

January 17, 2017

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

The Board of Trustees of the Village of Stickney met in regular session on Tuesday, January 17, 2017 at 7:00 p.m. in the Stickney Village Hall, 6533 W. Pershing Road, Stickney, Illinois.

**Upon the roll call, the following Trustees were present:
Trustees Fuentes, Hrejsa, Milenkovic, Rivadeneria and White
Absent: Trustee Savopoulos**

Trustee Fuentes moved, duly seconded by Trustee Hrejsa, to approve the minutes of the previous regular session on Tuesday, January 3, 2017.

**Upon the roll call, the following Trustees voted:
Ayes: Trustees Fuentes, Hrejsa, Milenkovic, Rivadeneria and White
Absent: Trustee Savopoulos
Nays: None
Mayor Morelli declared the motion carried.**

Trustee White moved, duly seconded by Trustee Milenkovic 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.

**Upon the roll call, the following Trustees voted:
Ayes: Trustees Fuentes, Hrejsa, Milenkovic, Rivadeneria and White
Absent: Trustee Savopoulos
Nays: None
Mayor Morelli declared the motion carried.**

Trustee White moved, duly seconded by Trustee Milenkovic to accept the report from the Illinois Department of Revenue for sales tax collected for the month of October, 2016 indicating the sum of \$34,480.68.

**Upon the roll call, the following Trustees voted:
Ayes: Trustees Fuentes, Hrejsa, Milenkovic, Rivadeneria and White
Absent: Trustee Savopoulos
Nays: None
Mayor Morelli declared the motion carried.**

Trustee Fuentes moved, duly seconded by Trustee Hrejsa to accept the report from the Illinois Department of Transportation for the month of December, 2016 in the amount of \$16,098.25.

Upon the roll call, the following Trustees voted:

Ayes: Trustees Fuentes, Hrejsa, Milenkovic, Rivadeneria and White

Absent: Trustee Savopoulos

Nays: None

Mayor Morelli declared the motion carried.

Trustee White moved, duly seconded by Trustee Milenkovic to accept the Village of Stickney Annual Financial Report for Fiscal Year Ending April 30, 2016.

Upon the roll call, the following Trustees voted:

Ayes: Trustees Fuentes, Hrejsa, Milenkovic, Rivadeneria and White

Absent: Trustee Savopoulos

Nays: None

Mayor Morelli declared the motion carried.

Trustee White moved, duly seconded by Trustee Fuentes to approve Resolution 01-2017, "A Resolution Authorizing and approving a certain agreement with Municipal Collection Services, Inc."

Upon the roll call, the following Trustees voted:

Ayes: Trustees Fuentes, Hrejsa, Milenkovic, Rivadeneria and White

Absent: Trustee Savopoulos

Nays: None

Mayor Morelli declared the motion carried.

Prior to the vote Trustee Hrejsa asked, "Did we never have this before? Village Attorney Mike Del Galdo answered, "It is my understanding that they have been the collection agency for the Village for a long time. Their contract expired and they were operating without a contract. They simply requested to renew their contract."

NEW BUSINESS

Business License Application and Renewal Enforcement

Trustee White said, "I asked to have this placed on the agenda because it recently came to our attention there was a fire at one of our local bars down the street here. It was found out at the time that they had no business license. And, they haven't had a business license for a long time. I don't want to point fingers at anyone but, it is not the only business that doesn't have a business license. There is a bar across the street that also doesn't have a business license and hasn't had one since they have been opened. We have a couple of businesses here that we have found that have no business licenses. When you start to ask who is supposed to do the cross check, one person says it is not my job. Then the next person says it is not my job. What I think what we need to do is every person that touches one of these businesses; the ordinance inspector, the building inspector, the electrician or plumbing inspector, any person who happens to go to one of these businesses. Tom Heller from the fire department who has to do an inspection, or anyone who walks through the door. Before they do anything, they need to ask these businesses to see their license. If they do not have a license, there is nothing to inspect. We dropped the ball and we are not

going to point the fingers at anybody. We just have to move forward now. I don't know if we can collect past money. Trustee Milenkovic and I were talking and we don't know if we could collect from a business that hasn't had a license in three years. All I know is, they have to have the licenses going forward. I don't know of anyone who has a liquor license without a business license. I don't know how we issue those without a business license." Trustee Hrejsa asked, "Were they issued liquor licenses?" Trustee White continued, "Again, I am not going to point fingers at anybody. Everybody dropped the ball on that. As far as I am concerned every inspector, every person that walked into the door of any of these businesses, the first thing they need to do is ask to see their business license. If they don't have one, there is nothing to inspect. That is my opinion on it. We have to move forward now. I don't know exactly how many businesses there are but there were three or four that don't have business licenses." Trustee Fuentes asked, "What is the current process?" Trustee White said, "I think there is a master list where they get sent out. There obviously is businesses that are not on that list." Mayor Morelli said, "I have that list and I did ask for that right-of-way when this was brought to my attention after that fire had occurred. Now I do have a list and they are being there is going to be a letter sent out to everyone who has not purchased a business license. To make sure they come in to renew and get their business license." Trustee White said, "To make sure we don't have this problem in the future with someone saying, 'It's not my job.' I think we need to make it a practice even if we have to have an ordinance for it, or to make it a written work order. I just think that everyone who walks in these businesses, no matter who it is, they have to see the business license before anything. I don't know how everyone else feels about this. Or, you may not know what is going on." Trustee Fuentes suggested, "I think the process could be similar to vehicle stickers. Annually letters could go out. You respond. If you don't you get fined." Trustee White said, "Those stickers fall through the cracks as well. There are cars that disappear. People got rid of the car. Business licenses for one of these bars is \$400 not \$30 or \$40. We can't afford to lose that revenue under any circumstances. Trustee White asked Village Attorney Mike Del Galdo, "Could we collect back money?" Village Attorney Mike Del Galdo responded, "I don't think so only because the village issued liquor licenses and it is my understanding that certain employees, and it was their understanding that the liquor license acted as the business license and the liquor license. Your code needs amendments. Thank you for asking because I wanted to interject and say there needs to be an amendment to the section on business licensing. After the fire I received calls from the Mayor, you Trustee White and Trustee Savopoulos, all separately for the purposes of the Open Meetings Act, asking about this. As a result I read the section on business licensing. There is not even a provision that allows you to ticket for a failure to have a business license. It says you have to have one but it doesn't set forth a penalty. It doesn't set forth a fine. The business license section refers the reader to the liquor license section if you have a liquor license. I am not certain what that means. The Village needs to figure out what its practices are. I had asked, but I don't have the answer. If every license holder doesn't have a business currently. Is that the practice? If so, we need to amend the code. Or, do some liquor license holders not have business licenses? We have to figure out what the data is and then propose an amendment to the board that sets forth what your current accurate policy is. Going backwards, no I do not think, because it seems to be almost a policy of practice of the village to issue liquor licenses without having a business license. I think we would be hard pressed at this point.

One of them goes back to 2002. Statutorily the statute of limitations has run out on that one. You have to correct it and go forward with this.” Trustee White stated, “Do we have to correct some before we send out letters that they must immediately purchase a business license? Because we have other businesses that have a license and a handful that don’t. So what do we do now?” Village Attorney Mike Del Galdo explained, “The Mayor had asked me to write a templet letter and get that to Victoria which I am in the process of doing. But, I wanted to find out before the letter went out, how many liquor licenses holders do not have businesses licenses so I could make sure that the letter is going to the entire class of people instead of just the handful of people that we know about. I don’t want it to be selectively sent to a certain number of people without it going to everybody. We are writing the templet and we will have the templet ready to go. I just want to make sure it is going out to the proper people and that it has the proper tone because if everybody that has a liquor license doesn’t have a business license I don’t want the tone of the letter to be that they did something wrong, that they were going to be fined. If that was the understanding that they didn’t need one, then we just need to correct it.” Trustee Hrejsa said, “Why would they get a liquor license when they were a business? They need the business license.” Trustee White said, “I don’t think that is the case at all. Some just fell through the cracks.” Village Attorney Mike Del Galdo said, “In the course of chasing this down, someone said to me here at the Village that it is their understanding that the code did not require a business license when they held a liquor license.” The clerk asked, “How much is a business license for a liquor establishment?” Trustee White said, “I asked Dave Schmidt about it and he said it was by square foot.” Mayor Morelli said, “The square footage.”

MAYOR’S REPORT: None

CLERK’S REPORT: The clerk stated, “I informed all the elected officials that I filed names of the people who are required to file the Statement of Economic Interest with Cook County Clerk David Orr’s office. There are several people in the audience that also have to fill out the application. These people must abide with the Illinois Government Ethics Act. You will be receiving an email with the application attachment or a request through the mail. If you are running in the current election and recently filled out a Statement of Economic Interest you still need to fill out this current application. This is for the 2016 year. The deadline is May 1. If you do not complete the statement by that time, there is a \$15 late fee. Usually what happens after February 1, I look back on the list I created for the Cook County Clerk and if I notice that you are not filling it out or responding, I then nag you to do it.”

TRUSTEES’ REPORTS: Trustee Hrejsa commented on a dumpster that is located on the 4000 block of Oak Park Avenue. It hasn’t moved in months. It appears that the person who ordered the dumpster is a rehabber. Darlene in the front office informed Trustee Hrejsa that a permit for a dumpster initially is for ten days. Then an extension could be given for an additional ten days. A resolve was discussed.

Trustee Rivadeneira gave the Police Department Total Monthly Activity Report for the month of December, 2016: Total number of calls for service; 1,453: Total number of E911 calls received; 452: Arrest by type: Traffic: 57; Village Ordinance Offences: 9; Warrants and Complaints: 8; Parking violations: 187; Total number of

arrests/citations issued: 261; Total number of squad miles: 9,727; Total amount of gasoline used: 1,254.4 gallons; Average gas mileage/squad: 7.754 mpg.

Ordinance Activity Report for the month of December, 2016. Ordinance Investigations: 124; Business License Investigations: 1; Violation Notices Issued: 5; Miscellaneous Details: 64; S.L.O. Tickets: 0; Parking Citations Issued: 28; Tow Tag: 1;

Ordinance Activity Report for the month of November, 2016. Ordinance Investigations: 290; Business License Investigations: 4; Violation Notices Issued: 6; Miscellaneous Details: 143; S.L.O. Tickets: 1; Parking Citations Issued: 56;

Trustee Milenkovic reported on the Midway Noise Compatibility meeting he attended. The 2017 schedule of meetings were given. They are January 26th, April 27th, July 27th, and October 16th. These meetings are held at the Mayfield located at 6072 S. Archer Avenue in Chicago at 6:30 p.m. In addition he reported on the collection for the troops. We collected nearly 400 pounds. He thanked Lea Torres, Frank Torres and Jeff Walik for dropping off the donations. He also thanked those who donated items.

DEPARTMENT REPORTS: Public Works Supervisor Jeff Boyajian was happy to report that there has been no snow. He plans on sending out the street sweeper this week. They will get where they can due to no set parking restrictions.

Fire Chief Larry Meyer reported that there was a fire at 39th Street Pub on last Thursday afternoon. He described the method the fire traveled. A patron went outside in the back to smoke. There was a plastic bucket used for cigarette butts. The security camera observed the man lighting his cigarette and took a couple of drags. He then took a piece of paper from his pocket and then started the paper on fire and threw it into the bucket. He finished his cigarette and watched the paper burn. He went back into the establishment. The burning paper continued burning the bucket and then spread to the walls, the basement and attic. In addition, the ten-year-old generator on the engine had to be replaced. A description of the repair was given. He then explained the need to repair the extractor washing machine.

Treasurer Kurt Kasnicka commented on the audit report from Crowe Horwath. He recommended that people go to the individual funds starting on page 60 and also the Police Pension Fund starting on page 19. He suggested reading the beginning where the Governmental Accounting Standards (GASB) is given. New this year is the GASB statement number 68. This relates to pensions. There is more emphasis on the pension reports. The IMRF is 90.05% funded. The Police Pension Fund based on our audit report is 23.91% funded. The Tax Levy basis it is 27.6% funded. That is because they use different actuarial methods. An explanation of the filings that are mandated of this audit report was given. The Illinois Comptroller, the Cook County Treasurer and the Cook County Clerk receive the report. In addition the bond issues have their own requirement mandates for recordings.

In addition, Treasurer Kurt Kasnicka said, "Under agenda item, Business License Applications and Renewal Enforcements, one of the things I did is I ran an Accounts Receivable report on Commercial and Industrial Accounts, and if they have a water account we would search if there are any other businesses that don't have a business

license. We are not coming up with any others than the ones we already know about. The only issue that is coming up is there are businesses that have not renewed yet for 2017. When we talk about changing the ordinance, maybe you want to have a provision that eventually we could turn it over to the Ordinance Control Officer and he could write a Stickney Local Ordinance (violation).

Trustee Fuentes moved, duly seconded by Trustee Hrejsa to go into executive session at 7:31 p.m.

Upon the roll call, the following Trustees voted:

Ayes: Trustees Fuentes, Hrejsa, Milenkovic, Rivadeneria and White

Absent: Trustee Savopoulos

Nays: None

Mayor Morelli declared the motion carried.

Trustee Fuentes moved, duly seconded by Trustee Hrejsa to reconvene to open session at 8:18 p.m.

Upon the roll call, the following Trustees voted:

Ayes: Trustees Fuentes, Hrejsa, Milenkovic, Rivadeneria and White

Absent: Trustee Savopoulos

Nays: None

Mayor Morelli declared the motion carried.

There being no further business, Trustee White moved, duly seconded by Trustee Hrejsa that the meeting be adjourned. Upon which the Board adopted the motion at 8:20 p.m.

Respectfully submitted,

Audrey McAdams, Village Clerk

Approved by me this 8th day of February, 2017

Deborah E. Morelli, Village Mayor