

**CITY OF OAKBROOK TERRACE  
MINUTES OF THE REGULAR CITY COUNCIL AND  
COMMITTEE OF THE WHOLE MEETING  
TUESDAY, JULY 14, 2020**

**I. CALL TO ORDER**

Acting Mayor Esposito called the July 14, 2020, Regular and Committee of the Whole Meeting of the City Council to order at 7:00P.M.

**II. ROLL CALL**

Roll call indicated the following Council members were in attendance:

Present: Barbari, Greco, Przychodni, Rada, Vlach, and Acting Mayor Esposito

Absent: None

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

**III. PLEDGE OF ALLEGIANCE**

Acting Mayor Esposito 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 23, 2020

**Motion to approve the minutes of the June 23, 2020 Regular City Council and Committee of the Whole as presented was made by Alderman Vlach and seconded by Alderman Rada.**

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

**Nays: None**

**Motion passed.**

**VI. PUBLIC PARTICIPATION**

None.

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**VII. ACTION ITEMS/CONSENT AGENDA**

1. Payment of City Bills: July 14, 2020 In The Amount Of \$354,091.08
2. Ordinance No. 20-25: An Ordinance Decreasing the Number Of Class “M” 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, Illinois, As Amended (EnFuego OBT, LLC-d/b/a EnFuego Mexican Grill).

**Motion to approve all the items contained on the Consent Agenda as presented for July 14, 2020 was made by Alderman Przychodni and seconded by Alderman Greco.**

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

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

**Motion passed.**

**X. ACTING MAYOR ESPOSITO**

Acting Mayor Esposito welcomed the Council back to the regular meeting format. Acting Mayor Esposito thanked Deputy Clerk Downer and Public Services staff for decorating the City for July 4<sup>th</sup>. City Hall reopened on Monday, July 13, 2020. The newest *Terrace Leaves* was recently mailed to all residents. There will be anti-virus kit giveaway on Friday, July 17, 2020 from 8:30AM to 4:30PM at City Hall. Residents can remain in their cars to pick-up the kits. The Oakbrook Terrace Eats \$100 voucher program is moving forward with about 25 participating restaurants. Acting Mayor Esposito noted the 2020 Census response rate is 53.4% and Ward Three (3) participation remains low. The City is addressing this by placing signage along Butterfield Road reminding residents to complete the 2020 census. Acting Mayor

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Esposito said the City is still in Phase Four (4) under the State's Rebuild Illinois plan and noted that video gaming resumed July 1, 2020.

1. Employee Recognition – Andrew Sarallo 40 Years of Service

Acting Mayor Esposito presented a retirement plaque to Andy Sarallo and thanked him for his 40 years of service to the City.

**XI. COMMITTEE OF THE WHOLE CONSIDERATIONS**

1. Sports Wagering Memo.

City Attorney Ramello indicated a new State of Illinois law allows off-track betting facilities to offer sports wagering. The Illinois Gaming Board has the exclusive authority to regulate and license sports wagering. However, the Act is silent regarding taxation and admission fees on sports wagering facilities. Under Section 27(f) of the Illinois Horseracing Act, the City may impose a \$1 admission fee. While under Section 8-11-6A of the Municipal Code, the City may impose an amusement tax. City Attorney Ramello noted there is some case law that could allow Hawthorne Race Track to challenge this. The Village of Stickney imposes a 10 cent per person admission tax and a 4% gross receipt tax on sports wagering.

Acting Mayor Esposito noted a sports wagering tax was discussed during the March 2020 budget meetings. Acting Mayor Esposito noted Hawthorne Racetrack owns about seven (7) other nearby off-track betting facilities and added the City needs to be somewhat careful about what we impose. Discussion ensued regarding the imposition of an admission fee and gross receipt wagering tax. The Council concurred to impose a gross receipt wagering tax and not an admission fee. Alderman Rada inquired if the customer or the off-track betting facility pays the tax. City Attorney Ramello replied it is up to the off-track betting facility if they want to pay the tax or pass it along to the consumer. Discussion ensued on the percentage for the sports wagering gross receipt tax and the Council agreed on starting at 2.5%.

The Council concurred to direct City Attorney Ramello to prepare the documents to enact a 2.5% sports wagering tax on gross receipts.

2. Resolution Of An Intergovernmental Agreement With Salt Creek School District #48 For Stella Mae Swartz Playground Donation.

Acting Mayor Esposito noted at the February 11, 2020 City Council meeting the Council concurred to move forward with a \$20,000 donation towards the new playground at Stella Mae Swartz School. Acting Mayor Esposito referenced Resolution No. 20-7 that includes the intergovernmental agreement between the City and the Salt Creek School District 48

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for the \$20,000 donation. Acting Mayor Esposito noted demolition on the old playground has begun. The Council concurred to approve this during the reconvened meeting.

3. An Ordinance To Increase The Number Of Class “A” Liquor Licenses Driftwood Grille, 17W648 22<sup>nd</sup> Street Suite A, Oakbrook Terrace, Illinois.

Acting Mayor Esposito referenced Ordinance No. 20-26 for the new Class “A” Liquor License for Driftwood Grille. This restaurant will be replacing EnFuego at the off-track betting facility. The owners operate another Driftwood Grille in Mokena, Illinois.

The Council concurred to approve this during the reconvened meeting.

**XII. COUNCIL MEMBER COMMENTS**

Alderman Rada said the water rebate program and July 4<sup>th</sup> decorations were well received by Berkshire residents. Alderman Barbari commended the staff on the July 4<sup>th</sup> decorations throughout the City. Alderman Greco thanked Andrew Sarallo for his years of service to the City. Alderman Greco said this is something that everyone can look up to. Alderman Greco shared that during Andrew Sarallo’s 40 year tenure there were probably highs and lows and Sarallo continued to persevere. Alderman Greco said the decorations were beautiful and suggested keeping the July 4<sup>th</sup> flags along the right-of-way posted for a little longer next year. Alderman Przychodni congratulated Andrew Sarallo on 40 years of service and said it was great to see everyone again.

**XIII. CITY ATTORNEY RAMELLO**

None.

**XIV. CITY CLERK SHADLEY**

None.

**XV. CITY ADMINISTRATOR A. MARRERO**

City Administrator Marrero asked if the Council members would still like to receive an electronic agenda rather than a paper copy. Alderman Greco and Alderman Rada said they would still like to receive an electronic agenda.

**XVI. RECONVENE THE CITY COUNCIL MEETING**

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

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

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**Nays: None**

**Motion passed.**

**XVII. OLD BUSINESS**

1. Resolution No. 20-7: A Resolution To Approve And Authorize The Execution Of An Intergovernmental Agreement Between The City Of Oakbrook Terrace And Salt Creek School District 48 Providing For A Grant For Playground Equipment.

**Motion to approve Resolution No. 20-7: A Resolution To Approve And Authorize The Execution Of An Intergovernmental Agreement Between The City Of Oakbrook Terrace And Salt Creek School District 48 Providing For A Grant For Playground Equipment was made by Alderman Barbari and seconded by Alderman Rada.**

**Ayes: Barbari, Esposito, Greco, Przychodni, and Rada  
Nays: Vlach**

**Motion passed.**

2. Ordinance No. 20-26: 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 (EnFuego OBT, LLC,-d/b/a Driftwood Grille).

**Motion to approve Ordinance No. 20-26: 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 (EnFuego OBT, LLC,-d/b/a Driftwood Grille) was Alderman Przychodni and seconded by Alderman Vlach.**

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

**Motion passed.**

**ADJOURN**

**Motion to adjourn was made by Alderman Greco and seconded by Alderman Barbari at 7:44PM.**

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**Motion carried unanimously.**

Submitted,

Aileen Haslett, Recording Secretary