, admitted guilt or liability or has been adjudicated guilty or liable in any judicial or administrative proceeding of committing a repeated or willful violation of the Illinois Wage Payment and Collection Act, 820 ILCS 115/1, or the Fair Labor Standards Act Of 1938, 29 U.S.C. 201, et seq., or any comparable state statute or regulation of any state, which governs the payment of wages.

(b) The CPO shall obtain an affidavit from every person with whom the County seeks to make a Contract that such person meets the requirements of subsection (a).

(c) If the County becomes aware that a person during the five year period prior to the date of the submittal or Bid or Proposal, such person admitted guilt or liability or has been adjudicated guilty or liable in any judicial or administrative proceeding of committing a repeated or willful violation of the Illinois Wage Payment And Collection Act, 820 ILCS 115/1, or the Fair Labor Standards Act of 1938, 29 U.S.C. 201, et seq., then, after notice from the County, any such violation(s) shall constitute a default under the Contract.

Sec. 74-71. - Definition.

Property tax incentive. For the purpose of applicability of the Living Wage pursuant to Section 34-160 of the County's Code, and the Laws Regulating the Payment of Wages, pursuant to Section 74-74, means a reduction in the assessment level as set forth in Chapter 74, Article II, Division 2 of this Code for owner-occupied Class 6b industrial property, Class 8 industrial property, or Class 9 multifamily residential property. For the purpose of this article, "property tax incentive" shall not include a Class 9 designation granted to supportive living facilities, which establish an alternative to nursing home care for low income older persons and persons with disabilities under Medicaid and which are certified by the State Department of Public Aid pursuant to Chapter 74, Article II, Division 2 of this Code, the County Real Property Assessment Classification Ordinance.

Sales tax means the Retailer's Occupation Tax, the Service Occupation Tax and/or the Use Tax.

Sec. 74-74-Laws Regulating the Payment of Wages

(a) Unless expressly waived by the County Board, a Person shall be ineligible for any property tax incentive if such Person, during the five year period prior to the date of the bid, admitted guilt or liability or has been adjudicated guilty or liable in any judicial or administrative proceeding of committing a willful violation, or two or more violations which do not include a willful violation, of the Illinois Wage Payment and Collection Act, 820 ILCS 115/1 or the Fair Labor Standards Act, 29 U.S.C 201.

(b) The Assessor shall obtain an affidavit from every Person from whom the County seeks a property tax incentive that such Person meets the requirements of Subsection (a).

(c) If the County becomes aware that a Person has, during the five year period prior to the date of the bid, admitted guilt or liability or has been adjudicated guilty or liable in any judicial or administrative proceeding of committing a willful violation, or two or more violations which do not include a willful violation, of the Illinois Wage Payment and Collection Act, 820 ILCS 115/1 or the Fair Labor Standards Act, 29 U.S.C 201 prior to its application for a property tax incentive, but after the County has reclassified the Person's subject property under a property tax incentive classification then, after notice from the County of such violation, the Person shall have 45 days to answer or cure said violation. Failure to cure or obtain a waiver by the County Board shall serve as grounds for revocation of the classification pursuant to Sec. 74-73 (b).

LICENSES**Sec. 54-384. - License application.**

All applications for a General Business License shall be made in writing and under oath to the Director of Revenue on a form provided for that purpose.

(a) Every application for a County General Business License shall be submitted and signed by the Person doing business or authorized representative of the Person doing business and shall contain the following:

- (1) Name of the applicant.
- (2) Business address.
- (3) Social security numbers, Tax ID number, and residence addresses of its sole proprietor or the three individuals who own the highest percentage interests in such Person and any other individual who owns five percent or more interest therein.
- (4) Pin number of the property or properties where the business is being operated.
- (5) A brief description of the business operations plan.
- (6) Sales tax allocation code. The sales tax allocation code identifies a specific sales tax geographic area and is used by the State of Illinois for sales tax allocation purposes.
- (7) Certification that applicant is in compliance with all applicable County Ordinances.

(8) Certification that applicant has not, during the five year period prior to the date of the bid, admitted guilt or liability or has been adjudicated guilty or liable in any judicial or administrative proceeding of committing a willful violation, or two or more violations which do not include a willful violation, of the Illinois Wage Payment and Collection Act, 820 ILCS 115/1, or the Fair Labor Standards Act, 29 U.S.C 201.

(b) The Director of Revenue shall be the custodian of all applications for licenses which [sic] under provisions of this Code. All information received by the Department from applications filed pursuant to this article or from any investigations conducted pursuant to this article, except for official County purposes, or as required by the Freedom of Information Act, shall be confidential.

(c) The General Business License applicant may be subject to an inspection by the following county departments including, but not limited to, Health, Building and Zoning and the Environment, prior to licensing.

(d) It shall be grounds for denial and/or revocation of any license issued under the provisions of this article whenever the license applicant knowingly includes false or incomplete information in the license application or is in violation of a County Ordinance.

Effective date: This ordinance shall be in effect April 1, 2015

SECRETARY TO THE BOARD OF COMMISSIONERS

15-1077

Presented by: MATTHEW B. DeLEON, Secretary to the Board

REPORT

Department: Secretary to the Board

Request: Receive and file

Report Title: RESOLUTION 14-4341 SPECIAL PURPOSE FUND REPORTING

Report Period: 4th Quarter FY 2014

Summary: Resolution 14-4341 directs that a report of all special purpose fund transactions be made to the Secretary of the Cook County Board of Commissioners by the office or agency responsible for administering each special purpose fund on a quarterly basis.

Reports shall be provided to the Secretary's office no later than 30 days after the end of each fiscal quarter, at which point the Secretary will aggregate the reports for distribution to the Board of Commissioners and the Director of Budget and Management Services on the next available Board Agenda;

Reports shall be in a format as prescribed by the Director of Budget & Management Services. Such format shall ensure that the reports contain sufficiently detailed supporting information as to the specifics of each transaction and a justification regarding how each transaction relates to the purpose of the special purpose fund.

15-1162

Presented by: MATTHEW B. DeLEON, Secretary to the Board

PROPOSED CONTRACT AMENDMENT (TECHNOLOGY)

Department(s): Secretary to the Board

Vendor: Granicus, Inc. San Francisco, California

Request: Authorization for the Chief Procurement Officer to renew and increase contract

Good(s) or Service(s): Unlimited online storage and viewing capability of all meeting data and video, including the public-facing website for the County Board of Commissioners and Forest Preserve District Board of Commissioners

Current Contract Period: 1/1/2013-12/31/2013, with three (3) one (1) year renewal options.

Proposed Contract Extension Period: 1/1/2015 - 12/31/2015

Total Current Contract Amount Authority: \$102,116.16

Original Approval (Board or Procurement): 6/4/2013, \$51,058.08

Previous Board Increase(s) or Extension(s): N/A

Previous Chief Procurement Officer Increase(s) or Extension(s): 1/17/2014, extension 1/1/2014 12/31/2014, \$51,058.08

This Increase Requested: \$51,058.08

Potential Fiscal Impact: FY 2015, \$51,058.08

Accounts: 018-260

Contract Number(s): 12-45-451

Concurrences:

The vendor has met the Minority and Women Owned Business Enterprise Ordinance.

The Chief Procurement Officer concurs.

Bureau of Technology concurs.

Summary: This is a request to exercise the second one-year renewal option as authorized in the original contract. This contract allows for meeting information to be accessed by the public, commissioners and staff through this service.

This is a companion contract to the Granicus contract for which an extension was approved by the Board on 10/8/2014. That contract provides the legislative database service which assembles the data for the online services purchased through this contract.

OFFICE OF THE COUNTY AUDITOR

15-1055

Presented by: SHELLY A. BANKS, C.P.A., County Auditor

REPORT

Department: Office of the County Auditor

Request: Refer to Audit Committee

Report Title: Community Development Block Grants (CDBG) Program Audit Report

Report Period: For the period ended 9/30/2014

Summary: The report was designed to assess and evaluate the administration and monitoring of the sub recipient grants.

15-1056

Presented by: SHELLY A. BANKS, C.P.A., County Auditor

REPORT

Department: Office of the County Auditor

Request: Refer to Audit Committee

Report Title: Quarterly Findings Status Report

Report Period: For the quarter ended 11/30/2014

Summary: Status of open audit findings and recommendations

BUREAU OF FINANCE

DEPARTMENT OF BUDGET AND MANAGEMENT SERVICES

15-1057

Presented by: ANDREA GIBSON, Director, Department of Budget and Management Services
HERMAN BREWER, Chief, Bureau of Economic Development

REPORT

Department: Department of Budget & Management Services

Request: Receive and File

Report Title: Bond Series Status Report - 2014 Fiscal Year, 4th Quarter ending 11/30/2014

Report Period: 9/1/2014 - 11/30/2014

Summary: The report consists of two sections; the first section defines the funding status for Capital Improvement and the second section for Equipment. The report defines the bond funding status for equipment and projects approved by the Cook County Board of Commissioners. It presents the projected cost, adjustments to the projected cost, expenditures and commitments, unencumbered balances, existing funding resources and future funding resources required for the approved projects after the end of each quarter.

15-1062

Presented by: ANDREA GIBSON, Director, Department of Budget and Management Services

REPORT

Department: Department of Budget & Management Services

Request: Receive and File

Report Title: 3rd Quarter, FY 2014 Transfer Requests \$10,000.00 and Under

Report Period: 6/1/2014 - 8/31/2014

Summary: The report consists of the list of transfer requests \$10,000.00 and under within and between accounts for 2014 Fiscal Year, 3rd quarter ending 8/31/2014.

15-1064

Presented by: ANDREA GIBSON, Director, Department of Budget and Management Services

REPORT

Department: Department of Budget & Management Services

Request: Receive and File

Report Title: 4th Quarter, FY 2014 Transfer Requests \$10,000.00 and Under

Report Period: 9/1/2014 - 11/30/2014

Summary: The report consists of the list of transfer requests \$10,000.00 and under within and between accounts for 2014 Fiscal Year, 4th quarter ending 11/30/2014.

BUREAU OF FINANCE
OFFICE OF THE COUNTY COMPTROLLER

15-0940

Presented by: LAWRENCE WILSON, County Comptroller

REPORT

Department: Comptroller

Request: Receive and File

Report Title: Bills and Claims Report

Report Period: 12/02/2014 - 12/24/2014

Summary: This report to be received and filed is to comply with the Amended Procurement Code Chapter 34-125(k).

The Comptroller shall provide to the Board of Commissioners a report of all payments made pursuant to contracts for supplies, materials and equipment and for professional and managerial services for Cook County, including the separately elected Officials, which involve an expenditure of \$150,000.00 or more, within two (2) weeks of being made. Such reports shall include:

1. The name of the Vendor;
2. A brief description of the product of service provided.
3. The name of the Using Department and budgetary account from which the funds are being drawn; and
4. The contract number under which the payment is being made.

BUREAU OF FINANCE
COOK COUNTY DEPARTMENT OF REVENUE

15-1045

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

PROPOSED ORDINANCE AMENDMENT

ARTICLE VII. - USE TAX

BE IT ORDAINED, by the Cook County Board of Commissioners, that Chapter 74, Taxation, Article VII., Use Tax, Sections 74-271 and 74-273 of the Cook County Code are hereby amended as follows:

Sec. 74-271. - 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:

Aircraft means a device that is used or intended to be used for flight in the air.

Aircraft hangar means a shelter for housing or repairing aircraft.

Aircraft hangar operator means any person who is the owner, operator or manager of an aircraft hangar located in the County.

County means Cook County, Illinois.

~~*Contrivance* [sic].~~

Department means the Department of Revenue.

Director means the director of the Department of Revenue or duly authorized representative.

Dock means a waterfront, pier, harbor, port, that serve as a landing area for watercraft.

Docking facility means a place for securing or storing watercraft or a place where watercraft can be moored or secured from drifting away.

Lessor means any person engaged in the business of leasing, to others, tangible personal property. Lessors of Tangible Personal Property are the users of such property.

Moor means to fasten with or as fastened with cables, lines, anchors or otherwise.

Motor vehicle means every vehicle which is self-propelled and every vehicle which is propelled by electric power obtained from overhead trolley wires but not operated upon rails, including, but not limited to, aircraft, watercraft, cars, trucks or other similar vehicles; the term motor vehicle does not include vehicles moved solely by human power, motorized wheelchairs, low-speed electric bicycles, and low-speed gas bicycles.

Motor vehicle dealer means any person who, in the ordinary course of business, is engaged in the business of selling new or used motor vehicles to consumers or other end users.

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

Pole trailer means every vehicle without motive power designed to be drawn by another vehicle and attached to the towing vehicle by means of a reach or pole, or by being boomed or otherwise secured to the towing vehicle, and ordinarily used for transporting long or irregularly shaped loads such as poles, pipes or structural members capable, generally, of sustaining themselves as beams between the supporting connections.

Purchase at retail means the acquisition, through a sale at retail, of ownership of or title to tangible personal property which is titled or registered with an agency of the State of Illinois.

Purchaser means any person who, through a sale at retail, acquires the ownership of or title to tangible personal property which is titled or registered with an agency of the State of Illinois.

Recreational vehicle means every camping trailer, motor home, mini-motor home, travel trailer, truck camper or van camper used primarily for recreational purposes and not used commercially nor owned by a commercial business.

Retailer means every person engaged in the business of making sales at retail of tangible personal property which is titled or registered with an agency of the state. A person who is engaged in the business of leasing or renting motor vehicles to others and who in connection with such business sells any used motor vehicle to a purchaser for such purchaser's use and not for the purpose of resale, is a retailer engaged in the business of selling tangible personal property at retail under this article to the extent of the value of the vehicle sold. For the purpose of this section, the term "motor vehicle" shall have the meaning provided by 625 ILCS 5/1-146 (motor vehicle defined).

Retailer maintaining a place of business in the County or any like term means and includes any retailer:

- (1) Having or maintaining within the County, directly or by a subsidiary, an office, distribution house, sales house, warehouse or other place of business or any agent or other representative operating within the County under the authority of the retailer or its subsidiary, irrespective of whether such place of business or agent or other representative is located in the County permanently or temporarily;
- (2) Making or effectuating sales for delivery into the County; or
- (3) Owning or possessing real or personal property located or used in the County for the purpose of or incidental to the making of sales at retail as defined in this article.
- (4) Any retailer engaged in the business of making, outside Cook County, sales of tangible personal property titled or registered with the State of Illinois at a location inside Cook County, who has obtained a valid Cook County Use Tax certificate of registration.

Sale at retail means any transfer for valuable consideration of the ownership of or title to tangible personal property which is to be titled or registered to a person at a location in the County with an agency of the State, for use in the County, where such transfer is not for the purpose of resale in any form as tangible personal property. Transactions whereby the possession of property is transferred but the seller retains title as security for payment of the selling price with transfer of title effected upon full payment of the selling price shall be deemed to be sales at retail. Sale at retail shall be construed to include any transfer of the ownership of or title to tangible personal property which is titled or registered with an agency of the state, to a purchaser for use by any other person, to whom such purchaser may transfer, whether made for or without valuable consideration, for resale in any form as tangible personal property as defined in this article, unless made in compliance with Section 74-278. Sale at retail includes any transfer of, ownership of or title to tangible personal property as defined in this article, for use in the County incidental to a sale of service. The isolated or occasional sale at retail by a person who does not hold himself out as being engaged in or who does not habitually engage in selling titled or registered tangible personal property at retail, is not a sale at retail.

Selling price shall have the meaning as set forth in the Illinois Use Tax Act, 35 ILCS 105/2, or any successor statute ~~means the consideration received for a motor vehicle valued in money, whether received in money or otherwise, including cash, credits, service, or property; but not including the value of or credit given for traded in tangible personal property where the item that is traded in is of like kind and character as~~

~~that which is being sold, and selling price shall be determined without any deduction on account of the cost of the property sold, the cost of materials used, labor or service cost or any similar expense.~~

Tangible personal property means tangible personal property which is titled or registered, with an agency of the State of Illinois, to a person at a location within the corporate limits of the County.

Tax or use tax means the tax imposed by this article, unless the context requires construction otherwise.

Tax collector means a retailer maintaining a place of business within the County.

Trailer means Recreational Trailers; TA Trailers; and Flat Weight (625 ILCS 5/1-209) titled or registered with the State of Illinois at a location inside Cook County.

Use means the exercise by any person of any right to or power over tangible personal property incident to the ownership of that property. The term "use" does not mean the interim holding of tangible personal property by a retailer before the retailer sells such tangible personal property or the incidental use of such property in the regular course of such business for sales demonstration purposes.

Use in Cook County means tangible personal property titled or registered, at a location in Cook County, with an agency of the State of Illinois.

User means any person whose name is on the tangible personal property title or registration.

Watercraft means every description of watercraft used or capable of being used as a means of transportation on water, except a seaplane on the water, inner-tube, air mattress or similar device, and boats used for concession rides in artificial bodies of water designed and used exclusively for such concessions.

Watercraft dock operator means any person who owns, operates or manages a dock located in the County.

Sec. 74-273. - Purchaser paying tax directly to department.

(a) When tangible personal property is purchased from a retailer for use in the County by a purchaser or user subject to the tax imposed by this article, and who did not pay the tax imposed by this article to the retailer, and who did not file returns with the Department as a retailer under Section ~~74-275~~276, such purchaser or user shall, by the last day of calendar month in which such purchase was made, file and return with the Department and pay the tax due under this article.

(b) When tangible personal property is purchased by a lessor, which is subject to a lease for one year or longer, executed or in effect at the time of purchase, to an interstate carrier for hire, where such lessor did not pay the tax imposed by this article to the retailer at the time of purchase, such lessor shall, by the last day of the calendar month in which such property reverts to the use of such lessor, of such property on the date of reversion.

(c) When a purchaser or user pays the tax imposed by this article directly to the Department, the Department shall issue an appropriate receipt to such purchaser or user showing that the tax has been paid to the Department. Such receipt shall be sufficient to relieve the purchaser or user from further liability for the tax to which the receipt may refer.

(d) A purchaser or user who is liable to pay use tax directly to the Department only occasionally and not on a frequent recurring basis, and who is not required to file returns with the Department as a retailer under Section 74-275~~276~~ concerning the filing of regular monthly tax returns and all provisions concerning the requirements of registrants to post bond or other security with the Department shall apply to such purchasers or users; ~~except that such a purchaser or user shall not be entitled to the two percent discount provided in Section 74-275 on any remittance, when such purchaser or user could have paid the tax to the retail seller of the property who was a registered tax collector for the County, instead of remitting the use tax directly to the Department.~~

Effective date: This ordinance shall be in effect January 1, 2015.

BUREAU OF ADMINISTRATION
OFFICE OF THE CHIEF ADMINISTRATIVE OFFICER

15-1021

Presented by: MARTHA MARTINEZ, Chief Administrative Officer, Bureau of Administration

PROPOSED CONTRACT

Department(s): Bureau of Administration, Printing and Graphic Services (PGS)

Vendor: Montenegro Paper, Ltd., Roselle, Illinois

Request: Authorization for the Chief Procurement Officer to enter into and execute

Good(s) or Service(s): Various Types of Paper - Countywide

Contract Value: \$4,811,269.24

Contract period: 2/1/2015 - 1/31/2017, with two (2) one (1) year renewal options

Potential Fiscal Year Budget Impact: FY 2015 \$2,004,695.52; FY 2016 \$2,405,634.61; FY 2017 \$400,939.11

Accounts: Various - 350 Accounts

Contract Number(s): 1484-14136

Concurrences:

Vendor has met the Minority and Women Business Enterprise Ordinance.

The Chief Procurement Officer concurs.

Summary: Competitive bidding procedures were followed in accordance with the Procurement Code. On 11/14/2014, bids were solicited to purchase paper. Montenegro Paper, Ltd. was the lowest, responsive and responsible bidder.

This is a Countywide contract for various types of paper (photocopier, offset, index, tag, photo, carbonless, etc.).

BUREAU OF ADMINISTRATION
OFFICE OF THE MEDICAL EXAMINER

15-0657

Presented by: STEPHEN J. CINA, M.D., Chief Medical Examiner

PROPOSED CONTRACT

Department(s): Cook County Medical Examiner

Vendor: Agilent Technologies, Inc., Wilmington, Delaware

Request: Authorization for the Chief Procurement Officer to enter into and execute

Good(s) or Service(s): Medical Equipment

Contract Value: \$822,319.95

Contract period: 2/1/2015 - 12/31/2017

Potential Fiscal Year Budget Impact: FY 2014 \$822,319.95

Accounts: 1425908661-540

Contract Number(s): 1428-14002

Concurrences:

Vendor has met the Minority and Women Business Enterprise Ordinance.

The Chief Procurement Officer Concurs.

Summary: The Office of the Medical Examiner is requesting to enter into a contract with Agilent Technologies, Inc., for new toxicology equipment to replace old equipment. The new equipment is compatible with existing equipment that is used in the Toxicology Laboratory.

BUREAU OF ADMINISTRATION
DEPARTMENT OF TRANSPORTATION AND HIGHWAYS

15-0795

Presented by: JOHN YONAN, P.E., Superintendent, Department of Transportation and Highways

PROPOSED RESOLUTION, MAINTENANCE (TRANSPORTATION AND HIGHWAYS)

Department: Transportation and Highways

Request: Approval

Type of Project: Motor Fuel Tax Project, Highway Maintenance Resolution Electrical and Mechanical Item. Maintenance for Calendar Year 2016 at Various Locations Maintenance Resolution.

Section: 16-8EMIM-44-GM

Maintenance District(s): Maintenance #1, 2, 3, 4 and 5

County Board District(s): 1, 4, 5, 6, 9, 11, 13-17

Fiscal Impact: \$4,002,600.00

Account(s): Motor Fuel Tax Fund (600-585 Account)

Summary: The Department of Transportation and Highways respectfully submits for adoption a resolution appropriating funds for the contract maintenance and operation services of traffic signals and flashers at 460 locations, 30 roadway lighting and 5 interior lighting installations, 5 navigational lighting installations, 7 pumping stations and 5 cathodic protection locations, to be more fully described in subsequent contract documents and includes energy charges for traffic signals and pumping stations, contingencies for possible temporary signal installations and knockdown replacement on County maintained highways for the calendar year 2016 and includes supervision by County Forces.

These services are required by the Department to maintain the electrical and mechanical items on our roadway network to ensure public safety and traffic control.

15-0796

Presented by: JOHN YONAN, P.E., Superintendent, Department of Transportation and Highways

PROPOSED INTERGOVERNMENTAL AGREEMENT

Department: Transportation and Highways

Other Part(ies): City of Harvey in the State of Illinois

Request: Approval

Goods or Services: Intergovernmental Agreement with the City of Harvey wherein the City will be the

lead agency for design and construction of an improvement along 167th Street from Center Street to Lowe Avenue, in the City of Harvey to be identified as Cook County Section: 14-B5932-01-RP.

County Board District: 5

Centerline Mileage: 0.71 miles

Agreement Number(s): N/A

Agreement Period: N/A

Fiscal Impact: \$3,400,000.00 (\$2,500,000.00 to be reimbursed from DCEO grant award)

Accounts: Motor Fuel Tax Fund (600-585 Account)

Summary: Illinois Department of Transportation Economic Development Program funding will pay for a maximum \$2,000,000.00 of the project construction costs; the County will advance Motor Fuel Tax Funds and be reimbursed by a Department of Commerce and Economic Opportunity grant up to a maximum of \$2,500,000.00 and County will also pay its share, which totals \$900,000.00; and the City of Harvey will be responsible for the remaining balance, an estimated \$250,000.00 toward the improvement. The estimated construction cost \$5,650,000.00). This Agreement is necessitated by the improvement which is needed to ensure safe, comfortable and sustainable highways in accordance with the Department's mission statement.

The Agreement has been examined and approved by this Department and by the State's Attorney's Office.

15-0797

Presented by: JOHN YONAN, P.E., Superintendent, Department of Transportation and Highways

PROPOSED INTERAGENCY AGREEMENT (TRANSPORTATION AND HIGHWAYS)

Department: Transportation and Highways

Other Part(ies): Illinois Department of Transportation

Request: Authorization to enter into an interagency agreement

Description: Local Agency Agreement for State Participation, with the State of Illinois. Wherein Cook County will be the lead agency to distribute 2014 Capital Bill funding to various Townships, to be identified as Cook County Section: 14-TWSHP-01-MS and State Job Number: C-91-191-15. The State of Illinois is allocating funding up to a maximum \$30,694.47 toward 2014 Capital Bill Special Joint Funding Agreement for various Township distributions within Cook County. This Agreement is necessary to receive 2014 Capital Bill distribution to mirror the Illinois Jobs Now distribution to various Townships within Cook County. Further, the 2014 Capital Bill Funding supports development of the regional economy in accordance with the Department's mission statement. The Agreement has been examined and approved by this Department.

Location: Various Township Locations

County Board District: 4, 5, 6, 9, 11, 13, 14, 15, 16 and 17

Centerline Mileage: N/A

Agreement Period: One-time agreement

Agreement Number(s): N/A

Fiscal Impact: None

Accounts: Motor Fuel Tax Fund (600-585 Account)

15-0800

Presented by: JOHN YONAN, P.E., Superintendent, Department of Transportation and Highways

REPORT

Department: Transportation and Highways

Request: Receive and File

Report Title: Bureau of Construction Monthly Progress Report

Report Period: Ending 11/30/2014

Summary: Submitted is a copy of the Construction Bureau Progress Report ending 11/30/2014.

15-1014

Presented by: JOHN YONAN, P.E., Superintendent, Department of Transportation and Highways

PROPOSED INTERAGENCY AGREEMENT (TRANSPORTATION AND HIGHWAYS)

Department: Transportation and Highways

Other Part(ies): Illinois Department of Transportation, in the Village of Schaumburg, Illinois

Request: Authorization to enter into an interagency agreement

Description: The Department of Transportation and Highways submits an Economic Development Program Agreement between the State of Illinois and the County of Cook, wherein Cook County will be the lead agency to let, award a contract and supervise roadway reconstruction and resurfacing improvements including concrete curb and gutter removal and replacement, drainage additions and adjustments, pavement marking, signing and landscaping along 156th Street and 157th Street from Commercial Avenue to Halsted Street, to be identified as Cook County Section: 14-15632-01-FP State Job Number: C-91-184-15 (estimated construction cost \$2,800,000.00). The State will pay for a maximum \$1,133,884.00 of the project construction costs and the County of Cook will be responsible for the remaining balance, an estimated \$1,666,116.00. Further, this Department is coordinating with the Illinois Department of Commerce and Economic Opportunity for the allocation of \$150,000.00 toward this improvement. This Agreement is necessitated by the improvement and is needed to provide a safe

and sustainable highway to accommodate increased truck and vehicular traffic associated with a new commercial development and supports development of the regional economy in accordance with the Department's mission statement.

The Agreement has been examined and approved by this Department.

Location: 156th Street and 157th Street, Commercial Avenue to Halsted Street in the City of Harvey.

County Board District: 5

Centerline Mileage: 0.83

Agreement Period: One-time agreement

Agreement Number(s): N/A

Fiscal Impact: \$2,800,000.00 (\$1,133,884.00 to be reimbursed from the State of Illinois)

Accounts: Motor Fuel Tax Fund (600-585 Account)

15-1015

Presented by: JOHN YONAN, P.E., Superintendent, Department of Transportation and Highways

PROPOSED IMPROVEMENT RESOLUTION (TRANSPORTATION AND HIGHWAYS)

Department: Transportation and Highways

Project Type: Motor Fuel Tax Project Improvement Resolution

Request: Approval of appropriation of Motor Fuel Tax Funds

Project: The Department of Transportation and Highways respectfully submits for adoption a resolution appropriating funds for the improvement of 156th Street from Commercial Avenue to Halsted Street, and 157th Street from Commercial Avenue to Halsted Street in the City of Harvey. This improvement, as proposed, will consist of: (1) reconstructing 156th Street by removing and replacing the existing asphalt pavement with new Hot-Mix Asphalt (HMA) Pavement, removal of abandoned railroad tracks and railroad car scale; and (2) resurfacing 157th Street by removing the existing asphalt surface and replacing it with new HMA, repairing the existing concrete base, removing and replacing the existing curb and gutter, and replacement of the existing sewer. Work for both locations includes drainage adjustments, replacement of existing street lighting, ADA sidewalk ramps, traffic control and protection, pavement marking, landscaping, engineering and other necessary highway appurtenances.

Location: 156th Street, 157th Street from Commercial Avenue to Halsted Street in the City of Harvey

Section: 14-15632-01-FP

County Board District(s): 5

Centerline Mileage: 0.83

Fiscal Impact: \$3,000,000.00

Accounts: Motor Fuel Tax Fund: (600-585 Account)

Summary: This improvement is needed to protect the public investment in the highway system and provide safe, efficient and sustainable highways. LB Steel, LLC in the City of Harvey employs 225 union workers and has had to pay a premium for truck shipments from this facility as a result of the poor condition of local roads such that loaded trucks are at risk of tipping. LB Steel LCC expects to add 65 new employees over the next three years and has committed to staying in the City of Harvey if infrastructure improvements can be made to allow it to operate safely and efficiently.

15-1020

Presented by: JOHN YONAN, P.E., Superintendent, Department of Transportation and Highways

REPORT

Department: Transportation and Highways

Request: Receive and File

Report Title: Bureau of Construction Monthly Status Progress Report

Report Period: Ending 12/31/2014

Summary: Submitted is a copy of the Construction Bureau Progress Report ending 12/31/2014.

15-1039

Presented by: JOHN YONAN, P.E., Superintendent, Department of Transportation and Highways

PROPOSED SUPPLEMENTAL IMPROVEMENT RESOLUTION (TRANSPORTATION AND HIGHWAYS)

Department: Transportation and Highways

Project Type: Motor Fuel Tax Project Supplemental

Request: Refer to the Committee of Roads and Bridges

Project: This improvement, as proposed, included the removal of the existing bituminous pavement and reconstruction in kind, the addition of bituminous shoulders, drainage additions and adjustments, driveway reconstruction, guardrail removal and replacement, landscaping, signing, pavement marking, engineering, and other necessary highway appurtenances.

Location: 108th Avenue, 153rd Street to 143rd Street in the Village of Orland Park.

Section: 95-W7510-01-FP

County Board District: 17

Centerline Mileage: 1.27

Fiscal Impact: \$995,000.00

Accounts: Motor Fuel Tax Fund: (600 - 585 Account)

Board Approved Date and Amount: 4/5/1995, \$2,300,000.00

Increased Amount: \$995,000.00

Total Adjusted Amount: \$3,295,000.00

Summary: The Department of Transportation and Highways respectfully submits for adoption, a supplemental improvement resolution appropriating additional funds for the improvements along 108th Avenue from 153rd Street to 143rd Street in the Village of Orland Park.

On 4/5/1995, your Honorable Body approved an Improvement Resolution in the amount of \$2,300,000.00. Additional funding is needed due to expansion of the improvement scope to include tree removal and replacement, ditch grading and pipe culvert installations, as well as junction chamber construction to complete the improvement. The construction was accepted on 11/29/2007, and this supplement is necessary for accounting closure.

15-1040

Presented by: JOHN YONAN, P.E., Superintendent, Department of Transportation and Highways

PROPOSED SUPPLEMENTAL IMPROVEMENT RESOLUTION (TRANSPORTATION AND HIGHWAYS)

Department: Transportation and Highways

Project Type: Motor Fuel Tax Project Supplemental Improvement Resolution

Request: Refer to the Committee of Roads and Bridges

Project: Reconstruction of Cottage Grove Avenue between Lincoln Avenue and 142nd Street with Hot Mix Asphalt (HMA); full depth concrete pavement patching between 142nd Street and the Indiana Harbor Belt (IHB) Railroad; bituminous reconstruction to three-lanes between the IHB Railroad and 138th Street including grade crossing renewal, curb and gutter, an enclosed drainage system, pavement marking, signing, landscaping and engineering and other necessary highway appurtenances.

Location: Cottage Grove Avenue, Lincoln Avenue to 138th Street in the Village of Dolton

Section: 98-W5812-03-PV

County Board District: 6

Centerline Mileage: 0.91

Fiscal Impact: \$4,625,000.00

Accounts: Motor Fuel Tax Fund (600-585 Account)

Board Approved Date and Amount: 6/8/1999, \$1,500,000.00

Increased Amount: \$4,625,000.00

Total Adjusted Amount: \$6,125,000.00

Summary: The Department of Transportation and Highways respectfully submits for adoption, a supplemental improvement resolution appropriating additional funds for the improvements along Cottage Grove Avenue from Lincoln Avenue to 138th Street in the Village of Dolton.

On 6/8/1999, your Honorable Body approved an Improvement Resolution in the amount of \$1,500,000.00. Additional funding is needed due to expansion of the improvement scope to include milling the existing four lane wide surface, full depth patching of cracks and deteriorated joints, new storm sewer and connection to the replaced combined sewer, construction of new 12 ft. right-turn and left-turn lanes, construction of a concrete triple box culvert, concrete sidewalks, installation of new traffic signal; relocation of existing light poles; fire hydrant installations and adjustments. The construction was accepted on 7/21/2009, and this supplement is necessary for accounting closure.

15-1041

Presented by: JOHN YONAN, P.E., Superintendent, Department of Transportation and Highways

PROPOSED SUPPLEMENTAL IMPROVEMENT RESOLUTION (TRANSPORTATION AND HIGHWAYS)

Department: Transportation and Highways

Project Type: Motor Fuel Tax Project Supplemental Improvement

Request: Refer to the Committee of Roads and Bridges

Project: This improvement, as proposed, consisted of pavement reconstruction with bituminous materials, installation of an enclosed drainage system, continuous left turn lane, curb and gutter, culvert replacement, traffic signal installation, railroad grade crossing renewal, right-of-way acquisition, pavement markings, traffic protection, landscaping, consultant design with review by County Forces, and construction engineering.

Location: 123rd Street, Cicero Avenue to Kedzie Avenue in the Village of Alsip.

Section: Section: 01-B7528-05-PV

County Board District: 6

Centerline Mileage: 2.25

Fiscal Impact: \$3,525,000.00

Accounts: Motor Fuel Tax Fund: (600-585 Account)

Board Approved Date and Amount: 5/15/2001 \$9,000,000.00

Increased Amount: \$3,525,000.00

Total Adjusted Amount: \$12,525,000.00

Summary: The Department of Transportation and Highways respectfully submits for adoption, a supplemental improvement resolution appropriating additional funds for the improvements along 123rd Street from Cicero Avenue to Kedzie Avenue in the Village of Alsip.

On 5/15/2001, your Honorable Body approved an Improvement Resolution in the amount of \$9,000,000.00. Additional funding is needed due to expansion of the improvement scope to include the removal of existing twin elliptical pipe culverts and concrete headwalls at the Merrionette Park Ditch, replacement of the pipe culverts and headwalls with a new cast-in-place concrete box culvert; installation of a junction chamber; installation of water main and service connections; new roadway lighting; removal of the existing traffic signal interconnect work; temporary traffic signals; installation of 12 ft. right-turn lanes along the west and east legs at Pulaski Road; concrete and bituminous driveway reconstruction; removal of the existing guard rail and installation of new guard rail; signing and striping; temporary by-pass pavement; and other related work. The construction was completed on 11/22/2006, and this supplement is necessary for accounting closure.

15-1053

Sponsored by: TONI PRECKWINKLE, President, and DEBORAH SIMS, County Commissioner

PROPOSED RESOLUTION

CLASS II TRUCK ROUTE CLASSIFICATION RESOLUTION

WHEREAS, the County of Cook, through the Superintendent of Department of Transportation and Highways is responsible for the construction, reconstruction, repair and maintenance of certain public highways under the jurisdiction of the County of Cook; and

WHEREAS, it is the obligation of the County of Cook, through said Superintendent of Department of Transportation and Highways, to keep said highways in a state of repair and condition conducive to the best interests of the public safety, convenience and necessity; and

WHEREAS, the State of Illinois has established regulations governing weights and dimensions for commercial freight trucks, established a classification system and has designated certain routes along its highway system suitable for use based upon said classifications; and

WHEREAS, it is at the discretion of local authorities to adopt said regulations and so designate roads within their system adjacent to the State Truck Route System based upon said classification; and

WHEREAS, has the Department of Transportation and Highways has identified Center Street, Cook County Highway W52, within the corporate limits of the City of Harvey to be designated as a Class II Truck Route capable of supporting and sustaining commercial freight truck traffic loads of up to 80,000 pounds; and

WHEREAS, the Department of Transportation and Highways has investigated the merits of the reclassification and determined that Center Street can support and sustain Class II truck loading; and

NOW THEREFORE, BE IT RESOLVED, that the Cook County Board of Commissioners does hereby designate Center Street, Cook County Highway W52, within the corporate limits of City of Harvey as a Class II Truck Route; and

BE IT FURTHER RESOLVED, that signs be erected along said route designating Center Street Class II Truck Route from 159th Street to 171st Street; and

BE IT FURTHER RESOLVED, that this Resolution shall take effect and be in full force on and after its approval and that a copy of this Resolution be transmitted to the City of Harvey Police, the Sheriff of Cook County and to the Illinois State Police; and

BE IT FURTHER RESOLVED, that the Clerk is hereby directed to transmit two (2) CERTIFIED COPIES OF THIS Resolution to the District Office of the Illinois Department of Transportation.

DEPARTMENT OF ADMINISTRATIVE HEARINGS

15-0405

Presented by: JOHN ALLEN, Director, Department of Administrative Hearings

PROPOSED INTERGOVERNMENTAL AGREEMENT

Department: Administrative Hearings

Other Part(ies): Northeast Illinois Regional Commuter Rail Corporation (“METRA”), a separate public corporation of the Commuter Rail Board of the Regional Transportation Authority

Request: Approval

Goods or Services: Allows Administrative Hearings to adjudicate citations written by METRA Police and other authorized personnel.

Agreement Number(s): N/A

Agreement Period: One-Time Agreement

Fiscal Impact: Revenue Generating IGA - \$42,000.00 Annually

Accounts: N/A

Summary: This proposal allows Administrative Hearings to accept and adjudicate citations that are written by METRA Police or conductors against individuals that violate county ordinances on METRA trains and other property. This item has been reviewed and approved as to form by the Office of the Cook County State's Attorney.

15-0559

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

PROPOSED ORDINANCE

ALCOHOLIC LIQUOR

NOW, THEREFORE, BE IT ORDAINED, by the Cook County Board of Commissioners, that Chapter 6 – Alcoholic Liquor of the Cook County Code is hereby repealed and Chapter 6, Liquor Control Act is hereby enacted as follows:

Sec. 6-1. Short Title.

This Chapter shall be known and may be cited as the Cook County Liquor Control Act.

Sec. 6-2. Definitions.

The following words, terms and phrases, when used in this Chapter, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning. All words and phrases used in this Chapter which are defined in the Liquor Control Act of 1934 (235 ILCS 5/1-1 et seq.) shall have the same meaning herein as they have in such Act.

Alcohol means the product of distillation of any fermented liquid, whether rectified or diluted, whatever may be the origin thereof, and includes synthetic ethyl alcohol, but not including denatured alcohol or wood alcohol.

Alcoholic Liquor means any alcohol, spirits, wine and beer, and every liquid or solid, containing alcohol, spirits, wine or beer, and capable of being consumed as a beverage by a human being. The provisions of this Chapter shall not apply to alcohol used in the manufacture of denatured alcohol produced in accordance with acts of congress and regulations promulgated thereunder, or to any liquid or solid containing one-half of one percent (0.5%), or less, of alcohol by volume

Applicant means an individual, partnership or corporation or any other legal entity which seeks and is required to be licensed under the provisions of this Chapter. In the case of a corporation, it shall mean the officers, directors, all persons owning directly or beneficially more than five percent (5%) of the stock of such corporation and the person operating as manager of the premises. In the case of a combination grocery/drugstore, "applicant" shall mean the officers, directors, all persons owning, directly or beneficially, more than five percent (5%) of the stock of the entity having charge of the licensed premises and any person operating as a manager of the premises.

Beer means an alcoholic beverage obtained by the alcoholic fermentation of an infusion or concoction of barley, or other grain, malt and hops in water, and includes but is not limited to beer, ale, stout, lager, and porter.

Beer Garden means a privately owned outdoor location adjacent to the premises licensed for consumption on the premises – incidental activity or as a tavern or club, where alcoholic liquor may be sold and consumed subject to the provisions governing beer garden licenses

Club means a corporation organized under the laws of the state of Illinois, not for pecuniary profit, solely for the promotion of some common objective other than the sale or consumption of alcoholic liquors, and owning or leasing a building or space in a building for the use of its members and provided with a suitable and adequate kitchen and dining room for cooking, preparing and serving meals for its members and their guests; and operated solely for objects of national, state or local social, patriotic, recreational, benevolent or similar purpose.

Convenience store means a retail business with a primary emphasis placed on providing the public with a convenient location to quickly purchase from a wide array of consumable products (predominantly food or gasoline) and services. Convenience stores include the following characteristics: Stock of at least 500 SKUs (stock-keeping units) and Product mix including grocery-type items and also include items from the following groups: beverages; snacks (including confectionery); pharmaceutical items and tobacco.

Employee means any agent, manager, employee, entertainer, barkeeper, host, hostess, waiter, waitress or other such person employed in an establishment having obtained a liquor license on any contractual basis, or receiving any remuneration for services.

Firearm means any device, by whatever name known, which is designed to expel a projectile or projectiles by the action of an explosion, expansion of gas or escape of gas; excluding, however excluded from this definition are:

- (a) Any pneumatic gun, spring gun, paint ball gun, or B-B gun which expels a single globular projectile not exceeding .18 inch in diameter or which has a maximum muzzle velocity of less than 700 feet per second;
- (b) Any pneumatic gun, spring gun, paint ball gun, or B-B gun which expels breakable paint balls containing washable marking colors;
- (c) Any device used exclusively for signaling or safety and required or recommended by the United States Coast Guard or the Interstate Commerce Commission;
- (d) Any device used exclusively for the firing of stud cartridges, explosive rivets or similar industrial ammunition; and
- (e) An antique firearm (other than a machine-gun) which, although designed as a weapon, the Department of State Police finds by reason of the date of its manufacture, value, design, and other characteristics is primarily a collector's item and is not likely to be used as a weapon.

Hotel means every building or other structure kept, used, maintained, advertised and held out to the public to be a place where sleeping accommodations are offered for pay to travelers and guests, whether transient, permanent or residential.

Illinois Liquor Control Commission means the state commission created by the Illinois Liquor Control Act of 1934, as amended ("Act"), 235 ILCS 5/3-1 et seq.

License means a license which has been issued pursuant to this Chapter

Licensee means a person to whom a retailer's liquor license been issued pursuant to this Chapter and includes an employee or agent of a licensee.

Licensed establishment means any place of business for which a retailer's liquor license has been issued pursuant to this Chapter.

Live Music includes music sung or played on the premises by the performer and recorded music played on the premises by a disc jockey.

Liquor means alcoholic liquor as defined in this Section.

Off-site catering means the preparation of food at one location for service at another location.

Outside caterer means a person who performs off-site catering by preparing food at one location for service at a location within the unincorporated Cook County.

Patron means any customer, patron or visitor of a licensed establishment who is not employed by the licensee of such establishment.

Person means any natural individual, firm, trust, partnership, joint venture, association, corporation or other legal entity, whether acting in his or its own capacity or as administrator, executor, trustee, receiver or other representative appointed by a court. Whenever the word "*Person*" is used in any section of this Chapter prescribing a penalty or fine as applied to partnerships or associations, the word shall include the partners or members thereof, and such word as applied to corporations shall include the officers, agents or employees thereof who are responsible for any violation of said section.

Premises means the place of business or other completely enclosed location particularly described in a retailer's liquor license where alcoholic liquor is stored, displayed, offered for sale or where drinks containing alcoholic liquor are mixed, concocted or poured and served for consumption. This term shall not include sidewalks, streets or other portions of the public way or private parking areas.

Restaurant means any other public place kept, used, maintained, advertised and held out to the public as a place where meals are served and where meals are actually and regularly served pursuant to the required licenses and provided with adequate and sanitary kitchen

and dining room equipment and capacity, and having employed therein a sufficient number and kind of employees to prepare, cook and serve suitable meals for its guests.

Retailer's liquor license means a license issued by the Liquor Control Commissioner, pursuant to this Chapter, to sell alcoholic liquor, at retail.

Sheriff means the Sheriff of Cook County

Unincorporated Cook County means all territory within the geographical limits of the County, which is not within the boundaries of any city, town or village.

Sec. 6-3. Applicability.

This Chapter applies to retail sales of alcoholic liquor which occur within unincorporated Cook County and to activities related to consumption and distribution of alcoholic liquor which may endanger public safety and welfare.

Sec. 6-4. Appointment of Liquor Control Commissioner.

The Office of the Liquor Control Commissioner is hereby established. The Liquor Control Commissioner shall be the President of the Cook County Board of Commissioners or shall be appointed by the President with the approval of the Cook County Board. The Liquor Control Commissioner shall be charged with the administration of the provisions of this Chapter, the Liquor Control Act of 1934, as amended, (235 ILCS 5/1-1et seq), and such other ordinances, regulations and resolutions relating to alcoholic liquor as may be enacted.

Sec. 6-5. Powers of the Liquor Control Commissioner.

- (a) The Liquor Control Commissioner shall have the following powers, functions and duties with respect to licenses, other than licenses to manufacturers, importing distributors, distributors, foreign importers, non-resident dealers, non-beverage users, brokers, railroads, airplanes and boats:
 - 1. To grant, suspend for cause and revoke for cause licenses issued pursuant to this Chapter.
 - 2. To enter or to authorize any law enforcing officer to enter at any time upon any premises licensed hereunder to determine whether any of the provisions of this Chapter or any rules or regulations adopted by the Liquor Control Commissioner or by the State Commission have been or are being violated, and at such time to examine said premises of said licensee in connection therewith;
 - 3. To notify the Illinois Secretary of State where a club incorporated under the General Not for Profit Corporation Act of 1986 (835 ILCS 105/1 et. seq.) or a foreign corporation functioning as a club in this State under a certificate of

authority issued under that Act has violated this Chapter by selling or offering for sale at retail alcoholic liquors without a retailer's liquor license;

4. To receive complaints from any person alleging that the provisions of this Chapter or the Liquor Control Act of 1934, as amended, (235 ILCS 5/1-1et seq) or any rules or regulations adopted pursuant hereto, have been or are being violated and to act upon such complaints in the manner hereinafter provided;
 5. To levy fines in accordance with this Chapter and the Liquor Control Act of 1934, as amended, 235 ILCS 5/1-1et seq)
 6. To examine, or cause to be examined, under oath, any applicant for a license or for a renewal thereof, or any licensee upon whom notice of revocation or suspension has been served in the manner hereinafter provided, and to examine or cause to be examined, the books and records of any such applicant or licensee; to hear testimony and take proof for his or her information in the performance of his or her duties, and for such purpose to issue subpoenas which shall be effective in any part of Illinois.
 7. To require fingerprints of any applicant for a retailer's liquor license.
 8. To promulgate regulations relating to the enforcement of this Chapter and the Liquor Control Act of 1934, as amended (235 ILCS 5/1-1et seq).
 9. To register outside caterers and revoke the registration of outside caterers pursuant to this Chapter.
- (b) For the purpose of obtaining any of the information desired by the Liquor Control Commissioner under this Chapter, the Liquor Control Commissioner may authorize his or her agent to act on his or her behalf.

Sec. 6-6. Retailer's liquor license required.

- (a) No person shall sell at retail any alcoholic liquor in unincorporated Cook County without first having obtained a County retailer's liquor license for each premise where the retailer is located to sell the same. Any violation of a provision in this article shall be punishable by a fine of not less than \$1,000 or more than \$15,000. A separate offense shall be deemed committed on each day during or on which a violation occurs or continues. Proceedings for administrative adjudication of alleged violations of this Section shall be conducted pursuant to the procedures set out in Chapter 2, Article IX, of the Cook County Code of Ordinances.
- (b) The annual fee for a retailer's liquor license is hereby established and the fee for this license is set out in Section 32-1.

- (c) Every license shall be valid for a period of one year from the May 1 to the following April 30. Except as herein otherwise provided, every license shall be subject to the provisions of the Liquor Control Act of 1934 (235 ILCS 5/1-1 et seq.) and shall be subject to all laws, resolutions and regulations now in force and effect or which may hereinafter be enacted, adopted, or approved relating to alcoholic liquor.
- (d) No person shall sell at retail any alcoholic liquor in unincorporated Cook County in violation of any part or portion of the Liquor Control Act of 1934, as amended, 235 ILCS 5/1-1 et seq) or the provisions of this Chapter.
- (e) No liquor shall be sold, offered for sale, kept for sale, displayed or advertised for sale at retail or delivered to any person purchasing same at retail, within unincorporated Cook County except at a location, place, or premises described in a retailer's liquor license.
- (f) Where two or more locations, places or premises are under the same roof or at one street address, a separate license shall be obtained for each such location, place or premises, unless all the rooms which the licensee uses for the retail sale of alcoholic liquor are directly connected, adjacent and contiguous with and to each other. Each license shall define with certainty the room or rooms in which liquor is to be sold. No person licensed to sell liquor under a license, shall sell, give away or otherwise dispose of alcoholic liquor at any place other than the place specifically described in their license, whether such place be in the same building or not; provided that nothing herein contained shall be so construed as to prevent any hotel operator licensed under the provisions of this article from serving alcoholic liquor to such person's registered guests in any room or part of such person's hotel, if such liquor so served shall be kept in and served from a licensed location, place or premises in the hotel as specified in the license.. The foregoing provision shall apply only to hotels conducted and maintained as such.
- (g) A license for every location, place or premises licensed under the terms and by virtue of the above provisions shall be framed and hung in plain view in a conspicuous place on the premises so licensed.
- (h) When the United States government or any of its agencies issues a retailer liquor dealer tax stamp for the existing tax period, then that issuance or possession shall constitute prima facie evidence that such person is subject to the provisions of this Chapter.

Sec. 6-7. Application and License Fees.

Applications for retailer's liquor license, late filing fees, late hour licenses, extended late hour licenses, live music entertainment licenses, and beer garden licenses shall be made to the Liquor Control Commissioner on forms provided by the Liquor Control Commissioner. At the time application is made, the applicant shall pay to the Department of Revenue the sum of all selected fees as set out in Section 32-1 for the licenses sought by the applicant.

Sec. 6-8. Application Process for a Retailer's Liquor License, Publication of Notice.

- (a) When an application for a retailer's liquor license is received by the Liquor Control Commissioner, the Liquor Control Commissioner shall cause to be published a notice that application has been made for such license in a daily newspaper of general circulation, not devoted to any particular profession, trade or class of business in the County, and a similar notice in the local newspaper published nearest to the premises sought to be licensed. The published notice shall state the name of the applicant, the resident address of the applicant, and the street number and location of the premises covered by the application, and notify all persons that any objections to the granting of the license shall be made to the Liquor Control Commissioner, in writing, signed by the objector, within ten days, and stating specifically the grounds of their objection. The cost of publication of the notices shall be paid by the applicant to the Liquor Control Commissioner shall be set out in 32-1, in addition to the license fee required at the time of the filing of the application for a license. No license shall be issued until 15 days after the first publication of the notice has elapsed. No publication shall be necessary for the renewal of any license that has been issued after the original publication.
- (b) Each applicant shall submit his or her fingerprints to the Cook County Sheriff's Office in the form and manner prescribed by the Illinois State Police. These fingerprints shall be forwarded by the Cook County Sheriff's Office to the Illinois State Police and checked against the fingerprint records now and hereafter filed in the Illinois State Police and Federal Bureau of Investigation criminal history records databases. In the event that criminal history information is recovered by the Illinois State Police, the Cook County Sheriff shall forward to the Liquor Control Commissioner all information received from the Illinois State Police relating to the criminal history of the applicants.
- (c) The applicant shall request the Cook County Department of Building and Zoning and the Cook County Department of Public Health to inspect the premises sought to be licensed to determine whether those premises conform to the relevant county building, zoning and public health ordinances. No license shall be issued until the Cook County Department of Building and Zoning reports to the Liquor Control Commissioner that the premises sought to be licensed are in conformity with the relevant building and zoning requirements and the Cook County Department of Public Health reports to the Liquor Control Commissioner that the premises sought to be licensed are in conformity with the relevant public health requirements.
- (d) No license shall be issued unless the applicant provides satisfactory documentation of liquor liability insurance (dram shop) coverage for the premises, in the aggregate amount of at least one million dollars.
- (e) In the discretion of the Liquor Control Commissioner, any misstatements made by the applicant in the application shall be cause for denial of the application or revocation of any license issued or sought to be issued under this Section.

Sec. 6-9. Late Payment of Renewal Fees.

- (a) Renewal fees for retailer's liquor licenses, beer garden licenses, late hour licenses, extended late hour licenses and additional late liquor licenses shall be remitted to the Liquor Control Commissioner on or before May 1.
- (b) Remittance of renewal fees shall be considered late unless payment is actually received by the Liquor Control Commissioner on or before the due date.
- (c) Renewal fee payments received after May 1 shall be subject to a late fee. The late fee shall be listed in Section 32-1.

Sec. 6-10. Refund of Fees Where the License Application Is Denied.

Where a license application is denied, payments for fingerprinting and publication are nonrefundable; payments made for the license fee shall be refunded within 60 days of the date of notice of decision to deny license application; however, \$250.00 of the license fee that was paid shall be non-refundable.

Sec. 6-11. Beer Garden License.

- (a) The annual fee for a beer garden license is hereby established and the fee for this license is set out in Section 32-1.
- (b) In addition to the requirements set forth in Section 6-9 of this Chapter, an applicant for a beer garden shall mail, by first class mail, notices to all persons who reside upon lots lying within 1,000 feet of the property lines of the location for which the license is sought. The applicant must file with the Liquor Control Commissioner the following:
 - (i) a certificate of service which shall consist of an affidavit signed by the person or persons who effectuated the mailing, verifying the date of mailing and listing names and addresses of individuals served; (ii) an affidavit verifying that all persons entitled to notice under this section are listed in the certificate of service as having been served with notice; (iii) a complete list containing the names and addresses of the persons served with notice; and, (iv) a written statement certifying that the requirements of this section have been met.
- (c) This notice shall be sent to all persons to whom the current real estate tax bills are sent as shown on the record of the Cook County Treasurer's Office, and to all persons residing on or in possession of portions of the premises whose names are listed on mailboxes, bells or signs on the premises. When a condominium development is within 1,000 feet of the subject location, the notice need only be sent to the condominium association. The notice shall be sent no sooner than 60 days and no later than 30 days before the filing of the beer garden license application with the Liquor Control Commissioner. Such notice shall state the name and residence address of the applicant, the street number and location of the premises for which the license is sought, the type of license sought, the hours of operation for the premises to be licensed, and the date on which the application will be filed. The notice shall also state that any objection to the granting of the license sought shall be made to the Liquor Control Commissioner, in

writing, signed by the objector and sent before or within ten days after the date for filing the application as indicated on the notice, and shall set forth the specific grounds for the objection.

- (d) At the time of filing the application for a beer garden license, the applicant shall furnish the Liquor Control Commissioner a complete list containing the names and addresses of the persons served with notice and the applicant shall also furnish to the Liquor Control Commissioner a written statement certifying that the requirements of this section have been complied with. The Liquor Control Commissioner shall not accept an application for a beer garden license unless the applicant complies in all respects with the requirements of this section. No beer garden license shall be issued to any applicant who does not hold a retailer's liquor license for the adjacent indoor premises for which a beer garden license is sought.

Sec. 6-12. Live Music Entertainment License.

- (a) The annual fee for a live music entertainment license is hereby established and the fee for this license is set out in Section 32-1.
- (b) Persons holding a Live Music Entertainment license shall have the privilege of providing music within the licensed premises to which the privilege applies. Live music is prohibited in any licensed establishment, unless the establishment has received a live music entertainment license. In the event that the underlying retail liquor license is terminated for any cause, the Live Music Entertainment License shall immediately terminate. Additionally, any person holding a Live Music Entertainment License must pay the county amusement tax for any event for which an entrance fee is charged, unless a tax exemption applies.
- (c) A Live Music Entertainment License shall not be issued to any applicant who does not hold a retailer's liquor license.
- (d) No music entertainment license shall be issued to an outdoor location licensed as a beer garden where such licensed premises is located within 1,000 feet of property used for residential purposes.

Sec. 6-13. Special Event Licenses.

- (a) A special event license is hereby established and the fee for this license is set out in Section 32-1. A special event license may be issued to an educational, fraternal, political, civic, religious, or non-profit organization and authorize the sale beer or wine, or both, only for consumption at the location and on the dates designated on the special event retail license. The decision to grant or deny the license shall be in the sole discretion of the Liquor Control Commissioner.
- (b) Such special event license shall be issued subject to the following conditions:
 - (1) No more than twelve (12) special one-day licenses shall be issued to any sales address in any one (1) calendar year.

- (2) No applicant shall receive more than twelve (12) special one-day licenses within any one (1) calendar year.
- (3) The applicant must obtain a special event license from the Illinois Liquor Control Commission.
- (4) The license shall authorize the consumption of beer and wine only.
- (5) The sale of beer and wine shall only take place from 10:00 a.m. to 10:30 p.m. (Monday through Thursday), from 10:00 a.m. to 2:00 a.m. (Friday through Sunday), from 12:00 p.m. to 10:30 p.m. (Sunday).
- (6) The license shall be issued to and valid only for the "sales premises" described on the application.
- (7) No person under twenty-one (21) years of age will be allowed to purchase or sell alcoholic liquor at licensed event
- (8) The applicant must complete the entire application provided by the Liquor Control Commissioner and agree in writing that the Liquor Control Commissioner may revoke this license at any time at the absolute discretion of the Liquor Control Commissioner and consent to all requirements, including the requirement of immediate forfeiture without reason.

Sec. 6-14. Registration of Outside Caterers.

- (a) The fee for an outside caterer registration is hereby established and the fee for this registration as set out in Section 32-1. An outside caterer may register with the Liquor Control Commissioner by: (1) presenting proof of a valid license for the preparation of food for service off the licensed premises, issued by the appropriate licensing authority of the jurisdiction in which the applicant's catering business is located; (2) presenting proof of a valid license for the sale of alcoholic liquor, issued by the appropriate licensing authority of the jurisdiction in which the applicant's catering business is located; and, (3) presenting proof of dramshop insurance in an amount of at least \$1,000,000.
- (b) A registered outside caterer may engage in the sale and service of alcoholic liquor on the same terms and conditions as a holder of a Special Event License under this Chapter on the dates, hours, and locations authorized by the Liquor Control Commissioner.
- (c) The registration periods for each outside caterer shall be as required by the Liquor Control Commissioner.
- (d) The Liquor Control Commissioner may revoke an outside caterer's registration for violation of any ordinance or law and for engaging in any activities which would

justify the revocation or suspension of a retailer's liquor license. Procedures for revocation shall be in accordance with the procedures for revocation of a business license under Section 6-30.

- (e) Revocation or suspension of an outside caterer's license for the sale of alcoholic liquor or for the preparation and sale of food, issued by another jurisdiction, shall act as revocation of the outside caterer's registration.
- (f) A registered outside caterer must notify the local Liquor Control Commissioner of each suspension or revocation of any such license by another jurisdiction, no later than the business day following the suspension or revocation. For purposes of this section, Saturday is a business day. Notification must be in writing, delivered by the outside caterer or by messenger or transmitted by e-mail, facsimile to a telephone number designated by the local Liquor Control Commissioner.

Sec. 6-15. Books and Records Available for Investigation and Control.

It shall be the duty of every retail licensee to make books and records available upon reasonable notice upon request of the Liquor Control Commissioner. Such books and records need not be maintained on the licensed premises, but must be maintained within the boundaries of the State of Illinois; however, if access is available electronically, the books and records may be maintained out of state at the location of the electronically based storage facility. All original invoices or copies thereof covering purchases of alcoholic liquor must be retained on the licensed premises for a period of 90 days after such purchase, unless the Liquor Control Commissioner has granted a waiver in response to a written request in cases where records are kept at a central business location within the State of Illinois or in cases where books and records that are available electronically are maintained out of state.

Sec. 6-16. Privilege Granted by License; Nature as to Property; Transferability; Tax Delinquencies.

A license shall be purely a personal privilege, good and valid for only May 1st through April 30th of the year of issuance, unless sooner revoked or suspended as in this Chapter provided, and shall not constitute property, nor shall it be subject to attachment, garnishment or execution, nor shall it be alienable or transferable, voluntarily or involuntarily, or subject to being encumbered or hypothecated. Such license shall not descend by the laws of testate or intestate devolution, but it shall terminate and cease upon the death of the licensee, provided that executors or administrators of the estate of any deceased licensee, and the trustee of any insolvent or bankrupt licensee, when such estate consists in part of alcoholic liquor, may continue the business of the sale of alcoholic liquor under order of the appropriate court, and may exercise the privileges of the deceased or insolvent or bankrupt licensee after the death of such decedent, or such insolvency or bankruptcy until the expiration of such license but not longer than six months after the death, bankruptcy or insolvency of such licensee.

Sec. 6-17. License Issuance Prohibited to Certain Persons.

No license for the sale of alcoholic liquor shall be issued to:

- (a) A person who knowingly files false or incomplete information on a retailer's liquor license application;
- (b) A person, other than a corporate entity or partnership, who is not a resident of the County of Cook, Illinois;
- (c) A person who is not of good character and reputation in the community in which he resides or in the community in which his premises are located;
- (d) A person whose place of business is conducted by a manager or agent unless the manager or agent possesses the same qualifications required by the licensee.
- (e) A person who has been convicted of a felony under any federal or state law, if the Liquor Control Commissioner determines, after investigation, that such person has not been sufficiently rehabilitated to warrant the public trust. The burden of proving that sufficient rehabilitation has taken place shall be on the applicant.
- (f) A person who has been convicted of being the keeper or is keeping a house of ill fame;
- (g) A person who has been convicted of pandering or other felony or misdemeanor opposed to decency and morality, including but not limited to any form of pandering, prostitution or solicitation for prostitution;
- (h) A person whose license issued under this Chapter has been revoked for cause;
- (i) A person who at the time of application or renewal of any license issued pursuant to this Chapter would not be eligible for such license upon a first application;
- (j) Any partnership where any member of the partnership would not be eligible to receive a license hereunder for any reason other than residence within the county;
- (k) A corporation or limited liability company, if any member, officer, manager or director thereof, or any stockholder or stockholders owning in the aggregate more than 5% of the stock of such corporation, would not be eligible to receive a license hereunder for any reason other than citizenship and residence within the political subdivision.
- (l) A corporation or limited liability company unless it is incorporated or organized in Illinois, or unless it is a foreign corporation or foreign limited liability company which is qualified under the Business Corporation Act of 1983 (805 ILCS 5/1.01 et seq.) or the Limited Liability Company Act (805 ILCS 180/1-1 et seq) to transact business in Illinois. The Commission shall permit and accept from an applicant for

a license under this Act proof prepared from the Illinois Secretary of State's website that the corporation or limited liability company is in good standing and is qualified under the Business Corporation Act of 1983 or the Limited Liability Company Act to transact business in Illinois.

- (m) A person whose place of business is conducted by a manager or agent unless the manager or agent possesses the same qualifications required by the licensee.
- (n) A person who has been convicted of a violation of any Federal or State law concerning the manufacture, possession or sale of alcoholic liquor, or has forfeited his bond to appear in court to answer charges for any such violation.
- (o) A person who does not beneficially own the premises for which a license is sought, or does not have a lease thereon for the full period for which the license is to be issued.
- (p) Neither the County President or County Board member, any county law enforcement public official, Liquor Control Commissioner nor any staff member that is employed by Cook County government and assigned to perform their duties in the office of the Liquor Control Commissioner.
- (q) A person who is not a beneficial owner of the business to be operated by the licensee;
- (r) A person who is ineligible for or fails to receive a license to sell alcoholic liquor at retail from the State of Illinois;
- (s) A person who has been convicted of a gambling offense as proscribed by any of subsections (a) (3) through (a) (11) of Section 28-1 of, or as proscribed by Section 28-1.1 or 28-3 of, the Criminal Code of 1961 or the Criminal Code of 2012 [720 ILCS 5/28-1, 720 ILCS 5/28-1.1 or 720 ILCS 5/28-3], or as proscribed by a statute replaced by any of the aforesaid statutory provisions.
- (t) A person or entity to whom a federal wagering stamp has been issued by the federal government, unless the person or entity is eligible to be issued a license under the Raffles Act [230 ILCS 15/0.01 et seq.] or the Illinois Pull Tabs and Jar Games Act [230 ILCS 20/1 et seq.].
- (u) A person who intends to sell alcoholic liquors for use or consumption on his or her licensed retail premises who does not have liquor liability insurance coverage for that premises in the in the aggregate amount of at least one million dollars.

Sec. 6-18. License Issuance Prohibited for Certain Premises.

No license shall be issued for the following premises and any license which has been issued pursuant to this Article may be revoked if one or more of the following premises occur:

- (a) Any premises which are not in substantial compliance with Cook County building and zoning, and public health and any other applicable ordinances;
- (b) Any premises engaged in the business of the sale of gasoline, unless the business engaged in the sale of gasoline also operates a convenience store on the same premises, then that business can receive a license to sell alcoholic liquor in the convenience store area of the business;
- (c) Any premises which are ineligible for coverage of a license to sell alcoholic liquor at retail from the State of Illinois; or,
- (d) Any premises where the alcohol is intended to be consumed on the premises and the carrying of firearms on the property is permitted. The prohibition relating to firearms shall not apply to premises on which the carrying of firearms is permitted by:
 - (1) Individuals authorized to carry a firearm under Section 24-2 of the Illinois Criminal Code of 2012 (720 ILCS 5/24-2)
 - (2) Retired law enforcement officers qualified under federal law to carry a concealed firearm; or,
 - (3) The owner, lessee, tenant or operator of the licensed premises or the agents thereof who have been issued a valid and current FOID card.

Sec. 6-19. License Renewals.

Any licensee may renew his license at the expiration thereof, provided the licensee is then qualified to receive a license and the premises for which such renewal license is sought are suitable for such purpose; and provided further that the renewal privilege herein provided for shall not be construed as a vested right which shall in any case prevent the county board from decreasing the number of licenses to be issued within its jurisdiction. No retailer's liquor license issued by the Liquor Control Commissioner shall be renewed unless the applicant provides documentation that any tax owed to Cook County has been satisfied.

Sec. 6-20. Change of Location.

A retailer's liquor license shall permit the sale of alcoholic liquor only on the premises described in the application and license. Such location may be changed only upon a written permission to make such change issued by the Liquor Control Commissioner. Any request for a change of location must meet all the criteria required for the sale of alcoholic liquor under the laws of the State of Illinois and the ordinances of Cook County.

Sec. 6-21. Sanitary Conditions.

All premises used for the sale or storage of alcoholic liquor, shall maintain a safe and sanitary premises. The licensee must fully comply with the ordinances of the Cook County building code and public health ordinances.

Sec. 6-22. Prohibited Activities – Alcoholic liquor to persons under the age of 21.

It shall be unlawful for any licensee or any officer, associate, member, representative, agent, manager, or employee of such licensee to:

- (a) Sell, give or deliver alcoholic liquor to any person under the age of 21 years.
- (b) To permit a patron, after purchasing or otherwise obtaining alcoholic liquor from the licensee, to sell, give or deliver such alcoholic liquor, on the licensed premises, to another person under 21 years.

Sec. 6-23. Prohibited Activities – Alcoholic Liquor to an Intoxicated Person.

It shall be unlawful for any licensee or any officer, associate, member, representative, agent, manager, or employee of such licensee to give or deliver alcoholic liquor to any person which he or she knows or reasonably should know to be intoxicated.

Sec. 6-24. Prohibited Activities – Inducing a patron to purchase beverage for others.

It shall be unlawful for any licensee or any officer, associate, member, representative, agent, manager, or employee of such licensee to:

- (a) Solicit, induce or request any patron of the licensed establishment to purchase any alcoholic or nonalcoholic beverage for himself or any other employee of the licensed establishment;
- (b) Knowingly serve to any employee any alcoholic or nonalcoholic beverage which was purchased by any patron;
- (c) Permit any employee to remain on the premises of the licensed establishment who solicits, induces or requests a patron to purchase an alcoholic or nonalcoholic beverage for any employee; or,
- (d) Nothing in this subsection prohibits the above activities where the patron and employee are related by blood or marriage.

Sec. 6-25. Prohibited Activities – Lewd Behavior.

For purposes of this Section any of the items described herein shall be considered exposed to public view if it is uncovered or is less than completely and opaquely covered.

- (a) It shall be unlawful for any licensee or any officer, associate, member, representative, agent, manager, or employee of such licensee to permit any employee, contractor, vendor, entertainer or patron to engage in any live act, demonstration, dance or exhibition on the licensed premises which exposes to public view his or her genitals, pubic hair, buttocks, perineum and anal region or pubic hair region or any portion of the female breast at or below the areola.

- (b) Permit the display of videos, films or pictures depicting acts, a live performance of which is prohibited by this Section.

Sec. 6-26. Prohibited Activities – Sale of Individual Containers of Beer Malt Liquor or Ale.

- (a) It shall be unlawful for any licensee or any officer, associate, member, representative, agent or employee of a licensee to divide a manufacturer's package containing more than one container of beer, malt liquor or ale, if the capacity of an individual container is 16 ounces or less, in order to sell an individual container, except for consumption on the licensed premises.
- (b) It shall be unlawful for any licensee or any officer, associate, member, representative, agent or employee of a licensee to sell, give, offer or expose for sale, or deliver an individual container of beer, malt liquor or ale with a capacity of 16 ounces or less, except for consumption on the licensed premises.

Sec. 6-27. Prohibited Activities – Presence of Minors under the Age of 16 Years and Workers under the Age of 21.

- (a) Where alcoholic liquor is consumed on the premises, the licensee has an affirmative obligation to keep the licensed premises, at all times free, from minors under the age of 16 years who are not escorted by their parents, or other proper persons, during the hours in which the licensee is open for business. No prohibition under this Section shall apply to any licensed premises where selling, giving, or delivering alcoholic liquor is not the principal business of the licensee at those premises, such as, without limitation, a restaurant, convenience store or food shop.
- (b) It shall be unlawful for any licensee or any officer, associate, member, representative, agent or employee of such licensee to engage or employ or permit any person under the age of 21 years to work or to engage in any activities which involve the handling, selling, serving, dispensing or delivering of alcoholic liquor. The licensee shall not to engage or employ or permit any person under 21 years of age to entertain or to act as host or hostess in or upon the licensed premises while open for the sale of alcoholic liquors. The licensee shall be responsible for assuring that the person under the age of 21 years engaged, employed or permitted to work does not consume, obtain or possess alcoholic liquor on the licensed premises.

Sec. 6-28. Warning sign - Sale of Alcoholic Liquor to Persons under the Age of 21 Prohibited.

In every licensed premise where alcoholic liquor is sold, there shall be displayed at all times in a prominent place a printed card which shall read substantially as follows:

WARNING: All persons under the age of 21 years are subject to a fine up to \$500.00 under the Ordinances of the County, if they purchase alcoholic liquor or misrepresent their age for the purpose of purchasing or obtaining alcoholic liquor.

Sec. 6-29. Firearms Prohibited.

No licensee or any officer, associate, member, representative, agent or employee of such licensee shall permit any person to carry a firearm on the licensed premises. The prohibition against the carrying of a firearm on the licensed premises shall not apply in the following circumstances:

- (a) Where the licensee does not permit the alcoholic liquor sold on the premises to be consumed on the premises; or,
- (b) Premises on which the carrying of firearms is permitted by:
 - (1) Individuals authorized to carry a firearm under Section 24-2 of the Illinois Criminal Code of 2012 (720 ILCS 5/24-2);
 - (2) Retired law enforcement officers qualified under federal law to carry a firearm; or
 - (3) The owner, lessee, tenant or operator of the licensed premises or the agents thereof who have been issued a valid and current FOID card.

Sec. 6-30. Posting Sign that Weapons are Prohibited.

The owner of the premises or place of business operating under a retailer's liquor license where liquor is consumed on the premises shall post a sign indicating that firearms are prohibited on the property. Signs stating that the carrying of firearms is prohibited shall be in compliance with 430 ILCS 66/65(d).

Sec. 6-31. Change of Ownership or Personnel.

- (a) Any changes in partnerships, officers, directors, persons holding directly or beneficially more than five percent (5%) of the stock or ownership interest, or managers of establishments licensed under this Chapter, shall be reported in writing to the liquor control pursuant to the procedures set out in this Section. In addition, any changes made to a licensee's bylaws, operating agreement, partnership agreement for the licensee, pursuant to law or court order, by reason of death, or for any other reason, shall be reported if those changes affect, in any way, the criteria used to issue the liquor license.
- (b) All new personnel described in subsection (a) of this Section shall meet all the standards of this Chapter and must otherwise qualify to hold a liquor license.
- (c) Within 30 days of the effective date of the change described in subparagraph (a) of this section, the person replacing a removed or changed officer or manager shall undergo the requirements for a criminal record background check, as required by Section 6-5 (7), and the licensee shall submit to the Liquor Control Commissioner:
 - (1) a change of officer form;

- (2) proof that the new officer has submitted fingerprints pursuant to Sec. 6-5(7) of this Chapter;
 - (3) the fee for filing the change of officer form in the amount set out in Section 32-1 of the Cook County Code of Ordinances;
 - (4) a fee for the fingerprinting in the amount set out as set Section 32-1; and,
 - (5) any other supplementary materials requested by the Liquor Control Commissioner.
- (d) All such changes in personnel shall be subject to review by the Liquor Control Commissioner. Failure to comply with the requirements of this subsection shall be grounds for revocation or suspension of any retailer's liquor license held by such licensee.
 - (e) When a license has been issued to a partnership and a change of ownership occurs resulting in a partnership interest by one who is not eligible to hold a liquor license, said license shall terminate.
 - (f) In the event that a license has been issued to a corporation and a change takes place in officers, directors, shareholders of more than five (5) percent of the stock, or managers by someone who is not eligible for a license that event shall be grounds for revocation or suspension of any retailer's liquor license.
 - (g) In the event that a license has been issued to an individual who is no longer eligible for a license, then that event shall be grounds for revocation or suspension of any retailer's liquor license.
 - (h) In the event that a licensee ceases to operate and closes its business premises, then that event shall be grounds for revocation or suspension of any retailer's liquor license.

Sec. 6-32. Illegal Conduct on Licensed Premises - Cooperation with Police.

- (a) No licensee shall permit or allow any illegal activity on the licensed premises.
- (b) It is the affirmative duty of the licensee to keep the premises free at all times from the presence of disorderly persons, and to prevent any immoral practices thereon. It is also the affirmative duty of the licensee to make any and all reasonable attempts to prevent the violation of any Federal, State or County law or ordinance upon the premises;
- (c) It is the affirmative duty of a licensee to report promptly to a local police department all illegal activity reported to or observed by the licensee on or within sight of the licensed premises; to answer fully and truthfully all questions of an identified police officer who inquires or investigates concerning persons or events in or around the licensed business; to cooperate with the police in any such inquiry or investigation, including the giving of oral or written statements to the police at reasonable times and locations in the course of investigations; and to sign a complaint against any person whom the licensee observes in any illegal conduct or activity on or within sight of the licensed premises.

Sec. 6-33. Illegal Activities outside of the Licensed Premises.

A licensee is responsible to the community surrounding the licensed premises. A retailer's liquor license issued or renewed after the effective date of this section shall be subject to a fine, suspension, or revocation if the licensee's business becomes or creates a nuisance under this section. A licensee may also be assessed a fine if the licensee's business becomes or creates a nuisance under this section. A licensed business is or creates a nuisance under this section, if within any consecutive 12 months, not less than three separate incidents occur on the licensed premises, on or in the licensed premises' parking facility or on adjacent property, while the business establishment is open for business or within one hour of the time the establishment is opened or closed for business, involving acts that violate any federal or state law defining a felony, or any federal or state law or local government ordinance regulating narcotics, controlled substances or weapons.

Sec. 6-34. Hours of Business.

- (a) *Generally.* A person licensed by the County as a retailer of alcoholic liquor may not sell, permit to be sold, or give away any alcoholic liquor between the hours of 1:00 a.m. and 7:00 a.m. on weekdays and between the hours of 2:00 a.m. and 7:00 a.m. on Saturdays and between the hours of 2:00 a.m. and noon on Sundays except as provided in subsections (b) through (e) of this Section.
- (b) *Beer garden licenses.* Unless a special late license or an additional special late license is issued, no person licensed to operate a beer garden shall sell, serve, or allow the sale or service of alcoholic liquor for consumption in the privately owned, outdoor portion of the licensed premises on Saturdays and Sundays between 12:01 a.m. and the legally established hour of opening, as set forth in Subsection (a) of this section, or on Sundays through Thursdays between the hours of 11:00 p.m. and the legally established hour of opening the following day as set forth in this section. No special late hour license or additional late hour license shall be issued for any outdoor location licensed as a beer garden where such licensed premises is located within 1,000 feet of property used for residential purposes.
- (c) *Golf courses.* Unless a special late license or an additional late license is issued, no person licensed to operate a golf course shall sell, serve, or allow the sale or service of alcoholic liquor for consumption on the premises of a privately or publicly owned golf course between the hours of 1:00 a.m. and 7:00 a.m. on weekdays and between the hours of 2:00 a.m. and 7:00 a.m. on Saturdays and between the hours of 2:00 a.m. and 10:00 a.m. on Sundays.
- (d) *Special late license.* The annual license fee to be paid to the County for the special late liquor license is hereby established as an additional amount set out in Section 32-1. A person issued a special late liquor license by Cook County is prohibited from selling, permitting to be sold, or giving away any liquor between the hours of 2:00 a.m. and 7:00 a.m. on weekdays and between the hours of 3:00 a.m. and 7:00 a.m. on Saturdays and between the hours of 3:00 a.m. and 12:00 noon on Sundays.

- (e) *Additional late liquor license.* The annual license fee for the additional special late liquor license is hereby established in the amount as set out in Section 32-1. A person issued an additional special late liquor license by the County shall be prohibited from selling, permitting to be sold or giving away any alcoholic liquor between the hours of 4:00 a.m. and 7:00 a.m. on weekdays and Saturdays, and between the hours of 4:00 a.m. and 12:00 noon on Sundays.
- (f) No additional special late liquor licenses authorizing sales of alcoholic liquor until the hour of 4:00 a.m. shall be issued. Any license issued prior to January 31, 2005, providing for hours in excess of 3:00 a.m. shall expire upon the transfer, forfeiture or revocation of the license whether the transfer is between individuals, partnerships or corporations in whole or part or whether the transfer is of corporate shares to shareholders not previously owners of the corporation.

Sec. 6-35. Customers Not Permitted on Premises during Prohibited Hours of Sale.

During the applicable prohibited hours of sale as stated in this Chapter, every location, place, or premises where alcoholic liquor may be sold at retail shall be kept closed, and no person other than the licensee or an employee or a member of the immediate family of the licensee shall be permitted to remain therein. All doors directly opening into or out of such location, place or premises for egress thereto or egress therefrom shall be securely locked during the prohibited hours of sale. The provisions of this section relating to the closing of the premises and the locking of the doors shall not apply to restaurants, hotels licensed as food dispensers, clubs, convenience stores, drug stores, grocery stores and delicatessens, except that no beer garden may remain open after the hours provided in Section 6-35(b).

Sec. 6-36. Beer Garden Adequate Visual Screening.

Any outdoor location licensed as a beer garden shall have adequate visual screening and noise barriers from the public rights-of-way and from structures on adjoining parcels. All screening and barriers must be constructed and maintained in compliance with the applicable county ordinances.

Sec. 6-37. Denial of Application to Renew License.

Where the Liquor Control Commissioner denies an application to renew a license, the licensee shall be provided with written notice setting out the reasons for the refusal to renew, no later than the date on which the license expires, or 10 days after the renewal application is received whichever event occurs later. The decision to refuse an application to renew a license shall be treated as a revocation of the license and the procedures set out in Section 6-40 relating to license revocation, suspension shall be applicable.

Sec. 6-38. Complaints Initiated by a Private Party.

Any person shall have the right to file a complaint with the Liquor Control Commissioner stating that a liquor licensee has been or is violating the provisions of this Chapter or the Liquor Control Act of 1934 (235 ILCS 5/1-1 et seq.) The complaint shall be in writing, in the form prescribed by the Liquor Control Commissioner, and shall be signed by the person or persons making the complaint. The complaint shall state the provisions believed to have been violated and the facts in detail upon which belief is based. If the Liquor Control Commissioner is satisfied that the complaint substantially charges a violation and concludes from the facts alleged therein, together with any other information made available that there is reasonable cause for belief that the allegations are true, he or she shall set the matter for hearing pursuant to the procedure set out in Section 6-40, and shall serve notice upon the licensee of the time and place of such hearing and of the particular charges in the complaint.

Sec. 6-39. Procedures for Assessment of a Fine, Revocation or Suspension of License.

- (a) The Liquor Control Commissioner may revoke, suspend or assess a fine ranging from \$1000 to \$15,000 against any license issued by him or her if he or she determines the licensee has violated any of the provisions of this Chapter, or any applicable rules and regulations established by the Liquor Control Commissioner or the Illinois Liquor Control Commission.
- (b) The licensee who continues to hold a debt or unpaid tax to the County after being licensed under this Chapter may have his or her license suspended or revoked.
- (c) A retailer's liquor license shall not be revoked or suspended nor shall a fine be assessed except after a public hearing. The Liquor Control Commissioner shall send a 14 day written notice to the licensee affording the licensee an opportunity to appear and defend prior to any hearing. All such hearings under this section shall be conducted pursuant to Chapter 2, Article 9 of the Cook County Ordinances or the rules of procedure as adopted by the Liquor Control Commissioner.
- (d) The Liquor Control Commissioner may personally conduct the hearing or refer the matter to be heard by administrative hearing pursuant to Chapter 2, Article 9 of the Cook County Ordinances. The procedure of the hearing shall be governed by the rules promulgated by the Liquor Control Commissioner. Within thirty (30) days after the conclusion of the hearing, if the Liquor Control Commissioner finds by a preponderance of the evidence that the licensee violated one or more of the charges set out in the notice, the Liquor Control Commissioner may suspend the license for a set period of time or revoke the license. In addition, the Liquor Control Commissioner may impose a fine.
- (e) In the event that the matter is heard pursuant to Chapter 2, Article 9 of the Cook County Ordinances then within seven (7) days after the conclusion of the hearing, the hearing officer shall submit to the Liquor Control Commissioner proposed conclusions of law, proposed findings of fact, and a recommended decision. The Liquor Control

Commissioner may agree, disagree, or modify the recommended decision and shall issue a decision as to whether imposition of a fine, suspension of license, or license revocation is warranted. The Liquor Control Commissioner's decision shall be the final administrative decision of the Liquor Control Commissioner.

- (f) The Liquor Control Commissioner's decision shall be issued within 30 days of the conclusion of the hearing.
- (g) If prior to rendering a decision, the Liquor Control Commissioner has reason to believe that the continued operation of a particular licensed premises will immediately threaten the welfare of the community he or she may upon issuance of a written order stating the reason for such conclusion without notice or hearing, order the licensed premises closed for not more than fourteen (14) days. The licensee shall have the opportunity to be heard during that period. If the licensee is conducting another business or businesses on the licensed premises, such order shall not be applicable to such other business or businesses contingent upon the other business neither serving, making for sale, or giving away any form of alcoholic beverage.
- (h) A licensee or an agent of the licensee may not tamper, deface, or alter such order. A licensee shall be held strictly liable for any tampering defacement or alteration of such order.
- (i) Any licensee whose license is the subject of such hearings and found by the Liquor Control Commissioner to be in violation of one or more of the violations set out in the notice, shall pay to the County, within 30 days after the liquor commissioner adjourns the last hearing, all fines and costs. Any licensee who fails to pay all fines and costs required by this section shall be ineligible to have their license renewed at the next applicable renewal and shall be ineligible for issuance of a new license under this Chapter. The fact that the licensee may appeal the Liquor Control Commissioner's suspension or revocation order to the Illinois Liquor Commission shall not affect the licensee's duty to pay all such fees and costs required by this section. For each day after the 30th day payment is due a licensee fails or refuses to pay the fees and costs required by this section, the licensee shall be fined \$200 per day, such fines which will accrue on the balance due, up to a total of \$15,000. Where the decision of the Liquor Control Commissioner is reviewed through an administrative or judicial process and ultimately that decision is fully reversed, licensee's payment of such fees and costs will be refunded by the county.
- (j) All appeals of any suspension or revocation order of the Liquor Control Commissioner shall be made to the Illinois Liquor Control Commission.

Sec. 6-40. Protest of the Denial of a License Application.

- (a) Where the Liquor Control Commissioner denies a license application, the applicant shall be provided with notice setting out the reasons for the denial. The applicant may protest the decision by completing a protest form provided by the liquor commissioner, and filing the completed form with the liquor commissioner within 14 days after

receipt of the notice of denial. Where the licensee timely files a protest, the applicant shall be provided with a hearing pursuant to the procedures set out in Chapter 2, Article 9 of the Cook County Ordinances.. At all times relevant hereto, the applicant shall carry the burden of proof, as to their eligibility for licensure.

- (b) The Liquor Control Commissioner may personally conduct the hearing or refer the matter to be heard by administrative hearing pursuant to Chapter 2, Article 9 of the Cook County Ordinances. The procedure of the hearing shall be governed by the rules promulgated by the Liquor Control Commissioner. Within thirty (30) days after the conclusion of the hearing, if the Liquor Control Commissioner finds by preponderance that the applicant did meet the licensure requirements, the decision denying licensure will be reversed; otherwise the decision denying licensure will be affirmed.
- (c) In the event that the matter is heard pursuant to Chapter 2, Article 9 of the Cook County Ordinances then within seven (7) days after the conclusion of the hearing, the hearing officer shall submit to the Liquor Control Commissioner proposed conclusions of law, proposed findings of fact, and a recommended decision. The Liquor Control Commissioner may agree, disagree, or modify the recommended decision and shall issue a decision as to whether imposition of a fine, suspension of license, or license revocation is warranted. The Liquor Control Commissioner's decision shall be the final administrative decision of the Office of the Liquor Control Commissioner.
- (d) The Liquor Control Commissioner's decision shall be issued within fourteen (14) days of the conclusion of the hearing.

Sec. 6-41. Responsibility for Violations – Acts of Employees.

Every act or omission on the licensed premises which violates any provision of this Chapter or the Illinois Liquor Control Act of 1938 by any officer, director, manager, or other agent or employee of the licensee shall be deemed to be the act of the licensee or employer. For purposes of this section, the licensee or employer shall be strictly liable in the same manner as if the act or omission has been done or omitted by the licensee personally.

Sec 6-42. Owner and Employee Personal Liability.

- (a) Any owner, officer, agent or employee of a licensee shall be personally subject to the assessment of fine in the amounts described in this section where through an affirmative act he or she intentionally, assists in the licensee's violation of one or more provisions in Sections 6-23 (Alcoholic liquor to persons under the age of 21), 6-24 (Alcoholic Liquor to an intoxicated person), 6-25 (Inducing a patron to purchase beverage for others), and 6-26 (Lewd behavior)
- (b) Any owner, officer, agent or employee of a licensee shall be personally subject to the assessment of fine in the amounts described in this section where: (i) there is a violation of one or more the provisions set out in subsection (a) of this section (ii) he or

she knows of the violation[s], (iii) he or she has the authority to prevent or stop the violation, and (iv) fails to exercise that authority.

- (c) The personal liability of any person described in Subsection (a) of this section shall survive the dissolution of the licensee.
- (d) Any violation of a provision in this article shall be punishable by a fine of not less than \$1,000 or more than \$15,000. A separate and distinct offense shall be held to have been committed each day any person continues the violation.
- (e) A person charged under this Section may raise as an affirmative defense that the act or omission was based on a reasonable belief that any other course of conduct would have endangered the person charged or others.
- (f) Proceedings for administrative adjudication of alleged violations of this Section shall be conducted pursuant to the procedures set out in Chapter 2, Article IX, of the Cook County Code of Ordinances.

Sec. 6-43. Misrepresentation of Age.

It shall be unlawful for any person under the age of 21 years to misrepresent such person's age for the purpose of purchasing or obtaining alcoholic liquor in any place where alcoholic liquor is sold in unincorporated Cook County.

Sec. 6-44. Providing Alcoholic Liquor to an Under Age Person.

It shall be unlawful for any person, to provide alcoholic liquor in unincorporated Cook County. County to a person under the age of 21 years, either by gift, sale or barter, except where such underage person is:

- (a) A participant in an adult-supervised performance of a religious service or ceremony; or
- (b) Legally on private property or in a private home, and under the direct supervision and approval of the parent(s) or legal guardian(s) of such underage person.

Sec. 6-45. Possession or Consumption by Persons under Age.

- (a) No person under the age of 21 years shall possess or consume alcoholic liquor, within the unincorporated areas of the County. The only exceptions to this article shall be where such underage person is:
 - (1) A participant in an adult-supervised performance of a religious service or ceremony; or

- (2) Legally on private property or in a private home, and under the direct supervision and approval of the parent(s) or legal guardian(s) of such underage person.
- (b) *Parental responsibility.* It shall be unlawful for any parent or legal guardian knowingly to suffer or permit a person under 21 years of age of which such person may be the parent or legal guardian to violate any provisions of this section.
- (c) *Responsibility of the owner or occupant of premises.* It shall be unlawful for any owner or occupant of any premises located within the unincorporated areas of the County knowingly to allow any person under the age of 21 years to remain on such premises while in violation of Subsection (a) of this section.

Sec. 6-46. Carrying a Firearm in a Licensed Facility.

It shall be unlawful for a person to carry a firearm in a licensed establishment where liquor is consumed on the premises, except in the following circumstances:

- (a) Individuals authorized to carry a firearm under Section 24-2 of the Illinois Criminal Code of 2012 (720 ILCS 5/24-2)
- (b) Retired law enforcement officers qualified under federal law to carry a firearm; or
- (c) The owner, lessee, tenant or operator of the licensed premises or the agents thereof who have been issued a valid and current FOID card

Sec. 6-47. Violation – General Penalty.

Any person violating any of the provisions of this Chapter shall be fined and amount not less than \$1000 or more than \$15,000, except where otherwise specifically provided. A separate and distinct offense shall be held to have been committed each day any person continues the violation. Each day on which a violation continues shall constitute a separate violation. Not more than \$15,000 in fines under this Section may be imposed against any licensee during the period of his license.

Sec. 32-1. Fee Schedule.

CHAPTER 6, ALCOHOLIC LIQUOR		
6-6	Application fee for license to sell alcoholic liquor	3000.00
6-8	Publication Fee	250.00
6-9	Late fee	300.00
6-11	Application fee for license for a beer garden	750.00
6-12	Live Music Entertainment Fee	750.00
6-13	Special Event Permit	25.00

6-14	Outside Caterer Fee	50.00
6-31	Change of Officer Fee	250.00
6-31	Criminal Record Background Check Fee	34.25
6-34	Special late liquor license fee, annually	700.00
6-34	Additional special late liquor license fee, annually	1,500.00
6-33(b)	Special late liquor license fee, annually	700.00
6-34(b)	Additional special late liquor license fee, annually	1,500.00
6-63	Application fee for license to sell alcoholic liquor	3,000.00
	Application fee for license for a beer garden	750.00

Effective date: This ordinance shall be in effect upon March 1, 2015.

BUREAU OF ASSET MANAGEMENT
CAPITAL PLANNING AND POLICY

15-0588

Presented by: PHIL BOOTHBY, Director, Office of Capital Planning and Policy

PROPOSED CONTRACT

Department(s): Office of Capital Planning & Policy

Vendor: Interior Investments, LLC., Lincolnshire, Illinois

Request: Authorization for the Chief Procurement Officer to enter into and execute

Good(s) or Service(s): Herman Miller Furniture

Contract Value: \$1,500,000.00

Contract period: 2/1/2014 - 9/30/2016

Potential Fiscal Year Budget Impact: FY 2015 \$1,500,000.00

Accounts: 20000 - County Physical Plant

Contract Number(s): 1430-14165

Concurrences:

Vendor has met the Minority and Women Business Enterprise Ordinance.

The Chief Procurement Officer concurs.

Summary: This contract would allow the Office of the Capital Planning and Policy to purchase furniture for 277 Full Time Employees as part of the Public Defender Office renovation project. This is a Comparable Government Procurement pursuant to Section 34-140 of the Procurement Code. Interior Investments is an authorized dealer of Herman Miller. Herman Miller, and its authorized dealers was previously awarded a contract through a Request for Proposal (RFP) process through U.S. Communities, a national government purchasing cooperative sponsored by the National Association of Counties (NACO) and the National Institute of Government Purchasing (NIGP), and in cooperation with the County of Fairfax, Virginia. Cook County wishes to leverage this procurement effort.

15-0589

Presented by: PHIL BOOTHBY, Director, Office of Capital Planning and Policy

PROPOSED CONTRACT AMENDMENT

Department(s): Office of Capital Planning and Policy

Vendor: Faithful + Gould, Chicago, Illinois

Request: Authorization for the Chief Procurement Officer to extend and increase contract

Good(s) or Service(s): Construction Management Services

Original Contract Period: 5/8/2013 - 12/31/2014

Proposed Contract Period Extension: 1/1/2015 - 7/31/2015

Total Current Contract Amount Authority: \$963,999.00

Original Approval (Board or Procurement): 5/8/2013, \$963,999.00

Previous Board Increase(s) or Extension(s): N/A

Previous Chief Procurement Officer Increase(s) or Extension(s): N/A

This Increase Requested: \$385,824.00

Potential Fiscal Impact: FY 2015 \$ 385,824.00

Accounts: 20000 - County Physical Plant

Contract Number(s): 13-88-066

Concurrences:

Vendor has met the Minority and Women Business Enterprise Ordinance.

The Chief Procurement Officer concurs.

Summary: The Construction Management Service required in order to complete this project will necessitate multiple work shifts, as the General Contractor is utilizing their manpower on 3 shifts / day in order to meet their completion date of 7/6/2015. We are requesting an additional fee to cover the services to be in alignment with the construction activities.

BUREAU OF ASSET MANAGEMENT
FACILITIES MANAGEMENT

15-0585

Presented by: BILQIS JACOBS-EL, Director, Department of Facilities Management

PROPOSED CONTRACT AMENDMENT

Department(s): Facilities Management, Sheriff, Transportation and Highways

Vendor: Hertz Equipment Rental Corporation, Park Ridge, New Jersey

Request: Authorization for the Chief Procurement Officer to extend and increase contract

Good(s) or Service(s): Heavy Equipment Rental and Associated Services

Original Contract Period: 1/15/2014 - 1/14/2015

Proposed Contract Period Extension: 1/15/2015 - 1/14/2016

Total Current Contract Amount Authority: \$150,000.00

Original Approval (Board or Procurement): 1/15/2014, \$150,000.00

Previous Board Increase(s) or Extension(s): N/A

Previous Chief Procurement Officer Increase(s) or Extension(s): N/A

This Increase Requested: \$216,000.00

Potential Fiscal Impact: FY 2015 200 - \$45,833.26; 499 - \$37,583.26; 501 - \$114,583.26
FY 2016 200 - \$4,166.74; 499 - \$3,416.74; 501 - \$10,416.74

Accounts: 200-638, 499-444, 501- 638

Contract Number(s): 1330-13054

Concurrences:

The vendor has met the Minority and Women Owned Business Enterprise Ordinance.

The Chief Procurement Officer concurs.

Summary: The extension and increase will enable the Departments of Facilities Management, Transportation and Highways, and the Cook County Sheriff's Office to continue operations by providing on a limited basis rental options to support a shortage of industrial equipment and an aging fleet.

15-0967

Presented by: BILQIS JACOBS-EL, Director, Department of Facilities Management

PROPOSED CONTRACT

Department(s): Facilities Management

Vendor: Arlington Glass & Mirror Company, Chicago, Illinois

Request: Authorization for the Chief Procurement Officer to enter into and execute

Good(s) or Service(s): Furnish and Install Bronze Heat Strengthened Laminated Glass

Contract Value: \$669,700.00

Contract period: 2/1/2015 - 1/31/2017, with two (2), one (1) year renewal options

Potential Fiscal Year Budget Impact: FY 2015 \$306,945.87; FY2016 - \$334,850.05; FY2017 - \$27,904.08

Accounts: 200-450

Contract Number(s): 1445-14185

Concurrences:

The vendor has met the Minority and Women Owned Business Enterprise Ordinance.

The Chief Procurement Officer concurs.

Summary: Competitive bidding procedures were followed in accordance with the Cook County Procurement Code. On 11/5/2014, bids to supply and install bronze laminated glass for the Juvenile Temporary Detention Center. Arlington Glass and Mirror Company was the lowest, responsive and responsible bidder. Replacement of the glass requires swing stage/special equipment and is beyond the height that in-house staff can service safely.

15-0970

Presented by: BILQIS JACOBS-EL, Director, Department of Facilities Management

PROPOSED CONTRACT

Department(s): Facilities Management

Vendor: Valdes Enterprises, Glenview, Illinois

Request: Authorization for the Chief Procurement Officer to enter into and execute

Good(s) or Service(s): Trash Can Liners

Contract Value: \$689,539.00

Contract period: 2/1/2015 - 1/31/2017, with one (1), one (1) year renewal option

Potential Fiscal Year Budget Impact: FY 2015 440 - \$20,869.00; 239 - \$87,247.50; 200 - \$236,643.00;
FY 2016 440 \$20,879.00; 239 - \$87,247.50; 200 - \$236,643.00

Accounts: 440-330, 239-330, 200-330

Contract Number(s): 1445-14012

Concurrences:

The vendor has met the Minority and Women Owned Business Enterprise Ordinance.

The Chief Procurement Officer concurs.

Summary: Competitive bidding procedures were followed in accordance with the Procurement Code. Valdes Enterprises was the lowest, responsible and responsible bidder. This contract will be used by three departments: Department of Facilities Management, Cook County Sheriff's Office and Juvenile Temporary Detention Center.

BUREAU OF ASSET MANAGEMENT
REAL ESTATE

15-1024

Presented by: ANNA ASHCRAFT, Director, Real Estate Management Division

PROPOSED LEASE AMENDMENT

Department: Real Estate Management

Request: Approval of a Second Amendment to Lease

Landlord: J.D.S. Developers, LLC

Tenant: County of Cook

Location: 3936 West Roosevelt, Suite 100, Chicago, Illinois

Term/Extension Period: 12/1/2014 - 11/30/2018

Space Occupied: 1,700 Square feet

Monthly Rent: \$1,505.00 / Annual \$18,060.00

Fiscal Impact: Approval of this item would commit Fiscal Year 2015, 2016, 2017 and 2018 funds

Accounts: (082-660 Account)

Option to Renew: N/A

Termination: By Tenant with sixty days prior written notice

Utilities Included: No, Utility allowance paid to Landlord / \$260.00 monthly (082-429 Account)

Summary: This Second Amendment to Lease extends the term at 3936 West Roosevelt, Chicago, Illinois, for the use of Commissioner Robert Steele's 2nd District field office

15-1026

Presented by: ANNA ASHCRAFT, Director, Real Estate Management Division

PROPOSED LEASE AMENDMENT

Department: Real Estate Management

Request: Approval of a First Amendment to Lease

Landlord: Crown Commercial Real Estate & Development, LLC

Tenant: County of Cook

Location: 8658 S. Cottage Grove, Chicago, Illinois

Term/Extension Period: 12/1/2014 - 11/30/2018

Space Occupied: 926 Square feet

Monthly Rent: \$1,500.00 / Annual \$18,000.00

Fiscal Impact: Approval of this item would commit Fiscal Year 2015, 2016, 2017 and 2018 funds

Accounts: 084-660 Account

Option to Renew: N/A

Termination: By Tenant with sixty days prior written notice

Utilities Included: No, Separately metered and paid by Tenant (084-429 Account)

Summary: This First Amendment to Lease extends the term at 8658 S. Cottage Grove, Chicago, Illinois, for the use of Commissioner Stanley Moore's 4th District field office.

15-1029

Presented by: ANNA ASHCRAFT, Director, Real Estate Management Division

PROPOSED LEASE AMENDMENT

Department: Real Estate Management

Request: Approval of a Fourth Amendment to Lease

Landlord: Chicago Title Land Trust Co. as Successor Trustee, under Trust Agreement #76244, dated 11/9/1971, and Sheldon Simborg as beneficiary

Tenant: County of Cook

Location: 2515 Veterans Drive, Posen, Illinois 60469

Term/Extension Period: 12/1/2014 - 11/30/2018

Space Occupied: 2,800 Square feet

Monthly Rent: \$1,293.00 / Annual \$15,516.00

Fiscal Impact: Approval of this item would commit Fiscal Year 2015, 2016, 2017 and 2018 funds

Accounts: (085-660 Account)

Option to Renew: N/A

Termination: By Tenant with ninety days prior written notice

Utilities Included: No, Utility allowance paid to Landlord / \$300.00 monthly (085-429 Account)

Summary: This Fourth Amendment to Lease extends the term at 2515 Veterans Drive, Posen, Illinois, for the use of Commissioner Deborah Sims' 5th District field office

15-1033

Presented by: ANNA ASHCRAFT, Director, Real Estate Management Division

PROPOSED LEASE AMENDMENT

Department: Real Estate Management

Request: Approval of a Fourth Amendment to Lease

Landlord: Playfield Plaza Development LLC

Tenant: County of Cook

Location: 5405 West 127th Street, Unit "B," Crestwood, Illinois 60445

Term/Extension Period: 12/1/2014 - 11/30/2016

Space Occupied: 1,360 Square feet

Monthly Rent:

12/1/14 - 11/30/15 - \$1,000.00 per month / \$12,000.00 Annual

12/1/15 - 11/30/16 - \$1,100.00 per month / \$13,200.00 Annual

Fiscal Impact: Approval of this item would commit Fiscal Year 2015 and 2016 funds

Accounts: 086-660 Account

Option to Renew: N/A

Termination: By Tenant with ninety days prior written notice

Utilities Included: No, Utility allowance paid to Landlord / \$360.00 monthly (086-429 Account)

Summary: This Fourth Amendment to Lease extends the term at 5405 West 127th Street, Crestwood, Illinois 60445 for the use of Commissioner Joan Patricia Murphy's 6th District field office

15-1034

Presented by: ANNA ASHCRAFT, Director, Real Estate Management Division

PROPOSED LEASE AMENDMENT

Department: Real Estate Management

Request: Approval of a Second Amendment to Lease

Landlord: Catfish Point, LLC

Tenant: County of Cook

Location: 5515 N. East River Road, Chicago, Illinois 60656

Term/Extension Period: 12/1/2014 - 11/30/2018

Space Occupied: 550 Square feet

Monthly Rent: \$850.00 per month / \$10,200.00 Annual

Fiscal Impact: Approval of this item would commit Fiscal Year 2015, 2016, 2017 and 2018 funds

Accounts: (089-660 Account)

Option to Renew: N/A

Termination: By Tenant with sixty days prior written notice

Utilities Included: Yes

Summary: This Second Amendment to Lease extends the term at 5515 N. East River Road, Chicago, Illinois for the use of Commissioner Peter Silvestri's 9th District field office

15-1036

Presented by: ANNA ASHCRAFT, Director, Real Estate Management Division

PROPOSED LEASE AMENDMENT

Department: Real Estate Management

Request: Approval of a Second Amendment to Lease

Landlord: Broadway 55, LLC

Tenant: County of Cook

Location: 5533 North Broadway, Chicago, Illinois 60640

Term/Extension Period: 12/1/2014 - 11/30/2018

Space Occupied: 200 Square feet

Monthly Rent: \$300.00 per month / \$3,600.00 Annual

Fiscal Impact: Approval of this item would commit Fiscal Year 2015, 2016, 2017 and 2018 funds

Accounts: 090-660 Account

Option to Renew: N/A

Termination: By Tenant with sixty days prior written notice

Utilities Included: Yes

Summary: This Second Amendment to Lease extends the term at 5533 North Broadway, Chicago, Illinois 60640 for the use of Commissioner Bridget Gainer's 10th District field office

15-1037

Presented by: ANNA ASHCRAFT, Director, Real Estate Management Division

PROPOSED LEASE AMENDMENT

Department: Real Estate Management

Request: Approval of a Fifth Amendment to Lease

Landlord: 820 Davis Street, LLC

Tenant: County of Cook

Location: 820 Davis Street, Suite 100, Evanston, Illinois 60201

Term/Extension Period: 12/1/2014 - 11/30/2018

Space Occupied: 708 Square feet

Monthly Rent: \$1,256.60 per month / \$15,079.20 Annual

Fiscal Impact: Approval of this item would commit Fiscal Year 2015, 2016, 2017 and 2018 funds

Accounts: (093-660 Account)

Option to Renew: N/A

Termination: By Tenant with ninety days prior written notice

Utilities Included: No, Utility allowance paid to Landlord / \$252.25 monthly (093-429 Account)

Summary: This Fifth Amendment to Lease extends the term at 820 Davis Street, Suite 100, Evanston, Illinois for the use of Commissioner Larry Suffredin's 13th District field office

15-1038

Presented by: ANNA ASHCRAFT, Director, Real Estate Management Division

PROPOSED LEASE AMENDMENT

Department: Real Estate Management

Request: Approval of a First Amendment to Lease

Landlord: 521 LaGrange Road, LLC

Tenant: County of Cook

Location: 521 S. LaGrange Road, LaGrange, Illinois 60525

Term/Extension Period: 12/1/2014 - 11/30/2018

Space Occupied: 685 Square feet

Monthly Rent:

For the Period:

12/1/14 - 11/30/15 \$1,305.00 per month / \$15,660 Annually

12/1/15 - 11/30/16 \$1,305.00 per month / \$15,660 Annually

12/1/16 - 11/30/17 \$1,340.00 per month / \$16,080 Annually

12/1/17 - 11/30/18 \$1,375.00 per month / \$16,500 Annually

Fiscal Impact: Approval of this item would commit Fiscal Year 2015, 2016, 2017 and 2018 funds

Accounts: (096-660 Account)

Option to Renew: N/A

Termination: By Tenant with sixty days prior written notice

Utilities Included: No, Electricity, separately metered and paid by Tenant (096-429 Account)

Summary: This First Amendment to Lease extends the term at 521 S. LaGrange Road, LaGrange, Illinois for the use of Commissioner Jeffrey R. Tobolski's 16th District field office

15-1107

Presented by: ANNA ASHCRAFT, Director, Real Estate Management Division

PROPOSED LEASE AMENDMENT

Department: Real Estate Management

Request: Approval of a (New) Lease Agreement

Landlord: Damen Blatteis, LLC

Tenant: County of Cook

Location: 4033 N. Lincoln Avenue, Chicago, Illinois 60657

Term/Extension Period: 2/1/2015 - 11/30/2018

Space Occupied: 740 Square feet

Monthly Rent:

For the Period:

2/1/15 - 3/31/15 None, Rent is abated

4/1/15 - 1/31/16 \$1,600.00 per month / \$19,200 Annually

2/1/16 - 1/31/17 \$1,750.00 per month / \$21,000 Annually

2/1/17 - 11/30/18 \$1,900.00 per month / \$22,800 Annually

Fiscal Impact: Approval of this item would commit Fiscal Year 2015, 2016, 2017 and 2018 funds

Accounts: (092-660 Account)

Option to Renew: N/A

Termination: N/A

Utilities Included: No, Utilities separately metered and paid by Tenant (092-429 Account)

Summary: This Lease at 4033 N. Lincoln Avenue, Chicago, Illinois is for the use of Commissioner John A. Fritchey's 12th District field office

BUREAU OF ECONOMIC DEVELOPMENT
DEPARTMENT OF PLANNING AND DEVELOPMENT

15-0991

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

PROPOSED RESOLUTION

ADOPTION OF COOK COUNTY PLANNING FOR PROGRESS STRATEGIC PLAN

WHEREAS, Planning for Progress is a five-year strategic plan for the Cook County Department of Planning and Development within the Cook County Bureau of Economic Development; and

WHEREAS, Planning for Progress consists of two Federally-required plans based upon similar timeframes and content thereby helping the County maintain cohesiveness and be more efficient in coordinating and targeting a wide spectrum of Federal resources to address local needs; and

WHEREAS, Planning for Progress includes a new 2015-2019 Consolidated Plan (Con Plan) as required by the U.S. Department of Housing and Urban Development (HUD) for the continued receipt of Federal Community Development Block Grant (CDBG), Emergency Solutions Grant (ESG), and HOME Investment Partnerships Program (HOME) funds to support economic development, affordable housing, and community development in suburban Cook County with particular emphasis upon benefit to low- and moderate-income households and communities; and

WHEREAS, Planning for Progress includes a new 2015-2019 Comprehensive Economic Development Strategy (CEDS) as required by the U.S. Economic Development Administration (EDA) within the U.S. Department of Commerce for eligible application for Federal funds to support economic development in the city of Chicago and suburban Cook County; and

WHEREAS, the Chicago Metropolitan Agency for Planning (CMAP) is partnering with Cook County and providing technical assistance to Planning for Progress through its Local Technical Assistance (LTA) program valued at approximately \$130,000; and

WHEREAS, Planning for Progress was formally launched in October 2013 and is inclusive of extensive data compilation and analysis as well as critical feedback provided by key stakeholders and the general public; and

WHEREAS, Planning for Progress promoted the engagement of and solicited feedback from key stakeholders including but not limited to Cook County elected officials, management, and staff across various departments, councils of government (COG), councils of mayors (COM), township leaders, municipal leaders and staff, public housing authorities, local continuum of care leaders, staff, and members, fair housing advocates, social service providers, philanthropic funders, educational institutions and leadership, trade associations, business leaders, workforce development providers, commercial and residential developers, etc. along with members of the general public utilizing a variety of outreach methods between October 2013 and December 2014; and

WHEREAS, Planning for Progress includes an assessment of local assets, resources, needs, market conditions, and development/service opportunities; and

WHEREAS, Planning for Progress helps the Department strategically plan for future needs throughout the County; and

WHEREAS, Planning for Progress capitalizes on existing local and regional planning efforts, establishing countywide and sub-regional goals that will provide a higher quality of life for its residents, workers, and visitors over the next five years; and

WHEREAS, Planning for Progress is consistent with CMAP's GO TO 2040 comprehensive regional plan which includes four thematic areas: Livable Communities, Human Capital, Efficient Governance, and Regional Mobility and specifically emphasizes the value of Planning for Progress' strategic approach to pursue coordinated investments; and

WHEREAS, the draft Planning for Progress strategic plan summarizing relevant needs, goals, priorities, and strategies was released for formal public review and comment for thirty (30) days in late 2014 and related comments have been addressed as appropriate; and

WHEREAS, the Planning and Development Subcommittee of the Cook County Economic Development Advisory Committee (EDAC) approved the draft Planning for Progress strategic plan to move forward for full EDAC review and consideration for approval at their October 2014 meeting; and

WHEREAS, the full EDAC approved the draft Planning for Progress strategic plan to move forward for Cook County Board review and consideration for approval at their November 2014 meeting; and

WHEREAS, the draft Planning for Progress strategic plan is now being presented to the Cook County Board of Commissioners for review and consideration for approval for adoption; and

WHEREAS, the adoption by the Cook County Board of Commissioners will enable the Department to initiate development of the corresponding HUD-required 2015 Annual Action Plan which will outline specific program and project funding recommendations; and

WHEREAS, the adoption by the Cook County Board of Commissioners will enable the Department to ultimately submit the final Planning for Progress strategic plan to EDA and HUD in advance of their

respective February and August 2015 deadlines; and

NOW, THEREFORE, BE IT RESOLVED, that the Cook County Board of Commissioners does hereby:

- Adopt in its entirety the Planning for Progress strategic plan; and
- Permit the Department to initiate development of the corresponding HUD-required 2015 Annual Action Plan; and
- Permit the Department to submit the final Planning for Progress strategic plan to EDA and HUD in advance of their respective February and August 2015 deadlines; and
- Allow that the Bureau Chief of Economic Development or their designee be authorized to execute, on behalf of the County of Cook, any and all documents necessary to further the initiative approved herein including, but not limited to funding agreements, intergovernmental agreements, amendments, and modifications thereto.

15-0992

Presented by: MICHAEL JASSO, Director, Department of Planning and Development

PROPOSED HOME INVESTMENT PARTNERSHIPS PROGRAM

Department: Planning and Development

Other Part(ies): Housing Opportunity Development Corporation (HODC) or any other legal entity in formation by HODC for the purposes of this project.

Request: The Department respectfully requests approval of this project, and that the Bureau Chief of Economic Development or their designee be authorized to execute, on behalf of the County of Cook, any and all documents necessary to further the project approved herein, including, but not limited to funding agreements, intergovernmental agreements, amendments, and modifications thereto. The approval of this project by the Honorable Body will permit staff to issue necessary commitments to allow this project to move forward.

Total Development Cost: \$3,845,137.00

Project Loan Amount: \$250,000.00

Fiscal Impact: \$250,000.00

Account(s): 7721401.580170

Summary: The Cook County Department of Planning and Development within the Bureau of Economic Development respectfully submits the attached HOME Investment Partnerships Program (HOME) project loan recommendation in the amount of \$250,000 to be provided to Housing Opportunity Development Corporation (HODC) or any other legal entity in formation by HODC for the purposes of this project.

This project loan will be utilized to support HOME-eligible project costs incurred during the new construction of thirteen (13) units of permanent supportive housing for individuals and families with disabilities in Glenview. Two (2) of the thirteen (13) total units will be HOME-assisted. The total development cost (TDC) is \$3,845,137.00. The requested HOME funds account for 6.5 percent of the TDC. Additional funding sources include IHDA HOME/BIBP and a DCEO Energy Grant. The requested HOME funds would subsidize the project via a permanent loan based upon the following terms: A .5%, 30-year loan, payable at .5% interest only, principal accrual until sale, refinance, or end of the loan term. The loan will be due on sale or transferrable with Cook County permission. A twenty (20) year affordability period will also apply.

15-0996

Presented by: MICHAEL JASSO, Director, Department of Planning and Development

**PROPOSED COMMUNITY DEVELOPMENT BLOCK GRANT - DISASTER RECOVERY
(CDBG-DR)**

Department: Planning and Development

Other Part(ies): Daveri Development Group, LLC or any other legal entity in formation by Daveri Development Group, LLC for the purposes of this project.

Request: The Department respectfully requests approval of this project, and that the Bureau Chief of Economic Development or their designee be authorized to execute, on behalf of the County of Cook, any and all documents necessary to further the project approved herein, including, but not limited to funding agreements, intergovernmental agreements, amendments, and modifications thereto. The approval of this project by the Honorable Body will permit staff to issue necessary commitments to allow this project to move forward.

Total Development Cost: \$16,348,695.00

Project Loan Amount: \$750,000.00

Fiscal Impact: \$750,000.00

Account(s): 9101401.580170

Summary: The Cook County Department of Planning and Development within the Bureau of Economic Development respectfully submits the attached Community Development Block Grant Disaster Recovery (CDBG-DR) project loan recommendation in the amount of \$750,000.00 to Daveri Development Group, LLC or any other legal entity in formation by Daveri Development Group, LLC for the purposes of this project.

This project loan will be utilized to support CDBG-DR-eligible project costs incurred during the new construction of a fifty (50) unit multi-family rental housing project located in Wheeling, IL. All fifty (50) units will be CDBG-DR-assisted. The total development cost (TDC) is \$16,348,695.00. The requested CDBG-DR funds account for less than five (5) percent of the TDC. Additional funding sources include Valley Bank as a first mortgage lender, IHDA HOME and/or Low-Income Housing Trust Fund, a DCEO Energy Grant, and equity generated through the sale of Low-Income Housing Tax Credits (LIHTC). The

requested HOME funds would subsidize the project via a permanent loan based upon the following terms: A 1%, 30-year loan, payable at 1% interest only, principal accrual until sale, refinance, or end of the loan term. The loan will be due on sale or transferrable with Cook County permission. A twenty (20) year affordability period will also apply.

15-0997

Presented by: MICHAEL JASSO, Director, Department of Planning and Development

PROPOSED HOME INVESTMENT PARTNERSHIPS PROGRAM

Department: Planning and Development

Other Part(ies): A Safe Haven and West Suburban Neighborhood Preservation Agency (WSNPA) or any other legal entity in formation by A Safe Haven and WSNPA for the purposes of this project.

Request: The Department respectfully requests approval of this project, and that the Bureau Chief of Economic Development or their designee be authorized to execute, on behalf of the County of Cook, any and all documents necessary to further the project approved herein, including, but not limited to funding agreements, intergovernmental agreements, amendments, and modifications thereto. The approval of this project by the Honorable Body will permit staff to issue necessary commitments to allow this project to move forward.

Total Development Cost: \$11,902,595.00

Project Loan Amount: \$1,750,000.00

Fiscal Impact: \$1,750,000.00

Account(s): 7721301.580170

Summary: The Cook County Department of Planning and Development within the Bureau of Economic Development respectfully submits the attached HOME Investment Partnerships Program (HOME) project loan recommendation in the amount of \$1,750,000.00 to A Safe Haven and West Suburban Neighborhood Preservation Agency (WSNPA) or any other legal entity in formation by A Safe Haven and WSNPA for the purposes of this project.

This project loan will be utilized to support HOME-eligible project costs incurred during the new construction of thirty-five (35) units of permanent supportive housing for veterans and their families. Eighteen (18) of the 35 units will be HOME-assisted. The total development cost (TDC) is \$11,902,595.00. The requested HOME funds account for 14.7 percent of the TDC. Additional funding sources include, IHDA HOME and/or Low-Income Housing Trust Fund loan, a DCEO Energy Grant, and equity generated through the sale of Low-Income Housing Tax Credits (LIHTC).

The requested HOME funds would subsidize the project via a permanent loan based upon the following terms: A 1%, 30-year loan, payable at 1% interest only, principal accrual until sale, refinance, or end of the loan term. The loan will be due on sale or transferrable with Cook County permission. A twenty (20) year affordability period will also apply.

15-0998

Presented by: MICHAEL JASSO, Director, Department of Planning and Development

PROPOSED HOME INVESTMENT PARTNERSHIPS PROGRAM

Department: Planning and Development

Other Part(ies): Turnstone Development Corporation (TDC) or any other legal entity in formation by TDC for the purposes of this project.

Request: The Department respectfully requests approval of this project, and that the Bureau Chief of Economic Development or their designee be authorized to execute, on behalf of the County of Cook, any and all documents necessary to further the project approved herein, including, but not limited to funding agreements, intergovernmental agreements, amendments, and modifications thereto. The approval of this project by the Honorable Body will permit staff to issue necessary commitments to allow this project to move forward.

Total Development Cost: \$19,118,772.00

Project Loan Amount: \$2,663,304.00

Fiscal Impact: \$2,663,304.00

Account(s): 7721401.580170

Summary: The Cook County Department of Planning and Development within the Bureau of Economic Development respectfully submits the attached HOME Investment Partnerships Program (HOME) project loan recommendation in the amount of \$2,663,304.00 to Turnstone Development Corporation (TDC) or any other legal entity in formation by TDC for the purposes of this project. This project loan will be utilized to support HOME-eligible project costs incurred during the new construction of a seventy-one (71) unit multi-family rental senior housing project in Northlake, Illinois.

Fifty-six units will be HOME-assisted. The total development cost (TDC) is \$19,118,772.00. The requested HOME funds account for fourteen (14) percent of the TDC. Additional funding sources include IHDA HOME Funds and LIHTC and a DCEO Energy Grant.

The requested HOME funds would subsidize the project via a permanent loan based upon the following terms: A 1%, 30-year loan, payable at 1% interest only, principal accrual until sale, refinance, or end of the loan term. The loan will be due on sale or transferrable with Cook County permission. A twenty (20) year affordability period will also apply.

15-0999

Presented by: MICHAEL JASSO, Director, Department of Planning and Development

PROPOSED COMMUNITY DEVELOPMENT BLOCK GRANT - DISASTER RECOVERY (CDBG-DR)

Department: Planning and Development

Other Part(ies): DRE, Inc. or any other legal entity in formation by DRE, Inc. for the purposes of this project.

Request: The Department respectfully requests approval of this project, and that the Bureau Chief of Economic Development or their designee be authorized to execute, on behalf of the County of Cook, any and all documents necessary to further the project approved herein, including, but not limited to funding agreements, intergovernmental agreements, amendments, and modifications thereto. The approval of this project by the Honorable Body will permit staff to issue necessary commitments to allow this project to move forward.

Total Development Cost: \$10,504,453.00

Project Loan Amount: \$750,000.00

Fiscal Impact: \$750,000.00

Account(s): 9101401.580170

Summary: The Cook County Department of Planning and Development within the Bureau of Economic Development respectfully submits the attached Community Development Block Grant Disaster Recovery (CDBG-DR) project loan recommendation in the amount of \$750,000.00 to DRE, Inc. or any other legal entity in formation by DRE, Inc. for the purposes of this project.

This project loan will be utilized to support CDBG-DR-eligible project costs incurred during the rehabilitation of a ninety-six (96) unit multi-family rental housing project in Blue Island, IL. Forty-eight units will be CDBG-DR-assisted. The total development cost (TDC) is \$10,504,453.00. The requested CDBG-DR funds account for seven (7) percent of the TDC. Additional funding sources include IHDA Housing Trust Fund, tax exempt bonds, and DCEO Energy Grant.

The requested CDBG-DR funds would subsidize the project via a permanent loan based upon the following terms: A 1%, 30-year loan, payable at 1% interest only, principal accrual until sale, refinance, or end of the loan term. The loan will be due on sale or transferrable with Cook County permission. A fifteen (15) year affordability period will also apply.

15-1022

Sponsored by: TONI PRECKWINKLE, President, and JOAN PATRICIA MURPHY, County Commissioner

PROPOSED RESOLUTION

KOCSIS BROTHERS MACHINE COMPANY 6B SER

WHEREAS, the Cook County Bureau of Economic Development received and reviewed a Real Property Assessment Classification 6b Sustainable Emergency Relief (SER) application containing the following information:

Applicant: Kocsis Brothers Machine Company

Address: 11755 South Austin Avenue

Municipality or Unincorporated Township: Alsip

Cook County District: 6

Permanent Index Number: 24-20-402-028-0000; 24-20-402-032-0000; 24-20-402-033-0000; 24-20-402-034-0000; 24-20-402-045-0000

Municipal Resolution Number: 2014-7-R-2

Number of years property occupied by same industrial user: 20

Special circumstances justification requested: Yes

Evidence of economic hardship: Deterioration, Overcrowding of Structures, Obsolescence

Estimated # of jobs created by this project: N/A

Estimated # of jobs retained at this location: 105 full-time, 0 part-time

Estimated # of employees in Cook County: 105 full-time, 0 part-time

Estimated # of construction jobs: N/A

Proposed use of property: Industrial - Manufacturing

Living Wage Ordinance Compliance Affidavit Provided: Yes

WHEREAS, the Cook County Board of Commissioners has adopted a Real Property Assessment Classification 6b Sustainable Emergency Relief (SER) Program that provides an applicant a reduction in the assessment level for a qualified industrial facility; and

WHEREAS, the Cook County Classification System for Assessment defines abandoned property as buildings and other structures that, after having been vacant and unused for at least 24 continuous months, have been purchased for value by a purchaser in whom the seller has no direct financial interest; and

WHEREAS, in the instance where real estate does not meet the definition of abandoned property as defined herein, the municipality or the County Board, as the case may be, may still determine that special circumstances justify finding that the property is deemed qualified for purpose of Class 6b under the SER Program; and

WHEREAS, Class 6b SER requires the validation by the County Board of the finding that the property is deemed qualified for purposes of Class 6b SER; and

WHEREAS, the industrial enterprise that occupies the premises has been at the same location for a minimum of ten years prior to the date of application for the SER Program;

WHEREAS, the industrial enterprise that occupies the premises has submitted evidence of hardship supporting a determination that participation in the SER Program is necessary for the industrial enterprise to continue operations at its current location and maintain its staff, and that without such designation the industrial enterprise would not be economically viable causing the property to be in imminent risk of becoming vacant and unused; and

WHEREAS, the applicant is not receiving another Cook County property tax incentive for the same property; and

WHEREAS, the municipality states the Class 6b SER is necessary for development to occur on this specific real estate. The municipal resolution cites the qualifications of this property to meet the definition of the Class 6b SER; and

WHEREAS, industrial real estate is normally assessed at 25% of its market value, qualifying industrial real estate eligible for the Class 6b SER can receive a significant reduction in the level of assessment from the date that new construction or rehabilitation has been completed, or in the case of abandoned property from the date of substantial re-occupancy. Properties receiving Class 6b SER will be assessed at 10% of the market value for 10 years, 15% for the 11th year and 20% in the 12th year; and

NOW, THEREFORE, BE IT RESOLVED, by the President and Board of Commissioners of the County of Cook, that the President and Board of Commissioners validate the above-captioned property is deemed abandoned with special circumstances under the Class 6b SER; and

BE IT FURTHER RESOLVED, that the County Clerk is hereby authorized and directed to forward a certified copy of this resolution to the Office of the Cook County Assessor.

15-1042

Sponsored by: TONI PRECKWINKLE, President, and PETER N. SILVESTRI, County Commissioner

PROPOSED RESOLUTION

MANOR TOOL & MANUFACTURING COMPANY CLASS 6B SER

WHEREAS, the Cook County Bureau of Economic Development received and reviewed a Real Property Assessment Classification 6b Sustainable Emergency Relief (SER) application containing the following information:

Applicant: Manor Tool & Manufacturing Company

Address: 9200 S. Ivanhoe Street

Municipality or Unincorporated Township: Schiller Park

Cook County District: 9

Permanent Index Number: 12-22-100-130-0000

Municipal Resolution Number: 16-14

Number of years property occupied by same industrial user: 30

Special circumstances justification requested: Yes

Evidence of economic hardship: Dilapidation, Deterioration, Deleterious land use and layout

Estimated # of jobs created by this project: N/A

Estimated # of jobs retained at this location: 39 full-time, 2 part-time

Estimated # of employees in Cook County: Same as above

Estimated # of construction jobs: N/A

Proposed use of property: Industrial - Manufacturing

Living Wage Ordinance Compliance Affidavit Provided: Yes

WHEREAS, the Cook County Board of Commissioners has adopted a Real Property Assessment Classification 6b Sustainable Emergency Relief (SER) Program that provides an applicant a reduction in the assessment level for a qualified industrial facility; and

WHEREAS, the Cook County Classification System for Assessment defines abandoned property as buildings and other structures that, after having been vacant and unused for at least 24 continuous months, have been purchased for value by a purchaser in whom the seller has no direct financial interest;

and

WHEREAS, in the instance where real estate does not meet the definition of abandoned property as defined herein, the municipality or the County Board, as the case may be, may still determine that special

NOW, THEREFORE, BE IT RESOLVED, that the Cook County Board of Commissioners does hereby do what you are suggesting or endorsing with this resolution.

15-1047

Sponsored by: TONI PRECKWINKLE, President, and TIMOTHY O. SCHNEIDER, County Commissioner

PROPOSED RESOLUTION

SSK HOLDINGS OR ITS ASSIGNEE 6B PROPERTY TAX INCENTIVE REQUEST

WHEREAS, the Cook County Bureau of Economic Development received and reviewed a Real Property Assessment Classification 6b application containing the following information:

Applicant: SSK Holdings or Its Assignee

Address: 1717 Gifford Road

Municipality or Unincorporated Township: Elgin

Cook County District: 15

Permanent Index Number: 06-31-202-001-0000; 06-31-202-003-0000; 06-31-202-007-0000; 06-31-202-008-0000; Class 5-80; 06-31-202-009-0000; 06-31-202-014-0000; 06-31-202-015-0000

Municipal Resolution Number: 14-155

Number of month property vacant/abandoned: 10

Special circumstances justification requested: Yes

Estimated Number of jobs created by this project: 10-20 full-time

Estimated Number of jobs retained at this location: 75 full-time

Estimated Number of employees in Cook County: N/A

Estimated Number of construction jobs: 50 construction jobs

Proposed use of property: Manufacturing

Living Wage Ordinance Compliance Affidavit Provided: Yes

WHEREAS, the Cook County Board of Commissioners has adopted a Real Property Assessment Classification 6b that provides an applicant a reduction in the assessment level for an abandoned industrial facility; and

WHEREAS, the Cook County Classification System for Assessment defines abandoned property as buildings and other structures that, after having been vacant and unused for at least 24 continuous months, have been purchased for value by a purchaser in whom the seller has no direct financial interest; and

WHEREAS, in the instance where the property does not meet the definition of abandoned property, the municipality or the Board of Commissioners, may determine that special circumstances may exist that justify finding that the property is abandoned for purpose of Class 6b; and

WHEREAS, in the case of abandonment of less than 24 months and purchase for value, by a purchaser in whom the seller has no direct financial interest, the County may determine that special circumstances justify finding the property is deemed abandoned; and

WHEREAS, Class 6b requires the validation by the County Board of the shortened period of qualifying abandonment in cases where the facility has been abandoned for less than 24 consecutive months upon purchase for value; and

WHEREAS, the municipality states the Class 6b is necessary for development to occur on this specific real estate. The municipal resolution cites the qualifications of this property to meet the definition of abandoned with special circumstances; and

WHEREAS, industrial real estate is normally assessed at 25% of its market value, qualifying industrial real estate eligible for the Class 6b can receive a significant reduction in the level of assessment from the date that new construction or rehabilitation has been completed, or in the case of abandoned property from the date of substantial re-occupancy. Properties receiving Class 6b will be assessed at 10% of the market value for 10 years, 15% for the 11th year and 20% in the 12th year; and

NOW, THEREFORE, BE IT RESOLVED, by the President and Board of Commissioners of the County of Cook, that the President and Board of Commissioners validate the above-captioned property is deemed abandoned with special circumstances under the Class 6b; and

BE IT FURTHER RESOLVED, that the County Clerk is hereby authorized and directed to forward a certified copy of this resolution to the Office of the Cook County Assessor.

15-1048

Sponsored by: TONI PRECKWINKLE, President, and GREGG GOSLIN, County Commissioner

PROPOSED RESOLUTION

PRECISION ZONE SERVICE COMPANY 6B PROPERTY TAX INCENTIVE REQUEST

WHEREAS, the Cook County Bureau of Economic Development received and reviewed a Real Property Assessment Classification 6b application containing the following information:

Applicant: Precision Zone Service Company

Address: 311 Elgidi Drive

Municipality or Unincorporated Township: Wheeling

Cook County District: 14

Permanent Index Number: 03-02-316-040-0000

Municipal Resolution Number: 14-167

Number of month property vacant/abandoned: 13

Special circumstances justification requested: Yes

TEERM (TEMPORARY EMERGENCY ECONOMIC RECOVERY MODIFICATION (Vacant for more than 12 months but less than 24 months - No Purchase for Value) Justification: Yes

Estimated Number of jobs created by this project: 20 full-time

Estimated Number of jobs retained at this location: four (4) full-time

Estimated Number of employees in Cook County: N/A

Estimated Number of construction jobs: five (5) - 10 construction jobs

Proposed use of property: Manufacturing

Living Wage Ordinance Compliance Affidavit Provided: Yes

WHEREAS, the Cook County Board of Commissioners has adopted a Real Property Assessment Classification 6b that provides an applicant a reduction in the assessment level for an abandoned industrial/commercial facility; and

WHEREAS, the Cook County Classification System for Assessment defines abandoned property as buildings and other structures that, after having been vacant and unused for more than 24 continuous months, there has been no purchased for value by a purchaser and the property is in need of substantial rehabilitation; and

WHEREAS, in the instance where the property does not meet the definition of abandoned property, the municipality or the Board of Commissioners, may determine that special circumstances may exist that justify finding that the property as abandoned for purpose of the Class 6b TEERM (TEMPORARY EMERGENCY ECONOMIC RECOVERY MODIFICATION; and

WHEREAS, in the case of abandonment according to the TEERM definition, abandonment is defined as a facility being vacant over 12 months but less than 24 months with no purchase for value by a disinterested buyer, in such instances, the County may determine that special circumstances exist under TEERM; thus qualifying the property as abandoned; and

WHEREAS, Class 6b TEERM requires a resolution by the County Board validating the property as abandoned for the purpose of the Class 6b TEERM; and

WHEREAS, the municipality states the Class 6b TEERM is necessary for development to occur on this specific real estate. The municipal resolution cites the qualifications of this property to meet the definition of abandoned with special circumstances; and

WHEREAS; commercial real estate is normally assessed at 25% of its market value, qualifying commercial real estate eligible for the Class 6b can receive a significant reduction in the level of assessment from the date that new construction or rehabilitation has been completed, or in the case of abandoned property from the date of substantial re-occupancy. Properties receiving Class 6b will be assessed at 10% of the market value for 10 years, 15% for the 11th year and 20% in the 12th year; and

NOW, THEREFORE, BE IT RESOLVED, by the President and Board of Commissioners of the County of Cook, that the President and Board of Commissioners validate the above-captioned property is deemed abandoned with special circumstances under the Class 6b TEERM; and

BE IT FURTHER RESOLVED, that the County Clerk is hereby authorized and directed to forward a certified copy of this resolution to the Office of the Cook County Assessor.

15-1052

Sponsored by: TONI PRECKWINKLE, President, and DEBORAH SIMS, County Commissioner

PROPOSED RESOLUTION

SBS BUILDING LLC 6B PROPERTY TAX INCENTIVE REQUEST

WHEREAS, the Cook County Bureau of Economic Development received and reviewed a Real Property Assessment Classification 6b application containing the following information:

Applicant: SBS BUILDING LLC

Address: 13800 South California Avenue

Municipality or Unincorporated Township: Blue Island

Cook County District: 6

Permanent Index Number: 28-01-111-071-0000

Municipal Resolution Number: 2014-050

Number of month property vacant/abandoned: 5

Special circumstances justification requested: Yes

Estimated Number of jobs created by this project: 2 full-time, 0 part-time

Estimated Number of jobs retained at this location: 5 full-time, 0 part-time

Estimated Number of employees in Cook County: 5 full-time, 0 part-time

Estimated Number of construction jobs: 5 full-time, 0 part-time

Proposed use of property: Industrial- Distribution

Living Wage Ordinance Compliance Affidavit Provided: Yes

WHEREAS, the Cook County Board of Commissioners has adopted a Real Property Assessment Classification 6b that provides an applicant a reduction in the assessment level for an abandoned industrial facility; and

WHEREAS, the Cook County Classification System for Assessment defines abandoned property as buildings and other structures that, after having been vacant and unused for at least 24 continuous months, have been purchased for value by a purchaser in whom the seller has no direct financial interest; and

WHEREAS, in the instance where the property does not meet the definition of abandoned property, the municipality or the Board of Commissioners, may determine that special circumstances may exist that justify finding that the property is abandoned for purpose of Class 6b; and

WHEREAS, in the case of abandonment of less than 24 months and purchase for value, by a purchaser in whom the seller has no direct financial interest, the County may determine that special circumstances justify finding the property is deemed abandoned; and

WHEREAS, Class 6b requires the validation by the County Board of the shortened period of qualifying abandonment in cases where the facility has been abandoned for less than 24 consecutive months upon purchase for value; and

WHEREAS, the municipality states the Class 6b is necessary for development to occur on this specific real estate. The municipal resolution cites the qualifications of this property to meet the definition of abandoned with special circumstances; and

WHEREAS, industrial real estate is normally assessed at 25% of its market value, qualifying industrial real estate eligible for the Class 6b can receive a significant reduction in the level of assessment from the date that new construction or rehabilitation has been completed, or in the case of abandoned property from the date of substantial re-occupancy. Properties receiving Class 6b will be assessed at 10% of the market value for 10 years, 15% for the 11th year and 20% in the 12th year; and

NOW, THEREFORE, BE IT RESOLVED, by the President and Board of Commissioners of the County of Cook, that the President and Board of Commissioners validate the above-captioned property is deemed abandoned with special circumstances under the Class 6b; and

BE IT FURTHER RESOLVED, that the County Clerk is hereby authorized and directed to forward a certified copy of this resolution to the Office of the Cook County Assessor.

BUREAU OF HUMAN RESOURCES

15-1025

Presented by: TRACEY LADNER, Chief, Bureau of Human Resources; LAWRENCE WILSON, County Comptroller

REPORT

Department: Human Resources

Request: Receive and File

Report Title: Human Resources Biweekly Activity Reports for 2014 Pay Period 26, 2015 Pay Period 1 and the report of the Fiscal Year 2015 Budget Changes.

Report Period: Pay Period 26: 11/30/2014 - 12/13/2014, Pay Period 1: 12/14/2014 - 12/27/2014 and the report of the Fiscal Year 2015 Budget Changes.

Summary: Submitting the Human Resources Activity Reports covering the pay periods listed above and the report of the Fiscal Year 2015 Budget Changes.

BUREAU OF TECHNOLOGY
CHIEF INFORMATION OFFICER

15-0321

Presented by: SIMONA ROLLINSON, Chief Information Officer, Bureau of Technology

REPORT

Department: Cook County Bureau of Technology

Request: Refer to the Committee on Technology

Report Title: Quarterly Progress Report on the Creation of the Automated Criminal Justice System

Report Period: 9/1/2014 - 11/30/2014

Summary: Pursuant to Resolution 13-2002, the CIO shall update the Board of Commissioners via the Technology Committee on progress being made towards achieving the goal of an integrated, automated Cook County Criminal Justice System on a quarterly basis beginning with the first quarter of the FY2014. This is the fourth quarterly report of FY2014.

VARIOUS COUNTY AGENCIES

15-1196

PROPOSED CONTRACT

Department(s): CCHHS; State's Attorney

Vendor: Nationwide Credit & Collections, Inc, Oakbrook Illinois

Request: Authorization for the Chief Procurement Officer to enter into and execute

Good(s) or Service(s): Debt Collection Services

Contract Value: Revenue Generating Contract

Contract period: 2/1/2015-1/30/2020 with one (1) one-year renewal option

Potential Fiscal Year Budget Impact: Revenue Generating Contract

Accounts: Various

Contract Number(s): 1490-13840C

Concurrences:

The vendor has met the Minority and Women Owned Business Enterprise Ordinance.

Chief Procurement Officer concurs

Summary: This contract is for Countywide Debt Collection Services. The vendor will provide comprehensive debt collection services on behalf of the Cook County State's Attorney's Office on outstanding accounts classified as uncollectible by the Cook County Health and Hospital System (CCHHS). Request for Proposal (RFP) procedures were followed in accordance with the Cook County Procurement Code. Nationwide Credit & Collections, Inc. was selected based on established evaluation criteria. The contract includes a contingency fee on collections as follows: (CCHHS) Primary Accounts (14.5%) Litigation/Lien (18%).

15-1199

PROPOSED CONTRACT

Department(s): Revenue; Clerk of the Circuit Court; State's Attorney

Vendor: AllianceOne Receivables Management, Inc., Gig Harbor, Washington

Request: Authorization for the Chief Procurement Officer to enter into and execute

Good(s) or Service(s): Debt Collection Services

Contract Value: Revenue Generating Contract

Contract period: 2/1/2015-1/30/2020

Potential Fiscal Year Budget Impact: Revenue Generating Contract

Accounts: Various

Contract Number(s): RFP NO. 1490-13840

Concurrences:

The vendor has met the Minority and Women Owned Business Enterprise Ordinance.

Chief Procurement Officer concurs

Summary: This contract is for Countywide Debt Collection Services. The vendor will provide comprehensive debt collection services on behalf of the Cook County State's Attorney's Office on outstanding accounts classified as uncollectible by the Clerk of the Circuit Court and the Cook County Department of Revenue. A Request for Proposal (RFP) was issued for these services and the committee recommends AllianceOne Receivables Management, Inc., after conducting a comprehensive and objective evaluation of all proposals submitted on the conditions listed in the RFP, overall presentation, responses to clarification and pricing. The contract includes a contingency fee as follows. **Contingency Fee:** Revenue): Primary Accounts (16%), Litigation (26%); **Contingency Fee:** (Clerk): Primary (15.49%,) Litigation (15.49%)

15-1205

PROPOSED CONTRACT

Department(s): Revenue; Clerk of the Circuit Court; CCHHS; State's Attorney

Vendor: Penn Credit Corporation, Harrisburg, Pennsylvania

Request: Authorization for the Chief Procurement Officer to enter into and execute

Good(s) or Service(s): Debt Collection Services

Contract Value: Revenue Generating Contract

Contract period: 2/1/2015-1/30/2020 with one (1) one-year renewal option

Potential Fiscal Year Budget Impact: Revenue Generating Contract

Accounts: Various

Contract Number(s): 1490-13840D

Concurrences:

The vendor has met the Minority and Women Owned Business Enterprise Ordinance.

Chief Procurement Officer concurs

Summary: This contract is for Countywide Debt Collection Services. The vendor will provide comprehensive debt collection services on behalf of the Cook County State's Attorney's Office on outstanding accounts classified as uncollectible by the Clerk of the Circuit Court, Cook County Department of Revenue and Cook County Health and Hospital System. Request for Proposal (RFP) procedures were followed in accordance with the Cook County Procurement Code. Penn Credit Corporation was selected based on established evaluation criteria. The contract contains a contingency fee on collections as follows: (Revenue, Clerk, and CCHHS) Primary Accounts (17%) Litigation (25%).

15-1211

PROPOSED CONTRACT

Department(s): Revenue; State's Attorney

Vendor: Gila LLC d/b/a MSB (Municipal Services Bureau) Austin, Texas

Request: Authorization for the Chief Procurement Officer to enter into and execute

Good(s) or Service(s): Debt Collection Services

Contract Value: Revenue Generating Contract

Contract period: 2/1/1015-1/30/2020 with one (1) one-year renewal option

Potential Fiscal Year Budget Impact: Revenue Generating Contract

Accounts: Various

Contract Number(s): 1490-13840B

Concurrences:

The vendor has met the Minority and Women Owned Business Enterprise Ordinance.
Chief Procurement Officer concurs

Summary: This contract is for Countywide Debt Collection Services. The vendor will provide comprehensive debt collection services on behalf of the Cook County State's Attorney's Office on outstanding accounts classified as uncollectible by the Cook County Department of Revenue. Request for Proposal (RFP) procedures were followed in accordance with the Cook County Procurement Code. Gila LLC d/b/a MSB (Municipal Services Bureau) was selected based on established evaluation criteria. The contract includes a contingency fee on collections as follows: (Revenue) Primary Accounts (17%) Litigation (20.48%).

OFFICE OF THE COUNTY CLERK

15-1060

Presented by: DAVID ORR, County Clerk

PROPOSED CONTRACT AMENDMENT

Department(s): Cook County Clerk

Vendor: Lake County Press, Inc., Waukegan, Illinois

Request: Authorization for the Chief Procurement Officer to renew and increase contract

Good(s) or Service(s): Optical Scan Ballot Printing Services

Original Contract Period: 1/18/2012 - 1/17/2014

Proposed Contract Period Extension: 1/18/2015 - 1/17/2016

Total Current Contract Amount Authority: \$1,983,291.00

Original Approval (Board or Procurement): 11/1/2011, \$1,123,291.00

Previous Board Increase(s) or Extension(s): 12/4/2013, \$860,000.00, 1/18/2014 - 1/17/2015

Previous Chief Procurement Officer Increase(s) or Extension(s): N/A

This Increase Requested: \$224,459.00

Potential Fiscal Impact: FY 2015 \$224,459.00

Accounts: 524-240

Contract Number(s): 11-83-001

Concurrences:

The vendor has met the Minority and Women Owned Business Enterprise Ordinance.

The Chief Procurement Officer concurs.

Summary: This renewal and increase will allow Lake County Press, Inc. to continue to print optical scan ballots used for absentee voting and in-person voting at precincts on Election Day. Lake County Press, Inc. will provide ballots for the 2/24/2015 Consolidated Primary and the 4/17/2015 Consolidated Election. This is the second of two (2), one (1) year renewal options.

OFFICE OF THE SHERIFF
FISCAL ADMINISTRATION AND SUPPORT SERVICES

15-0788

Presented by: THOMAS J. DART, Sheriff of Cook County; ALEXIS HERRERA, Chief Financial Officer, Sheriff's Office

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

PROPOSED RESOLUTION

REGARDING COOK COUNTY SHERIFF'S POLICE CHANGE IN SIGNATORIES ON BANK ACCOUNTS

WHEREAS, The Cook County Board of Commissioners has the legal authority to authorize its departments and offices to open and maintain checking and savings accounts at various banks; and

WHEREAS, it is now necessary to update those persons who are authorized to be signatories on these checking and savings accounts.

NOW, THEREFORE, BE IT RESOLVED, that the checking account and/or savings accounts at Seaway Bank and Trust Company for the following purposes, be updated for the Sheriff's Police Department, 1505 Holding Trust Fund, 1505 Operations, Federal Justice Account, Federal Treasury Account, Money Laundering Account, ERPS Holding Account, 810 Contingency Fund, Special Operations Investigations, DUI-Enforcement, Administrative Tow Revenue and Women's Justice Services Funds; and

BE IT FURTHER RESOLVED, the following are the names of those persons who are authorized to sign checks on these checking and/or savings accounts and that the signatories of at least two (2) of these shall be required on each check:

1. Brian White
2. Patrick Dwyer
3. Patricia Echols
4. Marlon Parks
5. Scott Cassidy

BE IT FURTHER RESOLVED, that the following persons heretofore designated to be signatory shall be deleted:

1. Thomas Fleming
2. Kevin Ruel

BE IT FURTHER RESOLVED, that any funds drawn on said account for deposit with the Cook County Treasurer/Comptroller be transmitted to the Cook County Comptroller with an itemization of collections and designation of account in the Office of the Comptroller.

OFFICE OF THE STATE'S ATTORNEY

15-0883

Presented by: ANITA ALVAREZ, Cook County State's Attorney; GARVIN G. AMBROSE, Chief of Staff, State's Attorney's Office

PROPOSED GRANT AWARD RENEWAL

Department: Cook County State's Attorney's Office

Grantee: Cook County State's Attorney's Office

Grantor: Illinois Criminal Justice Information Authority

Request: Authorization to renew grant

Purpose: This grant will provide continued funding for the Sexual Assault/Domestic Violence Prosecution Coordination Program, which enables the State's Attorney's Office to better utilize staff and resources to effectively address the combined issues of sexual assault and domestic violence.

Grant Amount: \$665,879.00

Grant Period: 1/1/2015 - 12/31/2015

Fiscal Impact: \$359,532.00 (Required Match; \$221,960.00; Over-Match: \$137,572.00)

Accounts: 250-818

Most Recent Date of Board Authorization for Grant: 4/9/2014

Most Recent Grant Amount: \$665,879.00

Concurrences:

The Budget Department has received all requisite documents and determined the fiscal impact on Cook County, if any.

Summary: This grant will provide continued funding for the Sexual Assault/Domestic Violence Prosecution Coordination Program, which enables the State's Attorney's Office to better utilize staff and resources to effectively address the combined issues of sexual assault and domestic violence. This program provides funding to allow the State's Attorney's Office to dedicate four (4) assistant state's attorneys, two (2) investigators, two (2) victim specialists, one (1) Domestic Violence Resource Center Coordinator and one (1) administrative assistant. This grant requires that our office match one dollar for each three dollars of federal funding. The match commitment for this program is a cash match that supports the full salary and fringe benefits of one (1) assistant state's attorney, a portion of the salary of one (1) assistant state's attorney, as well as a portion of the fringe benefits for the remaining personnel.

15-0887

Presented by: ANITA ALVAREZ, Cook County State's Attorney; GARVIN G. AMBROSE, Chief of Staff, State's Attorney's Office;

PROPOSED GRANT AWARD RENEWAL

Department: Cook County State's Attorney's Office

Grantee: Cook County State's Attorney

Grantor: Illinois Motor Vehicle Theft Prevention Council

Request: Authorization to renew grant

Purpose: The personnel funded by this grant work to increase the prosecution of offenders involved in motor vehicle theft and other motor vehicle related crimes.

Grant Amount: \$823,644.00

Grant Period: 1/1/2015 - 12/31/2015

Fiscal Impact: None

Accounts: None

Most Recent Date of Board Authorization for Grant: 2/19/2014

Most Recent Grant Amount: \$823,644.00

Concurrences:

The Budget Department has received all requisite documents and determined the fiscal impact on Cook County, if any.

Summary: This grant renewal provides one year of continued funding for the Motor Vehicle Theft Prosecutions Unit. This grant funds the salaries and benefits for five (5) assistant state's attorneys, one (1) state's attorney investigator, and one (1) administrative assistant located at 2650 South California Ave. The personnel funded by this grant work to increase the prosecution of offenders involved in motor vehicle theft and other motor vehicle related crimes.

OFFICE OF THE STATE'S ATTORNEY CIVIL ACTIONS BUREAU

15-0916

Presented by: DANIEL F. GALLAGHER, Deputy State's Attorney, Chief, Civil Actions Bureau

PROPOSED PREVIOUSLY APPROVED ITEM AMENDMENT

Department: State's Attorney's Office, Civil Actions Bureau

Request: Requesting authorization from the Cook County Board of Commissioners to approve as amended

Item Number: 14-6356

Fiscal Impact: N/A

Account(s): N/A

Original Text of Item:

PROPOSED SETTLEMENTS

Case: Collins v. Dart, et al.

Case No: 13 C 3924

Settlement Amount: \$8,000.00

Fixed Charges Department: 499 (Public Safety)

Payable to: ~~Sandra Hayes~~ "Roszell Collins and the Trust Fund of Sandman Levy and Petrich" on behalf of Mr. Collins."

Litigation Subcommittee Approval: N/A

Subject matter: Allegations of civil rights violations

COMMITTEE ITEMS REQUIRING BOARD ACTION

LEGISLATION AND INTERGOVERNMENTAL RELATIONS COMMITTEE MEETING OF DECEMBER 17, 2014 (RECESSED AND RECONVENED MEETING AT 1pm)

14-6582 - PROPOSED APPOINTMENT Gregory Zyvert, Cook County Employee Appeals Board

LEGISLATION AND INTERGOVERNMENTAL RELATIONS COMMITTEE MEETING OF JANUARY 20, 2015

15-0603 - PROPOSED APPOINTMENT Patrick M. Brady, Cook County Sheriff's Merit Board

15-0675 - PROPOSED ORDINANCE AMENDMENT Ordinance Governing Presidential Appointments to Cook County Departments or Agencies

15-0706 - PROPOSED RESOLUTION Requesting a hearing of the Legislation and Intergovernmental Relations Committee to discuss pending legislation before the Illinois General Assembly and the United States Congress

BUSINESS AND ECONOMIC DEVELOPMENT COMMITTEE MEETING OF JANUARY 20, 2015

15-0484 - PROPOSED RESOLUTION Remington Northwest LLC 6B Property Tax Incentive Request

15-0486 - PROPOSED RESOLUTION Bloomingdale Enterprises 6B Property Tax Incentive Request

15-0521 - PROPOSED RESOLUTION Yaser Mohammed Class 8 Property Tax Incentive Request

15-0522 - PROPOSED RESOLUTION Cabot Acquisitions, LLC Class 6B SER

15-0583 - PROPOSED RESOLUTION The Bazaar, Inc. Or Its Assignee 6B Property Tax Incentive Request

15-0592 - PROPOSED RESOLUTION Realty Associates Fund VIII, L.P. 6B Property Tax Incentive Request

RULES COMMITTEE MEETING OF JANUARY 21, 2015

15-1112 - JOURNAL OF PROCEEDINGS of the special meeting held on 12/1/2014

15-1113 - JOURNAL OF PROCEEDINGS of the special meeting held on 12/10/2014

15-1115 - JOURNAL OF PROCEEDINGS of the regular meeting held on 12/17/2014

FINANCE COMMITTEE MEETING OF JANUARY 21, 2015

COURT ORDERS

SUBROGATION RECOVERIES

SELF-INSURANCE CLAIMS

PROPOSED SETTLEMENTS

PATIENT/ARRESTEE CLAIMS

EMPLOYEES' INJURY COMPENSATION CLAIMS

15-0935 - REVENUE REPORT Period Ending 11/30/2014

15-0668 - REPORT Cook County Health and Hospitals System Monthly Report, January 2015

15-0022 - PROPOSED ORDINANCE Theft of Services

ZONING AND BUILDING COMMITTEE MEETING OF JANUARY 21, 2015

MAP AMENDMENT/SPECIAL USE/VARIATION

14-2566 - RECOMMENDATION OF THE ZONING BOARD OF APPEALS Request: Map Amendment MA-14-0002, Special Use for Planned Unit Development SU-14-0003 and Variance VA-14-0008

SPECIAL USE

15-0823 - RECOMMENDATION OF THE ZONING BOARD OF APPEALS Request: Special Use SU 13-05

SPECIAL USE and VARIATIONS

15-0862 - RECOMMENDATION OF THE ZONING BOARD OF APPEALS Request: Special Use SU 14-04 and Variation V 14-37

15-0863 - RECOMMENDATION OF THE ZONING BOARD OF APPEALS Request: Special Use SU 14-05 and Variation V 14-38

15-0817 - RECOMMENDATION OF THE ZONING BOARD OF APPEALS Request: Variation V 14-60

15-0818 - RECOMMENDATION OF THE ZONING BOARD OF APPEALS Request: Variation V 14-61

15-0819 - RECOMMENDATION OF THE ZONING BOARD OF APPEALS Request: Variation V 14-63

15-0821 - RECOMMENDATION OF THE ZONING BOARD OF APPEALS Request: Variation V 14-64

15-0822 - RECOMMENDATION OF THE ZONING BOARD OF APPEALS Request: Variation V 14-66

15-0600 - PROPOSED ORDINANCE Cook County Zoning Use Certificate Adopting Ordinance

ROADS AND BRIDGES COMMITTEE MEETING OF JANUARY 21, 2015

15-0015 - PROPOSED SUPPLEMENTAL IMPROVEMENT RESOLUTION (TRANSPORTATION AND HIGHWAYS)

15-0329 - PROPOSED SUPPLEMENTAL IMPROVEMENT RESOLUTION (TRANSPORTATION AND HIGHWAYS)

15-0676 - PROPOSED ORDINANCE AMENDMENT An Ordinance Governing the Disposition of Surplus Cook County Transportation and Highway Department Property