

**CITY OF OAKBROOK TERRACE
MINUTES OF THE REGULAR CITY COUNCIL AND
COMMITTEE OF THE WHOLE MEETING
TUESDAY, NOVEMBER 8, 2016**

I. CALL TO ORDER

The Mayor called the November 8, 2016, Regular and Committee of the Whole Meeting of the City Council to order at 7:00 P.M.

II. ROLL CALL

Roll call indicated the following Aldermen were in attendance:

Present: Alderman Esposito, Alderman Greco, Alderman Przychodni, Alderman Vlach, and Mayor Ragucci

Absent: Alderman Swartz and Alderman Thomas

Also in attendance were City Clerk M. Shadley, City Administrator A. Marrero, Assistant to the Mayor and Administrator M. Sarallo, and City Attorney R. Ramello.

III. PLEDGE OF ALLEGIANCE

The Mayor led everyone in the Pledge of Allegiance.

IV. ADDITIONS OR DELETIONS TO THE AGENDA

None.

V. APPROVAL OF MINUTES – CHANGES OR CORRECTIONS

1. Regular Meeting Minutes Of October 25, 2016.

Motion to approve the minutes of the October 25, 2016 Regular City Council and Committee of the Whole as presented was made by Alderman Przychodni and seconded by Alderman Esposito.

Aldermen Ayes: Esposito, Greco, Przychodni, and Vlach

Aldermen Nays: None

Motion passed.

VI. PUBLIC PARTICIPATION

None.

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VII. ACTION ITEMS/CONSENT AGENDA

1. Payment of City Bills: November 8, 2016 In The Amount Of \$855,508.34.
2. Ordinance No. 16-45: An Ordinance Increasing The Number Of Class “A” Liquor Licenses By One (1) Pursuant To The Provisions Of Title XI (Business Regulations); Chapter 111 (Food And Beverages); Subchapter Alcoholic Liquor Control, Section 111.012 (Number Of Licenses In Each License Classification), Of The Code Of Ordinances Of The City Of Oakbrook Terrace (Greek Islander Restaurant, Inc. d/b/a Greek Island Restaurant - 1S130 Summit Avenue).
3. Ordinance No. 16-46: An Ordinance Amending Subsection T Of Section 10.20 Entitled “Administrative Adjudication Of Code Violations” Of Chapter 10 Entitled “General Provisions” Of Title I Entitled “General Provisions” Of The Code Of Oakbrook Terrace, Illinois.

Motion to approve all the items contained on the Consent Agenda for November 8, 2016 as presented was made by Alderman Vlach and seconded by Alderman Greco.

**Aldermen Ayes: Esposito, Greco, Przychodni, and Vlach
Aldermen Nays: None**

Motion passed.

VIII. ITEMS REMOVED FROM THE CONSENT AGENDA

None.

IX. RECESS TO THE COMMITTEE OF THE WHOLE

Motion to recess to the Committee of the Whole portion of this meeting was made by Alderman Esposito and seconded by Alderman Przychodni.

**Aldermen Ayes: Esposito, Greco, Przychodni, and Vlach
Aldermen Nays: None**

Motion passed.

X. MAYOR RAGUCCI

None.

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XI. COMMITTEE OF THE WHOLE CONSIDERATIONS

1. An Ordinance To Increase The Number Of Class “L” Liquor Licenses (Mike Ditka’s Restaurant)

Anthony Ficorilli, Ditka’s Managing Partner, addressed the Council and stated the restaurant is requesting their line of wine be sold in a retail capacity. Ficorilli indicated guests often request to purchase the wines offered by Ditka’s.

Mayor Ragucci indicated Thomas and Swartz agreed with the additional Class L liquor license. Ragucci noted Devon’s Seafood and Grill also has a Class L liquor license.

The Council concurred to place this on the next consent agenda.

2. 2016 Property Tax Levy Determination/Police Pension Municipal Compliance Report.

City Administrator Marrero referenced her memorandum and stated increasing last year’s levy by the CPI of .7% and capturing new construction of \$2.5 million, the proposed levy comes in at \$953,924. City Administrator Marrero noted this represents a 2% increase over last year’s levy, which means a public hearing is not required because the increase is less than 5%.

City Administrator Marrero said the actuary recommended the City contribute \$1,039,771 towards the Police Pension. City Administrator Marrero said in calculating the contribution the actuary used a 6.5% rate of return on investments and a 5% salary assumption. City Administrator Marrero reported the actuary recommendation increased by \$48,000 over last year because the pension fund performance came in lower than the 6.5% rate of return. City Administrator Marrero said the actuarial recommended contribution exceeds the allowable levy by \$85,847, which means the General Fund will have to make-up the difference and possibly transfer in a portion of fund balance. City Administrator Marrero said if we have to transfer-in from the fund balance, the City’s fund balance is at a healthy amount of \$6.5 million. City Administrator Marrero said reserving \$86,000 will not impact the balance.

City Administrator Marrero reported beginning this year Public Act 96-1495 authorizes the State to withhold state shared revenue if the City fails to contribute the full actuarial amount. City Administrator Marrero added this Act also requires the City to achieve a 90% funded actuarial liability by 2040. City Administrator Marrero said the City is on target to be 100% funded by 2040. City Administrator

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Marrero said the City is currently 48% funded, which is much better than most communities.

Mayor Ragucci said every year the contribution is a little more and fortunately the City has the reserves to finance the difference. The Council concurred to place on the December 13, 2016 consent agenda.

3. An Ordinance Amending Section 136 “Drug And Related Offenses”.

Ramello said Section 136.1 of the City Code classifies the possession of up to 30 grams of cannabis as a Class A misdemeanor, which includes jail time. Ramello said the State of Illinois recently passed the Cannabis Control Act, which decriminalized the possession of less than 10 grams of cannabis and made it a civil penalty instead of a criminal act. Ramello explained this change made the City Code inconsistent with State law. Ramello said if the City were to retain the current cannabis regulations, the City would be required to send the cannabis to a testing laboratory. Ramello reported the costs associated with the lab tests would exceed the fines assessed.

Ramello said the City Prosecutor recommended the City Code change to match the new State regulations. Ramello said with this change; less than 10 grams of cannabis will be an ordinance violation punishable by a minimum fine of \$100 and a maximum of \$700.

Alderman Esposito indicated the State of Illinois is the 17th State to decriminalize cannabis possession. Alderman Esposito asked how this impacts the City. Ramello replied the code change will result in more revenue for the City, because we will no longer be required to send the cannabis to an outside testing laboratory. Ramello said judges will be more willing to impose a fine for a small possession.

The Council concurred to place this on the next consent agenda.

XII. COUNCIL MEMBER COMMENTS

Alderman Esposito stated a resident approached him about how some of the new street lights are settling into the ground and causing holes which need to be filled. Alderman Esposito suggested Public Services go around and inspect the residential street lights and patch where needed.

Alderman Esposito said the City is doing a really good job with the rental and property maintenance inspections. Alderman Esposito asked when the City is going to present this information to residents. Mayor Ragucci said information regarding this will be included in the *Terrace Leaves* and a town hall meeting will be held next year

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regarding the housing and camera issues. City Administrator Marrero noted this information will be presented at the January 24, 2017 meeting. Alderman Vlach asked about the subdivision security proposals. Mayor Ragucci said staff is currently vetting camera proposals. City Administrator Marrero indicated the City received three (3) proposals for subdivision cameras.

XIII. CITY ATTORNEY RAMELLO

None.

XIV. CITY CLERK SHADLEY

None.

XV. CITY ADMINISTRATOR MARRERO

None.

XVI. RECESS TO EXECUTIVE SESSION

Motion to recess to Executive Session to discuss the employment, compensation, discipline, performance, or dismissal of specific employees of the City was made by Alderman Vlach and seconded by Alderman Przychodni.

Aldermen Ayes: Esposito, Greco, Przychodni, and Vlach

Aldermen Nays: None

Motion passed.

XVII. EXECUTIVE SESSION

1. The Employment, Compensation, Discipline, Performance, Or Dismissal Of Specific Employees Of The City.

See separate minutes.

XVIII. RECONVENE THE CITY COUNCIL MEETING

Motion to reconvene the City Council meeting was made by Alderman Przychodni and seconded by Alderman Greco.

Aldermen Ayes: Esposito, Greco, Przychodni, and Vlach

Aldermen Nays: None

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Motion passed.

XIX. OLD BUSINESS

None.

ADJOURN

Motion to adjourn was made by Alderman Vlach and seconded by Alderman Esposito at 7:32P.M.

Motion carried unanimously.

Submitted,

Aileen Haslett
Recording Secretary