

# VILLAGE OF STICKNEY

6533 West Pershing Road  
Stickney, Illinois 60402-4048  
Phone - 708-749-4400  
Fax - 708-749-4451



**Jeff Walik**  
Village President

**Mary Hrejsa**  
**Tim Kapolnek**

Village Trustees  
**Mitchell Milenkovic**  
**Sam Savopoulos**

**Leandra Torres**  
**Jeff White**



**Audrey McAdams**  
Village Clerk

## REGULAR MEETING BOARD OF TRUSTEES

**Tuesday, June 18, 2019**

### Meeting Agenda

1. Call to Order
2. Pledge of Allegiance
3. Roll Call
4. Approve Minutes of Previous Regular Meeting
5. Authorize Payment of Bills
6. Pass and Approve Ordinance 2019-07, "An Ordinance Amending Chapter 78, Section 78-311 of the Village of Stickney Municipal Code Regarding the Hotel/Motel Room Tax for the Village of Stickney, County of Cook, State of Illinois"
7. Pass and Approve Ordinance 2019-08, "An Ordinance Creating Chapter 78, Article XIII of the Village of Stickney Municipal Code Regarding the Adoption of a Food and Beverage Tax for the Village of Stickney, County of Cook, State of Illinois"
8. Approve Resolution 11-2019, "A Resolution Authorizing and Approving Payment of a Certain Estimate for Installation of High Efficiency Lighting with Twin Supplies, LTD. For the Village of Stickney"
9. Report from the President
10. Report from the Clerk
11. Trustee Reports/Committee Reports
12. Reports from Department Heads
13. Public Comments
14. Adjournment

**Posted June 13, 2019**

**June 4, 2019**

**State of Illinois  
County of Cook  
Village of Stickney**

**The Board of Trustees of the Village of Stickney met in regular session on Tuesday, June 4, 2019, at 7:03 p.m. in the Stickney Village Hall, 6533 W. Pershing Road, Stickney, Illinois.**

**Upon the roll call, the following Trustees were present:  
Trustees Hrejsa, Kapolnek, Milenkovic, Savopoulos, Torres and White**

**Trustee Milenkovic moved, duly seconded by Trustee Kapolnek to approve the minutes of the previous Budget Hearing session on Tuesday, May 21, 2019.**

**Upon the roll call, the following Trustees voted:  
Ayes: Trustee Hrejsa, Kapolnek, Milenkovic, Savopoulos, Torres and White  
Nays: None  
Mayor Walik declared the motion carried.**

**Trustee Torres moved, duly seconded by Trustee Hrejsa to approve the minutes of the previous Regular session on Tuesday, May 21, 2019.**

**Upon the roll call, the following Trustees voted:  
Ayes: Trustee Hrejsa, Kapolnek, Milenkovic, Savopoulos, Torres and White  
Nays: None  
Mayor Walik declared the motion carried.**

**Trustee White moved, duly seconded by Trustee Savopoulos that the bills, approved by the various committees of the Board, be approved for payment, and to approve warrants which authorize the Village Treasurer to draw checks to pay the bills, to be signed by the authorized signers, as provided for by the Ordinances of the Village of Stickney.**

**Prior to the vote, Trustee White provided a summary indicating the source of funds used to pay the bills and the totals to be approved.**

**Corporate Fund: \$114,098.72  
Water Fund: \$24,961.64  
Motor Fuel Tax Fund: \$4,199.57  
1505 Account: \$0  
Police Revenue Sharing Fund: \$0  
Capital Projects Fund: \$0  
Bond & Interest Fund: \$10,725.00  
Subtotal: \$153,984.93  
General Fund Payroll: \$157,581.94  
Water Fund Payroll: \$10,183.20  
Subtotal: \$167,765.14  
Total to be approved by Village Trustees: \$321,750.07**

Upon the roll call, the following Trustees voted:

Ayes: Trustee Hrejsa, Kapolnek, Milenkovic, Savopoulos, Torres and White

Nays: None

Mayor Walik declared the motion carried.

Trustee Savopoulos moved, duly seconded by Trustee Kapolnek to pass and approve Ordinance 2019-05, "An Ordinance Amending Chapter 18, Section 18-5 of the Municipal Code, Village of Stickney, Illinois Regarding Boarding Up of Windows"

Prior to the vote Village Attorney Mike Del Galdo explained that this is the Mayor and the Boards continuing effort to clean up and strengthen the codes to ensure code compliance to strengthen the provisions regarding boarding up of windows.

Upon the roll call, the following Trustees voted:

Ayes: Trustee Hrejsa, Kapolnek, Milenkovic, Savopoulos, Torres and White

Nays: None

Mayor Walik declared the motion carried.

Prior to the vote, Trustee White informed us that prior to the meeting the Mayor distributed a new Exhibit A dated June 4, 2019.

Trustee White moved, duly seconded by Trustee Savopoulos to approve Resolution 07-2019, "A Resolution Appointing Certain Members of the Board of Trustees and Certain Officers, Employees and Officials of the Village of Stickney to Certain Positions for the Village of Stickney, Cook County, State of Illinois"

Upon the roll call, the following Trustees voted:

Ayes: Trustee Hrejsa, Kapolnek, Milenkovic, Savopoulos, Torres and White

Nays: None

Mayor Walik declared the motion carried.

**MAYOR'S REPORT:** The Mayor wished the Fathers a Happy Father's Day. He thanked everyone who came out for the Memorial Day Ceremony. He especially mentioned Trustees Savopoulos and Milenkovic, Koppers, the Water Reclamation District, all the construction guys, Joe Lopez for grilling and Beth Lukas who set this all up.

**CLERK'S REPORT:** The Clerk continued with information pertaining to the 2020 Census. Thirty percent of respondents specifically said the most important reason to fill out the census is: It helps determine funding for public services in my community: Twenty-five percent said it is their civic duty: Seventeen percent said it contributes to a better future for their community: Fifteen percent said it provides information for their local government to plan for changes: Ten percent said it determines their state's number of elected representatives;

**TRUSTEE REPORTS:**

**Trustee Hrejsa** reminded people of Music in the Park starting June 5. Details were reported.

**Trustee Kapolnek** informed people that the Metropolitan Water Reclamation District is making rain barrels available again. The cost is \$49.78 with free delivery.

**Trustee Torres** thanked people for volunteering on Memorial Day.

**Trustee Milekovic** provided information about the free Oak Tree Saplings that the Metropolitan Water Reclamation District is giving away on Wednesday mornings 9:00 a.m. to noon through October. The Trustee told us that one medium-size Oak Tree can help prevent flooding and improve water quality by absorbing 2800 gallons of rainfall per year. Public Works is doing a great job with the rain.

**Trustee Savopoulos** gave an update on the Veteran's Pavilions. The Memorial Day event had a good turnout. The weather worked out. He had a special thank you for the following: The Metropolitan Water Reclamation District; Koppers Inc.; Proficio Consultancy; Morrison Construction; Ozinga Concrete; Robert Andreas & Sons; Sharlen Electric Co.; Fred Kutcha; Bryan David's Landscaping; Stickney-Forest View Lions Club; American Legion Post 687; Stickney Police Association; Stickney Senior Club; Ed Bartunek; Debra Johnson from Ante Debs; Ronald E. Cunat; Charles and Dorothy Ptacek; August and Alyce Vujtech; Ed Dabrowski; Police Chief Dan Babich and his brother who applied the roofing singles to the pavilions; Trustees Tim Kapolnek and Milenkovic who partnered up with me and did a lot behind the scenes; Finally, he thanked all our Veterans for their service and the fallen Veterans who made the ultimate sacrifice for our country.

Mayor Walik then thanked Trustee Sam Savopoulos for dedicating his time and his generous contribution to this project.

The Mayor asked for reports from Ed Bartunek from the Tree Committee. We learned that a representative from the Morton Arboretum met with him and Beth Lukas. We are going to have a lot of new trees in town. It is a 50/50 program. The Village will pay half and a grant will fill in the other half. We will start planting trees in the early fall. Deb Johnson the representative from the Women of the American Legion Auxiliary will have a luncheon on June 20 and then they will take a break.

#### **DEPARTMENT REPORTS:**

**Public Works Director Joe Lopez** enlightened us on the new LED stop signs that have been installed in various strategic areas of the Village. He lamented over the excess amount of rain we have been experiencing. It has been a challenge to cut the grass. He noted that dams are breaking and animals are misplaced.

The Mayor added that the LED stop signs are very expensive and they are trying to use them near schools and parks at this time.

**Police Chief Dan Babich:** We learned that the last two recruits are in the final stages of their training. One is in the shadow phase where a full-time officer observes and only steps in to correct him. They ride in separate cars and arrive at calls together. The other recruit is in his sixth week out of ten. The Chief asked people to monitor their speed. He explained that Stickney is a flood gate with traffic passing through. School lets out on June 11. Crime is down.

There being no further business, Trustee White moved, duly seconded by Trustee Savopoulos that the meeting be adjourned. Upon which the Board adopted the motion at 7:23 p.m.

Respectfully submitted,

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Audrey McAdams, Village Clerk

Approved by me this            day of            , 2019

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Jeff Walik, Mayor

**Village of Stickney**  
**Warrant Number 19-20 -04**

EXPENDITURE APPROVAL LIST  
 FOR CITY COUNCIL MEETING ON  
 18-Jun-19

Approval is hereby given to have the Village Treasurer of Stickney, Illinois pay to the officeres, employees, independent contractors, vendors and other providers of goods and services in the indicated amounts as set forth.

A summary indicating the source of funds used to pay the above is as follows:

01 CORPORATE FUND		172,187.59
02 WATER FUND		148,632.38
03 MOTOR FUEL TAX FUND		-
05 1505 FUND		-
07 POLICE REVENUE SHARING FUND		-
08 CAPITAL PROJECTS FUND		38,685.46
09 BOND & INTEREST FUND		144,035.00
	Subtotal:	<u>503,540.43</u>
General Fund Payroll	6/15/2019	208,594.45
Water Fund Payroll	6/15/2019	13,144.50
	Subtotal:	<u>221,738.95</u>
Total to be Approved by Village Council		<u><u>725,279.38</u></u>

Approvals:

\_\_\_\_\_  
 Jeff Walik, Mayor

\_\_\_\_\_  
 Audrey McAdams, City Clerk

\_\_\_\_\_  
 Paul Nosek, Treasurer

**VOS\_41665\_Village of Stickney**  
 Check/Voucher Register - Check Register  
 01 - General Fund  
 From 6/5/2019 Through 6/18/2019

Check Number	Vendor Name	Effective Date	Check Amount
500715	Alfred G. Ronan, Ltd.	6/5/2019	3,000.00
500717	ANDERSON PEST SOLUTIONS	6/5/2019	242.47
500718	Autotime	6/5/2019	427.39
500719	Bell Fuels, Inc.	6/5/2019	2,029.56
500720	Berwyn ACE Hardware	6/5/2019	98.39
500721	Call One	6/5/2019	5,905.65
500722	Carrot-Top Industries, Inc.	6/5/2019	300.80
500724	Comcast	6/5/2019	314.25
500725	ComEd	6/5/2019	5,643.60
500726	DEL GALDO LAW GROUP LLC	6/5/2019	11,437.50
500727	Forest View Dunkin Donuts	6/5/2019	6.37
500728	Eckert Enterprises, Inc.	6/5/2019	4,731.50
500729	Edith Morales	6/5/2019	25.00
500731	Frank Rowley III	6/5/2019	400.00
500732	Fullmer Locksmith Service	6/5/2019	84.95
500733	Google LLC	6/5/2019	158.33
500734	HERITAGE FUNERAL HOME	6/5/2019	500.00
500735	IFCA Educational and Research Found...	6/5/2019	295.85
500736	IL F.O.P.L.C.	6/5/2019	903.00
500737	Jack's Inc.	6/5/2019	22.50
500738	Jack Phelan	6/5/2019	104.30
500739	Java Breeze	6/5/2019	110.00
500740	Kowalski Memorials, Inc.	6/5/2019	250.00
500741	Menards - Hodgkins	6/5/2019	109.92
500742	Northern Safety & Industrial	6/5/2019	149.00
500743	Operating Engineers Local No. 399	6/5/2019	466.75
500744	O'Reilly's Flowers	6/5/2019	0.00
500745	Ozinga Ready Mix Concrete, Inc.	6/5/2019	349.00
500747	RAY O'HERRON CO. INC.	6/5/2019	213.86
500748	Restore Construction	6/5/2019	679.00
500749	RescueDirect, Inc.	6/5/2019	2,736.50
500750	Security Benefit	6/5/2019	2,505.00
500751	S & S Industrial Supply	6/5/2019	45.20
500752	Tameling Industries, Inc.	6/5/2019	384.00
500754	West Central Municipal Conference	6/5/2019	450.00
500755	Yesenia Guzman	6/5/2019	25.00
500756	O'Reilly First Call	6/5/2019	1,095.46
500757	American Mobile Staging, Inc.	6/6/2019	1,900.00
500758	Jack's Inc.	6/6/2019	170.85
500759	Joe Iaculla	6/6/2019	400.00
500760	Special Event Rentals, Ltd.	6/6/2019	480.00
500762	Airgas USA LLC	6/11/2019	479.42
500763	Air One Equipment, Inc.	6/11/2019	7,660.00
500764	Amerigas -5329	6/11/2019	35.11
500765	Arcelia V. Abed	6/11/2019	25.00
500766	AutoZone, Inc.	6/11/2019	146.99
500767	Bell Fuels, Inc.	6/11/2019	1,478.73
500768	Blood Hound, LLC	6/11/2019	618.75
500769	Case Lots, Inc.	6/11/2019	48.80
500770	Castle Party Rental	6/11/2019	1,993.80
500771	CASSIDY TIRES & SERVICE	6/11/2019	893.60
500773	Cintas Corporation - #21	6/11/2019	886.94
500774	CINTAS #769	6/11/2019	800.36
500775	Citizens Bank	6/11/2019	1,047.44
500777	CENTRAL MANAGEMENT SERVICES	6/11/2019	63,063.00

**VOS\_41665\_Village of Stickney**  
 Check/Voucher Register - Check Register  
 01 - General Fund  
 From 6/5/2019 Through 6/18/2019

<u>Check Number</u>	<u>Vendor Name</u>	<u>Effective Date</u>	<u>Check Amount</u>
500778	ComEd	6/11/2019	25.47
500779	Cook County Clerk	6/11/2019	10.00
500780	CPURX, Inc.	6/11/2019	2,512.80
500781	Cynthia Dominguez	6/11/2019	25.00
500783	Forest View Dunkin Donuts	6/11/2019	6.37
500784	Eddie Korosa Jr.	6/11/2019	350.00
500785	Emergency Medical Products	6/11/2019	209.32
500786	Gabino Izguerra	6/11/2019	400.00
500787	L.A. Fasteners, Inc.	6/11/2019	67.46
500788	Lirio Martinez	6/11/2019	25.00
500789	MailFinance	6/11/2019	354.99
500790	Martin Implement Sales, Inc.	6/11/2019	4,771.45
500791	Meggitt Training Systems, Inc.	6/11/2019	1,117.56
500792	Menards - Hodgkins	6/11/2019	636.50
500793	MPC COMMUNICATIONS & LIGHTING ...	6/11/2019	389.50
500794	Neofunds	6/11/2019	563.71
500795	NICOR GAS	6/11/2019	123.40
500796	Ozinga Ready Mix Concrete, Inc.	6/11/2019	495.25
500797	RAY O'HERRON CO. INC.	6/11/2019	113.78
500798	Shirt Printing 4U	6/11/2019	683.00
500799	Solar Winds	6/11/2019	300.20
500800	S & S Industrial Supply	6/11/2019	41.85
500802	Tracy Omar	6/11/2019	25.00
500803	Urbanski Lawn Care	6/11/2019	480.00
500805	VERIZON	6/11/2019	1,889.48
500806	WASTE MANAGEMENT	6/11/2019	27,864.65
500807	Westfield Ford, Inc.	6/11/2019	271.96
500809	Zoll	6/11/2019	105.00
	Total 01 - General Fund		172,187.59



**VOS\_41665\_Village of Stickney**  
 Check/Voucher Register - Check Register  
 02 - Water Fund  
 From 6/5/2019 Through 6/18/2019

<u>Check Number</u>	<u>Vendor Name</u>	<u>Effective Date</u>	<u>Check Amount</u>
500716	Ampstun Corporation	6/5/2019	2,875.00
500719	Bell Fuels, Inc.	6/5/2019	115.99
500723	CDW Government	6/5/2019	1,838.53
500730	Ferguson Waterworks	6/5/2019	334.29
500746	Pollwardwater	6/5/2019	0.00
500753	Underground Pipe & Valve, Co.	6/5/2019	1,728.00
500761	Suburban Fence Inc.	6/6/2019	4,096.00
500767	Bell Fuels, Inc.	6/11/2019	84.49
500776	City of Chicago	6/11/2019	131,446.96
500777	CENTRAL MANAGEMENT SERVICES	6/11/2019	5,439.00
500804	UNITED STATES POSTAL SERVICE	6/11/2019	274.12
500808	Widaman Sign	6/11/2019	400.00
	Total 02 - Water Fund		148,632.38

**VOS\_41665\_Village of Stickney**  
Check/Voucher Register - Check Register  
08 - Capital Projects Fund  
From 6/5/2019 Through 6/18/2019

<u>Check Number</u>	<u>Vendor Name</u>	<u>Effective Date</u>	<u>Check Amount</u>
500772	CDW Government	6/11/2019	4,940.00
500801	Standard Equipment Company	6/11/2019	<u>33,745.46</u>
	Total 08 - Capital Projects Fund		38,685.46

**VOS\_41665\_Village of Stickney**  
Check/Voucher Register - Check Register  
09 - Bond and Interest Fund  
From 6/5/2019 Through 6/18/2019

<u>Check Number</u>	<u>Vendor Name</u>	<u>Effective Date</u>	<u>Check Amount</u>
500782	DTCC	6/11/2019	<u>144,035.00</u>
	Total 09 - Bond and Interest Fund		<u>144,035.00</u>
Report Total			<u><u>503,540.43</u></u>

**ORDINANCE NO. 2019- 07**

**AN ORDINANCE AMENDING CHAPTER 78, SECTION 78-311 OF THE VILLAGE OF STICKNEY MUNICIPAL CODE REGARDING THE HOTEL/MOTEL ROOM TAX FOR THE VILLAGE OF STICKNEY, COUNTY OF COOK, STATE OF ILLINOIS.**

**WHEREAS**, the Village of Stickney (the "Village") is a home rule municipal corporation in accordance with Article VII, Section 6(a) of the Constitution of the State of Illinois of 1970; and

**WHEREAS**, the Village has the authority to adopt ordinances and to promulgate rules and regulations that pertain to its government and affairs, and to review, interpret and amend its ordinances, rules and regulations; and

**WHEREAS**, the Village President (the "President") and the Board of Trustees of the Village (the "Village Board" and with the President, the "Corporate Authorities") are committed to ensuring the health, safety and welfare of individuals residing in, working in and visiting the Village; and

**WHEREAS**, the Village currently assesses a hotel/motel room tax of six percent (6%) (the "Hotel/Motel Tax"); and

**WHEREAS**, due to the rising costs of maintenance of Village property and services, the Corporate Authorities deem it necessary, advisable, and in the best interests of the health, safety and welfare of the community to increase the Hotel/Motel Tax to eight percent (8%); and

**WHEREAS**, in light of the foregoing, the Corporate Authorities have determined that it is necessary, advisable and in the best interests of the Village and its residents to amend Chapter 78, Section 78-311 of the Village Code as set forth herein;

**NOW, THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF STICKNEY, COOK COUNTY, ILLINOIS, as follows:**

**ARTICLE I.  
IN GENERAL**

**SECTION 1. INCORPORATION CLAUSE.**

The Corporate Authorities hereby find that all of the recitals hereinbefore stated as contained in the preambles to this Ordinance are full, true and correct and do hereby, by reference, incorporate and make them part of this Ordinance as legislative findings.

**SECTION 2. PURPOSE.**

The purpose of this Ordinance is to amend Chapter 78, Section 78-311 of the Village Code to increase the Hotel/Motel Tax to eight percent (8%), and to authorize the President or his designee to take all actions necessary to carry out the intent of this Ordinance.

**ARTICLE II.  
AMENDMENT OF CHAPTER 78, SECTION 78-311 OF THE MUNICIPAL CODE,  
VILLAGE OF STICKNEY, ILLINOIS**

**SECTION 3. AMENDMENT OF CHAPTER 78, SECTION 78-311**

That the Village Code is hereby amended, notwithstanding any provision, ordinance, resolution

or Village Code section to the contrary, by amending Chapter 78, Section 78-311 by striking out any language to be removed or repealed and underlining any new language as follows:

- (a) A hotel/motel room tax has been enacted in the amount of ~~six~~ eight percent (8%) of the one night room charge for the use and privilege of a room at any hotel, motel or other similar lodging facility operating within the corporate geographical limits of the Village of Stickney. Provided, however, any patron who uses and occupies an extended stay hotel facility, as defined herein, shall be exempt for payment of the room tax after the 31st consecutive day of use and occupancy. This exemption shall not apply to the initial 30-day use and occupancy wherein the hotel tax of ~~six~~ eight percent (8%) shall remain in full force and effect. An "extended stay facility" shall be defined as a hotel that has rooms specifically designed for extended stays for patrons improved with the customary sleeping and bathroom areas and dedicated kitchen areas with cooking appliances, refrigerator and sink.
- (b) The charge shall be effective on each night that a room is reserved, occupied, or otherwise used in a hotel, motel or other lodging facility within the village. The tax assessed is charged against the room as a privilege for the use of said room. The ultimate incidence of and liability for payment of said tax is to be borne by the person or persons who seek the privilege of occupying the hotel or motel room.

### **SECTION 3.1. OTHER ACTIONS AUTHORIZED.**

The officers, employees and/or agents of the Village shall take all action necessary or reasonably required to carry out, give effect to and consummate the amendments contemplated by this Ordinance and shall take all action necessary in conformity therewith. The officers, employees and/or agents of the Village are specifically authorized and directed to draft and disseminate any and all necessary forms or notices to be utilized in connection with the intent of this Ordinance.

## **ARTICLE III. HEADINGS, SAVINGS CLAUSES, PUBLICATION, EFFECTIVE DATE**

### **SECTION 4. HEADINGS.**

The headings of the articles, sections, paragraphs and subparagraphs of this Ordinance are inserted solely for the convenience of reference and form no substantive part of this Ordinance nor should they be used in any interpretation or construction of any substantive provision of this Ordinance.

### **SECTION 5. SEVERABILITY.**

The provisions of this Ordinance are hereby declared to be severable and should any provision of this Ordinance be determined to be in conflict with any law, statute or regulation by a court of competent jurisdiction, said provision shall be excluded and deemed inoperative, unenforceable and as though not provided for herein and all other provisions shall remain unaffected, unimpaired, valid and in full force and effect.

### **SECTION 6. SUPERSEDER.**

All code provisions, ordinances, resolutions, rules and orders, or parts thereof, in conflict herewith are, to the extent of such conflict, hereby superseded.

**SECTION 7. PUBLICATION.**

A full, true and complete copy of this Ordinance shall be published in pamphlet form or in a newspaper published and of general circulation within the Village as provided by the Illinois Municipal Code, as amended.

**SECTION 8. EFFECTIVE DATE.**

This Ordinance shall be in full force and effect immediately upon passage, approval and publication, as provided by law.

(REMAINDER OF THIS PAGE INTENTIONALLY LEFT BLANK)

PASSED this \_\_\_\_ day of \_\_\_\_\_, 2019.

AYES:

NAYS:

ABSENT:

ABSTENTION:

APPROVED by me this \_\_\_\_ day of \_\_\_\_\_, 2019.

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Jeff Walik, President

ATTESTED AND FILED in my  
office this \_\_\_\_ day of \_\_\_\_\_, 2019.

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Audrey McAdams, Village Clerk

**ORDINANCE NO. 2019- 08**

**AN ORDINANCE CREATING CHAPTER 78, ARTICLE XIII OF THE VILLAGE OF STICKNEY MUNICIPAL CODE REGARDING THE ADOPTION OF A FOOD AND BEVERAGE TAX FOR THE VILLAGE OF STICKNEY, COUNTY OF COOK, STATE OF ILLINOIS.**

**WHEREAS**, the Village of Stickney (the "Village") is a home rule municipal corporation in accordance with Article VII, Section 6(a) of the Constitution of the State of Illinois of 1970; and

**WHEREAS**, the Village has the authority to adopt ordinances and to promulgate rules and regulations that pertain to its government and affairs, and to review, interpret and amend its ordinances, rules and regulations; and

**WHEREAS**, the Village President (the "President") and the Board of Trustees of the Village (the "Village Board" and with the President, the "Corporate Authorities") are committed to ensuring the health, safety and welfare of individuals residing in, working in and visiting the Village; and

**WHEREAS**, pursuant to its home rule powers, the Corporate Authorities have determined that in order to compensate the Village for additional services and infrastructure and property repair, maintenance, and installation, it is in the best interests of the Village and its residents to adopt a certain tax on food and beverages sold and consumed on premises within the Village at a rate of one point seventy-five percent (1.75%), hereinafter referred to as the "Food and Beverage Tax"; and

**WHEREAS**, in light of the foregoing, the Corporate Authorities have determined that it is necessary, advisable and in the best interests of the Village and its residents to adopt Chapter 78, Article XIII of the Village Code as set forth herein;

**NOW, THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF STICKNEY, COOK COUNTY, ILLINOIS, as follows:**

**ARTICLE I.  
IN GENERAL**

**SECTION 1. INCORPORATION CLAUSE.**

The Corporate Authorities hereby find that all of the recitals hereinbefore stated as contained in the preambles to this Ordinance are full, true and correct and do hereby, by reference, incorporate and make them part of this Ordinance as legislative findings.

**SECTION 2. PURPOSE.**

The purpose of this Ordinance is to create Chapter 78, Article XIII of the Village Code to adopt a Food and Beverage Tax of one-point seventy-five percent (1.75%), and to authorize the President or his designee to take all actions necessary to carry out the intent of this Ordinance.



**ARTICLE II.  
CREATION OF CHAPTER 78, ARTICLE XIII OF THE MUNICIPAL CODE,  
VILLAGE OF STICKNEY, ILLINOIS**

**SECTION 3. CREATION OF CHAPTER 78, ARTICLE XIII**

That the Village Code is hereby amended, notwithstanding any provision, ordinance, resolution or Village Code section to the contrary, by creating Chapter 78, Article XIII as follows:

**ARTICLE XIII. - FOOD AND BEVERAGE TAX (NEW)**

**Sec. 78-341. – Definitions.**

For purposes of this Article, whenever any of the following words, terms or definitions are used herein, they shall have the meaning ascribed to them in this Article:

"Alcoholic Liquor" means any spirits, wine, beer, ale or other liquid containing more than one-half of one percent of alcohol by volume, which is capable of being consumed as a beverage by a human being.

"Prepared Food Item for Immediate Consumption" means and includes any and all material, whether solid, semi-solid or liquid used or intended to be used for human consumption and for nourishment of the human body. The term defined herein includes any and all alcoholic liquor beverages, except for alcoholic liquor purchased in the original package for consumption off the premises where sold. The term shall include and be limited to:

- (1) Food items purchased at a restaurant, bar or other establishment where facilities are provided for on-premise consumption, but such term shall not include food items not intended for immediate consumption purchased from other areas of any such establishment where such facilities providing on-premise consumption utilize a separate means of collecting receipts for such food purchased for immediate consumption and are physically separated from such other areas in the establishment.
- (2) Food items purchased from concession stands, snack shops and other establishments which sell food items primarily in individual sized servings, such as ice cream cones, candy bars and individually serve sandwiches, for immediate on-premise or off-premises consumption; and
- (3) Food items which are purchased hot or are otherwise purchased prepared for immediate on-premise or off-premise consumption from catering establishments and restaurants with delivery services, except food items prepared off the premises.

For purposes of this Article, "food items prepared off the premises" means food items which are grilled, broiled, baked, fried or cooked in some other similar manner off the premises of the retailer. Such term shall not include food items which are precooked and then heated or warmed-up off the premises or food items which were previously cooked or prepared and then reheated off the premises.

"Retailer" means any person or persons having a sufficient proprietary interest in conducting a business which sells prepared food items for immediate consumption or alcoholic liquor so as to entitle such person or persons to all or a portion of the net receipts from the sale thereof.

"Person" means any natural person, trustee, court appointed representative, syndicate, association, partnership, firm, club, company, corporation, business trust, institution, agency, government corporation, municipal corporation, district or other political subdivision, contractor, supplier, vendor, vendee, operator, user or owner, or any officers, agents, employees or other representative, acting either for himself or herself or for any other person in any capacity, or any other entity recognized by law as the subject of rights and duties. The masculine, feminine, singular or plural is included in any circumstance.

"Restaurant" means and includes any public place kept, used, maintained, advertised and held out to the public, as a place at which prepared food items for immediate consumption are served and/or prepared, whether or not consumed or intended to be consumed on the premises, but shall not include coin-operated automatic food dispensing machines.

"Bar" means and includes an establishment for the serving of alcoholic liquor.

**Sec. 78-342. – Imposition of Tax.**

- (a) There is hereby levied and imposed upon the privilege of purchasing prepared food items for immediate consumption and alcoholic liquor served or prepared at a restaurant bar or other establishment covered by this Article in the Village of Stickney, a tax of one point seventy-five percent (1.75%) percent of the purchase price, exclusive of any other tax charged for such food items and/or alcoholic liquor.
- (b) Exempt from the tax imposed above are persons purchasing:
- (1) Prepared food items for immediate consumption purchased in hermetically sealed containers and not reasonably expected or intended by the seller for immediate on-premises consumption;
  - (2) Prepared food items for immediate consumption purchased at employee cafeterias, when entrance to such cafeteria is limited to employees and guests of employees;
  - (3) Prepared food items for immediate consumption purchased from non-profit, inpatient medical, educational, philanthropic or public service institutions such as churches, day care establishments, residential halls, fraternities, sororities, schools, government entities, hospitals, nursing homes and other medical treatment centers and transitional shelters;
  - (4) Food items from vending machines.

**Sec. 78-343. – Liability for Payment.**

- (a) The ultimate incidence of and liability for payment of said tax shall be borne by the person who seeks the privilege of occupying any such restaurant, bar or other establishment covered by this Article, said person hereinafter referred to as "consumer".
- (b) All retailers shall jointly and severally have the duty to collect and shall collect and account for the tax imposed in Section 78-342 from each consumer at the time that the consideration for such purchase is paid. Such retailers shall be the trustee for the Village in the collection and remittance of said taxes.

**Sec. 78-344. – Collection of Tax.**

Every person required to collect the tax levied by this Article shall secure said tax from the consumer at the time he collects payment for the service of food or alcoholic beverage. Upon the invoice receipt or other statement or memorandum of the payment given to the consumer at the time of payment, the amount due under the tax provided in this Article shall be stated separately on said documents or combined with the amount of the Illinois Retailer's Occupation Tax.

If any retailer collects an amount upon a sale not subject to the tax imposed in this Article hereof but which amount is purported to be the collection of such tax, or if a retailer collects an amount upon a sale greater than the amount of the tax so imposed thereon and does not for any reason refund the same to the consumer who paid the same before filing the return for the period in which such improper collection occurred, such retailer shall account for and pay over all such amounts to the village along with the tax accurately collected without entitlement to refund of inaccurate collection thereafter. It is the duty of the retailer to refund any inaccurately collected amounts to consumer prior to the filing of a return; the filing of the return shall otherwise be deemed admission that the collection reported therein is properly remitted under this chapter and such admission shall not be disturbed by amendment of returns thereafter. This Chapter shall not create any liability to the purchaser in relation to returns which include inaccurate collection.

**Sec. 78-345. – Rules and Regulations.**

The Treasurer or other person designated by the Village President, with the advice and consent of the Village Board, may promulgate rules and regulations not inconsistent with any and all laws, ordinances, rules and regulations concerning the enforcement and application of this Article XIII. The term "rules and regulations" includes, but is not limited to, a case by case determination of whether or not the tax imposed by this Article XIII applies.

**Sec. 78-346. – Filing of Application.**

The owner of each restaurant, bar or other establishment covered by this Article shall complete an application for registration within thirty (30) days of opening for business. The application shall be filed with the Treasurer or designee.

**Sec. 78-347 – Filing of Return.**

- (a) All retailers shall pay to the Village all taxes collected. The owner of each restaurant, bar or other establishment covered by this Article within the Village shall file monthly tax returns showing tax receipts received during each monthly period on forms prescribed by the Treasurer.

The return shall be filed on or before the 25th day of the calendar month next succeeding the month for which the return is made and shall be accompanied by payment of all taxes due and owing for the month covered by said return.

- (b) The first taxing period for the purpose of this Article shall commence on July 1, 2019, and the tax return and payment for such period shall be due on or before February 25, 2020. Thereafter, reporting periods and tax payments shall be in accordance with the provisions of this Article.
- (c) Any payment made by check which is returned to the Village because of insufficient funds may result in the Finance Director requiring the retailer to make future payments by cashier's check or money order.

**Sec. 78-348. – Compensation for Collection Services.**

As compensation for services rendered in the collection and payment of this tax, retailers filing a tax return may retain an amount of money equal to one percent (1%) of the tax due.

**Sec. 78-349. – Financial Records.**

- (a) All retailers shall cause complete and accurate books, records and accounts showing the gross receipts for sales of taxable prepared food items for immediate consumption and alcoholic liquor and the taxes collected each day, which shall be made available for examination by the Village upon reasonable notice and during customary business hours.
- (b) The financial records of any restaurant, bar or other establishment covered by this Article submitted pursuant to this Article or any rule and regulation promulgated thereunder shall be considered confidential proprietary information and shall not be disclosed except as permitted by law.

**Sec. 78-350. – Failure to Remit; Licensing.**

Payment and collection of said tax may be enforced by action in any court of competent jurisdiction. Failure to collect, account for and pay over any tax collected from purchasers of taxable items shall be cause for revocation of any Village license of such retailer or applicable to the premises thereof, in addition to any other penalty provided in this Ordinance.

**Sec. 78-351. – Violations; Penalties.**

Any retailer found guilty of violating, disobeying, omitting, neglecting or refusing to comply with, or resisting or opposing the enforcement of any of the provisions of this

Article, except when otherwise specifically provided, shall be deemed to have committed a misdemeanor. In addition, a fine of not less than Seventy-five Dollars (\$75.00) nor more than Five Thousand Dollars (\$5,000.00) for the first offense, and not less than One Hundred Fifty Dollars (\$150.00), nor more than Five Thousand Dollars (\$5,000.00) for the second offense, and not less than Three Hundred Dollars (\$300.00) nor more than Five Thousand (\$5,000.00) for the third offense, and not less than One Thousand Dollars (\$1,000.00) nor more than Ten Thousand Dollars (\$10,000.00) for the fourth and each subsequent offense, or five (5) times the amount of the tax imposed, if any, whichever is higher, for the second and each subsequent offense shall be imposed. A separate and distinct offense shall be regarded as committed each day upon which said retailer shall continue any such violation, or permit any such violation to exist after notification thereof.

**Sec. 78-352. – Late Payment Penalty.**

If any tax imposed by this Article is not paid when due, a late payment penalty equal to five percent (5%) of the unpaid tax shall be added for each successive thirty-day period, or any portion thereof without proration, that such tax remains unpaid or underpaid and the total of such late payment penalty shall be paid along with the tax imposed hereby. In addition to the penalty herein provided, there shall be paid over to the village fifty dollars (\$50.00) for each day a representative of the village attempts to make an in-person collection of the late payment in the event that attempted in-person collection of the late payment is required. Such attempted in-person collection by a village officer or employee is required and shall be undertaken if the payment of the tax has not been received by the village within ten (10) days beyond the due date.

**SECTION 3.1. OTHER ACTIONS AUTHORIZED.**

The officers, employees and/or agents of the Village shall take all action necessary or reasonably required to carry out, give effect to and consummate the amendments contemplated by this Ordinance and shall take all action necessary in conformity therewith. The officers, employees and/or agents of the Village are specifically authorized and directed to draft and disseminate any and all necessary forms or notices to be utilized in connection with the intent of this Ordinance.

**ARTICLE III.  
HEADINGS, SAVINGS CLAUSES, PUBLICATION,  
EFFECTIVE DATE**

**SECTION 4. HEADINGS.**

The headings of the articles, sections, paragraphs and subparagraphs of this Ordinance are inserted solely for the convenience of reference and form no substantive part of this Ordinance nor should they be used in any interpretation or construction of any substantive provision of this Ordinance.

**SECTION 5. SEVERABILITY.**

The provisions of this Ordinance are hereby declared to be severable and should any provision of this Ordinance be determined to be in conflict with any law, statute or regulation by a court of competent jurisdiction, said provision shall be excluded and deemed inoperative, unenforceable and as though not provided for herein and all other provisions shall remain unaffected, unimpaired, valid and in full force and effect.

**SECTION 6. SUPERSEDER.**

All code provisions, ordinances, resolutions, rules and orders, or parts thereof, in conflict herewith are, to the extent of such conflict, hereby superseded.

**SECTION 7. PUBLICATION.**

A full, true and complete copy of this Ordinance shall be published in pamphlet form or in a newspaper published and of general circulation within the Village as provided by the Illinois Municipal Code, as amended.

**SECTION 8. EFFECTIVE DATE.**

This Ordinance shall be in full force and effect ten (10) days after its passage, approval and publication, as provided by law.

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PASSED this \_\_\_\_ day of \_\_\_\_\_, 2019.

AYES:

NAYS:

ABSENT:

ABSTENTION:

APPROVED by me this \_\_\_\_ day of \_\_\_\_\_, 2019.

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Jeff Walik, President

ATTESTED AND FILED in my  
office this \_\_\_\_ day of \_\_\_\_\_, 2019.

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Audrey McAdams, Village Clerk

**RESOLUTION NO. 11 -2019**

**A RESOLUTION AUTHORIZING AND APPROVING PAYMENT OF A CERTAIN ESTIMATE FOR INSTALLATION OF HIGH EFFICIENCY LIGHTING WITH TWIN SUPPLIES, LTD. FOR THE VILLAGE OF STICKNEY**

**WHEREAS**, the Village of Stickney (the "Village") is a home rule municipal corporation in accordance with Article VII, Section 6(a) of the Constitution of the State of Illinois of 1970; and

**WHEREAS**, the Village has the authority to adopt ordinances and to promulgate rules and regulations that pertain to its government and affairs, and to review, interpret and amend its ordinances, rules and regulations; and

**WHEREAS**, the Village President (the "President") and the Board of Trustees of the Village (the "Village Board" and with the President, the "Corporate Authorities") are committed to ensuring the general welfare of the Village and its residents; and

**WHEREAS**, the Corporate Authorities have determined that it is in the best interests of the Village to repair and replace certain lighting fixtures and related equipment to allow for high efficiency lighting for certain Village-owned properties, specifically certain lighting at the Village Hall and the Police Department (the "Lighting"); and

**WHEREAS**, Twin Supplies, Ltd. ("Twin") has provided the Village with an estimate of the cost of the Lighting, a copy of which is attached hereto and incorporated herein as Exhibit A; and

**WHEREAS**, the total estimated price is \$12,720.00, which does not trigger any statutory or Village Code requirements related to competitive bidding, however, to the extent that competitive bidding may be required, the Corporate Authorities hereby wave same; and

**WHEREAS**, the Corporate Authorities have determined that it is necessary, advisable and in the best interests of the Village and its residents to authorize and approve the estimate (the "Estimate") for the Lighting and to authorize payment for same; and

**WHEREAS**, the President is authorized to enter into and the Village Attorney (the "Attorney") is authorized to revise agreements for the Village making such insertions, omissions and changes as shall be approved by the President and the Attorney;

**NOW, THEREFORE, BE IT RESOLVED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF STICKNEY, COOK COUNTY, ILLINOIS, as follows:**

**SECTION 1: RECITALS.** The facts and statements contained in the preamble to this Resolution are found to be true and correct and are hereby adopted as part of this Resolution.

**SECTION 2: PURPOSE.** The purpose of this Resolution is to authorize and approve an estimate for the Lighting with substantially the same terms as the terms of the Estimate and to further authorize the President or his designee to take all steps necessary to carry out the terms and intent of this Resolution and to ratify any steps taken to effectuate those goals.



**SECTION 3: AUTHORIZATION.** The Board hereby authorizes and directs the President or his designee to authorize, enter into and approve the Estimate in accordance with its terms, or any modifications thereof, and to ratify any and all previous action taken to effectuate the intent of this Resolution. The Board further authorizes and directs the President or his designee to execute the Estimate with such insertions, omissions and changes as shall be approved by the President and the Attorney. The Village Clerk is hereby authorized and directed to attest to and countersign the Estimate and any other documentation as may be necessary to carry out and effectuate the purpose of this Resolution. The Village Clerk is also authorized and directed to affix the Seal of the Village to such documentation as is deemed necessary. The officers, agents and/or employees of the Village shall take all action necessary or reasonably required by the Village to carry out, give effect to and consummate the purpose of this Resolution and shall take all action necessary in conformity therewith. To the extent that any requirement of bidding would be applicable, the same is hereby waived.

**SECTION 4. HEADINGS.** The headings of the articles, sections, paragraphs and subparagraphs of this Resolution are inserted solely for the convenience of reference and form no substantive part of this Resolution nor should they be used in any interpretation or construction of any substantive provision of this Resolution.

**SECTION 5. SEVERABILITY.** The provisions of this Resolution are hereby declared to be severable and should any provision of this Resolution be determined to be in conflict with any law, statute or regulation by a court of competent jurisdiction, said provision shall be excluded and deemed inoperative, unenforceable and as though not provided for herein and all other provisions shall remain unaffected, unimpaired, valid and in full force and effect.

**SECTION 6. SUPERSEDER.** All code provisions, ordinances, resolutions, rules and orders, or parts thereof, in conflict herewith are, to the extent of such conflict, hereby superseded.

**SECTION 7. PUBLICATION.** A full, true and complete copy of this Resolution shall be published in pamphlet form or in a newspaper published and of general circulation within the Village as provided by the Illinois Municipal Code, as amended.

**SECTION 8. EFFECTIVE DATE.** This Resolution shall be effective and in full force immediately upon passage and approval as provided by law.

(REMAINDER OF THIS PAGE INTENTIONALLY LEFT BLANK)

**PASSED** this \_\_\_ day of \_\_\_\_\_, 2019.

**AYES:**

**NAYS:**

**ABSENT:**

**ABSTENTION:**

**APPROVED** by me this \_\_\_ day of \_\_\_\_\_, 2019.

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**Jeff Walik, President**

**ATTESTED AND FILED** in my  
office this \_\_\_ day of  
\_\_\_\_\_, 2019.

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**Audrey McAdams, Village Clerk**

**EXHIBIT A**

# TWIN SUPPLIES, LTD.

**High Efficiency Lighting**

# ESTIMATE

<http://twinsupplies.net>    1010 JORIE BLVD, Suite 124    OAK BROOK, IL 60523  
 PHONE: (630) 590-5138    FAX: (630) 537-1045    EMAIL: [info@twinsupplies.net](mailto:info@twinsupplies.net)

Date	Estimate #
5/29/2019	565-23-878Z

Village of Stickney 6533 West Pershing Road Stickney, IL 60402
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Ship To Village Hall & Police 6533 West Pershing Road Stickney, IL 60402
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Customer Contact	Customer Phone
	708-218-3539

Rep	Project
BL	

Item	Description	Qty	Rate	Total
DECO-CANOPY 36W	***Outdoor to LED **Update Eaves Lights to LED DECO - RECESSED LED CANOPY; 36W; 16X16; 4000K; 4227 LUMENS; 120-277; (DLC) WHITE D533R	32	399.00	12,768.00
DELVIRO-VT4S-60 VAPOR TIGHT	**Update Front entryway lights to LED DELVIRO - 4FT LED 60W VAPOR TIGHT; 7,621 LUMENS; DLC; 10 YEAR WARRANTY.	6	245.00	1,470.00
LABOR	LABOR -		3,230.00	3,230.00
LIFT CHARGE	LIFT CHARGE		500.00	500.00
COMED PSSFP REBATE	THE ABOVE PRICING INCLUDES ALL APPLICABLE COMED PUBLIC SECTOR SMALL FACILITIES PROGRAM (PSSFP) REBATES; REBATES BASED ON APPROVAL		-5,248.00	-5,248.00

This estimate is good for 30 days. Thank you for your business!

**Subtotal** \$12,720.00

**Sales Tax (0.0%)** \$0.00

**Total** \$12,720.00



Check out some of our projects on our website:  
<http://twinsupplies.net/>