

**CITY OF OAKBROOK TERRACE
MINUTES OF THE REGULAR CITY COUNCIL AND
COMMITTEE OF THE WHOLE MEETING
TUESDAY, JULY 9, 2019**

I. CALL TO ORDER

Mayor Ragucci called the July 9, 2019, Regular and Committee of the Whole Meeting of the City Council to order at 7:02P.M.

II. ROLL CALL

Roll call indicated the following Council members were in attendance:

Present: Barbari, Esposito, Greco, Rada, Vlach, and Mayor Ragucci
Absent: Przychodni

Also, in attendance were City Clerk M. Shadley, 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 June 25, 2019

Motion to approve the minutes of the June 25, 2019 Regular City Council and Committee of the Whole as presented was made by Alderman Vlach and seconded by Alderman Barbari.

**Ayes: Barbari, Esposito, Greco, Rada, and Vlach
Nays: None**

Motion passed.

VI. PUBLIC PARTICIPATION

None.

VII. ACTION ITEMS/CONSENT AGENDA

1. Payment of City Bills: July 9, 2019 In The Amount Of \$100,005.12

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2. Resolution No. 19-10: A Resolution Authorizing And Approving An Agreement Between The City Of Oakbrook Terrace And The DuPage Convention And Visitor's Bureau For Professional Services To Promote Tourism And Provide Marketing And Administrative Services Related Thereto For The City For Fiscal Year 19-20.
3. Ordinance No 19-35: An Ordinance To Approve And Authorize The Execution Of A Contract Between The City Of Oakbrook Terrace, Illinois, And Orange Crush, LLC For The 2019 Resurfacing Program (Job Code 92-32B119) For The City Of Oakbrook Terrace.
4. Ordinance No. 19-36: 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 (Honey-Jam Café II LLC – Formerly Butterfield's).

Motion to approve all the items contained on the Consent Agenda as presented for July 9, 2019 was made by Alderman Esposito and seconded by Alderman Greco.

**Ayes: Barbari, Esposito, Greco, Rada, and Vlach
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 Rada and seconded by Alderman Vlach.

**Ayes: Barbari, Esposito, Greco, Rada, and Vlach
Nays: None**

Motion passed.

X. MAYOR RAGUCCI

Mayor Ragucci stated the July 4th celebration was great and thanked staff for their efforts especially Deputy Clerk Cheryl Downer. Mayor Ragucci said the parade went great as well and thanked Amy Biskup and the Thon family for coordinating this event. Mayor Ragucci said the parade had a good turnout and he heard from residents that the parade should be continued in the coming years. Mayor Ragucci said he met with developer John Calfa and the vacant Tilted Kilt site should be occupied soon with a new restaurant. Mayor Ragucci said this will

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be a nice addition along 22nd Street. Mayor Ragucci wished City Administrator Marrero and Alderman Przychodni a speedy recovery.

XI. COMMITTEE OF THE WHOLE CONSIDERATIONS

1. Creating A New Class Of Liquor License – Class “N”

Mayor Ragucci explained the new Class “N” license will allow Frankie’s Deli to sell beer and wine for on-premise consumption as well as sell packaged beer and wine for off-premise consumption. With creating this new class the City will need to eliminate the Class “E” liquor license that was previously granted to Frankie’s. Mayor Ragucci noted Frankie’s Deli plans to open in the next two (2) and half weeks.

Alderman Greco asked for clarification on the difference between the liquor license classifications. City Attorney Ramello explained that some classifications include liquor which means all types of liquor including spirits, while other classifications only allow the sale of beer and wine. Alderman Greco asked why for provision number seven (7) Class “I” it does not indicate retail sale, while all the other classifications includes this. City Attorney Ramello replied when this section of the City Code was amended, the word retail was omitted because the liquor control act controls the retail sale of liquor. Alderman Greco asked why there were no longer Class “F” and “G” licenses. City Attorney Ramello said at some point there were Class “F” and “G” licenses, but they were eliminated.

The Council concurred to approve this during the reconvened meeting.

2. An Ordinance To Decrease The Number Of Class “E” Liquor Licenses In The City (Frankie’s Deli).

Mayor Ragucci stated the proposed ordinance eliminates the previously granted Class “E” for Frankie’s Deli.

The Council concurred to approve this during the reconvened meeting.

3. An Ordinance To Increase The Number Of Class “N” Liquor Licenses In The City – Yorktown Deli d/b/a Frankie’s Deli (17W 626 Butterfield Road).

Mayor Ragucci said the proposed ordinance grants Frankie’s Deli the new Class “N” liquor license.

The Council concurred to approve this during the reconvened meeting.

4. An Ordinance To Increase The Number Of Video Gaming Terminals-Entourage, LLC d/b/a Sabrina’s 17W 615 Butterfield Road Unit C.

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Mayor Ragucci stated Sabrina's is almost ready to open and the proposed ordinance is for a video gaming location license and five (5) gaming terminals. Alderman Rada asked for some background on this licensing request. Mayor Ragucci replied about six (6) months ago, the Council approved a liquor license for this gaming café. Mayor Ragucci said future license requests for video gaming and liquor must be combined and granted at the same time. Alderman Greco said we already committed to this business. Alderman Greco and Alderman Rada said they will be abstaining from this vote.

Discussion ensued regarding the approval process for additional terminals at each gaming café, due to the recent legislation approved by Governor Pritzker which allows up to six (6) terminals at each location. Alderman Greco said he preferred if the Council approved the additional terminals on a case by case basis for each location. City Attorney Ramello said the additional terminals could be approved in mass.

The Council concurred to place this on the next agenda as a separate item.

5. MERIT Participation.

Mayor Ragucci said the new Metropolitan Emergency Response and Investigation Team (MERIT) cooperative is being coordinated by DuPage County and combines the old multi-agency organizations including: Felony Investigative Assistance Team (FIAT) and Major Crimes Task Force (MCTF). MERIT will be responsible for the areas of: major crime investigation, SWAT response, evidence recovery, computer forensics, K-9 response, and crisis negotiation. Mayor Ragucci said similar to the previous multi-agency organizations, two (2) of the City officers will be assigned to MERIT and receive specialized training.

Mayor Ragucci said most municipalities are getting away from specialized crime areas and relying more on these multi-agency organizations. The new MERIT multi-agency cooperative will help the City when there is a major crime. Mayor Ragucci noted these organizations are needed especially when there is vehicle fatality. Mayor Ragucci said with MERIT, the process for major crimes assistance will be simpler and condensed. The fee for the new MERIT cooperative is \$4,000 per agency. Mayor Ragucci said joining MERIT is the right way to go. Alderman Esposito asked what happens if the City does not join. Mayor Ragucci replied that the City would have to get assistance from the Illinois State Police or the DuPage County Sheriff.

Alderman Greco expressed concern that there is not a lot of information available about MERIT. Alderman Greco supported the City joining MERIT, but would like more information about the program and what the \$4,000 membership fee is being used for. Alderman Greco also expressed concern over the defense provision included in the agreement; that states in the event of a lawsuit each participating agency is responsible at its sole cost for the defense of MERIT. Alderman Greco was dismayed that the City would have to spend its own resources to defend MERIT.

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Alderman Rada noted there is a big upside to participating in MERIT for a reasonable cost of \$4,000, and the City is not happy with the service then we don't renew the agreement. Alderman Vlach suggested joining MERIT and seeing how it goes. Mayor Ragucci noted if the City does not participate in MERIT all of the former individual crime fighting organizations are going away. City Attorney Ramello said as a participating agency the City can request the budget and review the by-laws. City Attorney Ramello noted there is also a provision to allow a 60 day notice to terminate the agreement and withdraw.

Mayor Ragucci said he will monitor MERIT and keep the Council apprised of how the new process is going. The Council concurred to approve this during the reconvened meeting.

XII. COUNCIL MEMBER COMMENTS

Alderman Esposito said there was a nice turnout for July 4th and thanked Amy Biskup and the Thon family for bringing back the parade. Alderman Esposito stated many residents watched the parade and it was nicely done. Alderman Esposito said an Oliviabrook resident reached out to him and asked if staff could take a look at some trees in the Oliviabrook subdivision on the east side that are covering some of their plants and shrubs. Alderman Esposito said the same resident also commented that the pavement on the east entryway of Oliviabrook is deteriorating. Mayor Ragucci said Phase 2 of the street resurfacing project this year includes repaving this area.

Alderman Greco thanked Amy Biskup for coordinating the parade and he loved that residents enjoyed it. Alderman Barbari said July 4th was a great day and thanked staff for their efforts. Alderman Vlach commended Amy Biskup efforts at bringing back the parade. Alderman Vlach noted the picnic was just as good as past years. Alderman Rada said July 4th was a really nice event. Alderman Rada thanked the Highway Commissioner with the help on resolving who owns the trees along Luther and as it turns out York Township owns the trees.

XIII. CITY ATTORNEY RAMELLO

None

XIV. CITY CLERK SHADLEY

None.

XV. ASSISTANT TO THE MAYOR AND CITY ADMINISTRATOR M. SARALLO

Assistant to the Mayor and Administrator Sarallo said the day before the July 4th picnic the stage and the walking path were underwater due to a rain storm. Assistant to the Mayor and Administrator Sarallo said Public Services with the help of IDOT removed all the water.

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Assistant to the Mayor and Administrator Sarallo commended Public Services Director Ward and his staff's superior efforts at removing the water. Assistant to the Mayor and Administrator Sarallo asked the Council to send him July 4th suggestions for next year.

XVI. RECONVENE THE CITY COUNCIL MEETING

Motion to reconvene the City Council meeting was made by Alderman Rada and seconded by Alderman Vlach.

Ayes: Barbari, Esposito, Greco, Rada, and Vlach

Nays: None

Motion passed.

XVII. OLD BUSINESS

1. Ordinance No. 19-37 An Ordinance Amending Section 111.009 Entitled "Classification Of Licenses," Section 111.010 Entitled "License Fees" And Section 111.012 Entitled "Number Of Licenses In Each Classification" Of The Subchapter Entitled "Alcoholic Liquor Control" Of Chapter 111 Entitled "Food And Beverages" Of Title XI Entitled "Business Regulations" Of The Code Of Oakbrook Terrace, Illinois.

Motion To Approve Ordinance No. 19-37 An Ordinance Amending Section 111.009 Entitled "Classification Of Licenses," Section 111.010 Entitled "License Fees" And Section 111.012 Entitled "Number Of Licenses In Each Classification" Of The Subchapter Entitled "Alcoholic Liquor Control" Of Chapter 111 Entitled "Food And Beverages" Of Title XI Entitled "Business Regulations" Of The Code Of Oakbrook Terrace, Illinois was made by Alderman Greco and seconded by Alderman Esposito.

Ayes: Barbari, Esposito, Greco, Rada, and Vlach

Nays: None

Motion passed.

2. Ordinance No. 19-38: An Ordinance Decreasing the Number of Class "E" 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, As Amended (Yorktown Deli Inc, D/B/A Frankie's Deli - 17W626 Butterfield Road).

Motion To Approve Ordinance No. 19-38: An Ordinance Decreasing the Number of Class "E" Liquor Licenses By One (1), Pursuant To The Provisions Of Title XI (Business Regulations); Chapter 111 (Food And Beverages); Subchapter Alcoholic

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Liquor Control, Section 111.012 (Number of Licenses In Each License Classification), Of The Code Of Ordinances Of The City Of Oakbrook Terrace, As Amended (Yorktown Deli Inc, D/B/A Frankie's Deli - 17W626 Butterfield Road) was made by Alderman Esposito and seconded by Alderman Barbari.

**Ayes: Barbari, Esposito, Greco, Rada, and Vlach
Nays: None**

Motion passed.

3. Ordinance No. 19-39: An Ordinance Increasing The Number Of Class "N" 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 (Yorktown Deli, Inc, d/b/a Frankie's Deli - 17W626 Butterfield Road).

Motion To Approve Ordinance No. 19-39: An Ordinance Increasing The Number Of Class "N" 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 (Yorktown Deli, Inc, d/b/a Frankie's Deli - 17W626 Butterfield Road) was made by Alderman Greco and seconded by Alderman Vlach.

**Ayes: Barbari, Esposito, Greco, Rada, and Vlach
Nays: None**

Motion passed.

4. Resolution No. 19-11: A Resolution Authorizing The Execution Of An Intergovernmental Police Service Assistant Agreement For The City Of Oakbrook Terrace To Join The DuPage Metropolitan Emergency Response And Investigation Team (MERIT).

Motion To Approve Resolution No. 19-11: A Resolution Authorizing The Execution Of An Intergovernmental Police Service Assistant Agreement For The City Of Oakbrook Terrace To Join The DuPage Metropolitan Emergency Response And Investigation Team (MERIT) was made by Alderman Barbari and seconded by Alderman Rada.

**Ayes: Barbari, Esposito, Greco, Rada, and Vlach
Nays: None**

Motion passed.

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ADJOURN

Motion to adjourn was made by Alderman Esposito and seconded by Alderman Greco at 7:46PM.

Motion carried unanimously.

Submitted,

Aileen Haslett, Recording Secretary