



## MEETING AGENDA

### Village Council

*Mayor John Mahoney*

*Village Clerk Marie Arrigoni*

*Commissioner Dan Polk*

*Commissioner Nicole Milovich-Walters*

*Commissioner G. Darryl Reed*

*Commissioner James Pavlatos*

**REVISED 11/19/2021**

**Monday, November 22, 2021**

**7:30 PM**

**Kaptur Administrative Center**

**1) CALL TO ORDER**

**2) ROLL CALL**

**3) PLEDGE OF ALLEGIANCE**

**4) APPROVAL OF MINUTES**

A. Regular Council meeting of November 8, 2021

**5) RECOGNITION/PROCLAMATIONS/APPOINTMENTS/PRESENTATIONS**

**6) HEARINGS**

**7) CONSENT AGENDA**

All items on the consent agenda are routine or have been brought forward at the direction of the Board of Commissioners and will be enacted with one motion. If discussion is desired, that item will be removed from the consent agenda and considered separately

A. To approve payment of invoices on the Warrant List dated November 22, 2021 in the amount of \$274,512.06

**8) OLD BUSINESS**

**9) BOARD, COMMISSION AND COMMITTEE RECOMMENDATIONS**

A. To adopt Ordinance 2021-30 – An Ordinance Amending Part Twelve, Title Six, Chapter 1264.04 of the Palos Park Village Code in Regard to Variances. The Ordinance states the Village Council approves and adopts the findings and recommendation of the Plan Commission for a Zoning Code amendment. That Part Twelve, Title Six, Chapter 1264, Section 1264.04(e) of the Palos Park Village Code is amended, eliminating the requirement that a front, side, or rear yard variation request not exceed thirty-three percent of the required yard, and that Section 1264.04(s) is repealed in its entirety as it pertains to the requirement that a side or rear yard variation request not exceed sixty percent of the required yard in instances where the requested variance pertains to the construction of an addition to an existing building on a parcel of less than one acre in size

## **10) INFORMATION & UPDATES**

A. Public Works and Streets, Recreation Report

B. Building and Public Property Report

1. Building Department Report

C. Public Health and Safety Report

1. Police Activity Report

D. Accounts and Finances Report

E. Mayor's Report

1. To adopt Ordinance 2021-29 "An Ordinance Amending Part Six, Chapter 698 And Part Eight, Title Two, Chapters 804 and 808 Of the Palos Park Village Code in Regard to Video Gaming" The Ordinance states that the Palos Park Village Code would be amended to repeal Chapter 698, in regard to the current video gaming prohibition, in its entirety and to add new Sections to Chapters 804, and 808. The Village Code would be amended to add Class A-VG and G-VG liquor license categories. The current holders of Class A and Class G liquor licenses would have the ability to apply to the Village to change their liquor license category to the Class A-VG or Class G-VG liquor license category, respectively, which, if approved, would allow for video gaming at the licensed premises, in compliance with the video gaming requirements of the Palos Park Village Code

F. Clerk's Report

G. Manager's Report

## **11) ANNOUNCEMENTS**

## **12) CITIZENS AND VISITORS COMMENT PERIOD**

## **13) ADJOURNMENT OF REGULAR MEETING**

**MINUTES OF THE BOARD OF COMMISSIONERS'  
REGULAR MEETING  
HELD ON NOVEMBER 8, 2021**

The Board of Commissioners of the Village of Palos Park, Cook County, Illinois held its regular meeting on Monday, November 8, 2021. Mayor Mahoney was not physically present but called the meeting to order at 7:30 p.m. by phone. Answering to roll call were Commissioners Reed, Milovich-Walters, Polk, and Mayor Mahoney.

Also in attendance were Rick Boehm, Village Manager; Tom Bayer, Village Attorney; Howard Jablecki, Assistant Village Attorney; Michael Sibrava, Public Works Director; Mark Herman, Community Development Director; Allen Altic, Finance Director; Joe Miller, Police Chief; Evan Vogt, Recreation Superintendent; Kathie May, Community Development Coordinator; and Lisa Boyle, Deputy Clerk. Marie Arrigoni, Village Clerk was absent.

**APPROVAL OF MINUTES OF THE REGULAR COUNCIL MEETING HELD ON October 25, 2021:** Commissioner Milovich-Walters moved, seconded by Commissioner Polk, to approve the minutes of the Regular Council Meeting held on October 25, 2021, as presented.

On the call of the roll, the vote was as follows:

AYES: -4- Commissioners Reed, Milovich-Walters, Polk, and Mayor Mahoney

NAYS: -0-

ABSENT: -0-

**RECOGNITIONS/PROCLAMATIONS/APPOINTMENTS/PRESENTATIONS:**

**HEARINGS:** None.

**CONSENT AGENDA**

All items on the consent agenda are routine or have been brought forward at the direction of the Board of Commissioners and will be enacted with one motion. If discussion is desired, that item will be removed from the consent agenda and considered separately.

Commissioner Reed moved, seconded by Commissioner Milovich-Walters to:

- A. To approve payment of invoices on the Warrant List dated November 8, 2021 in the amount of \$212,879.24
- B. To approve Supplemental Warrant List dated November 8, 2021 for manual checks, payroll, and recurring wire transfers in the amount of \$498,079.98

On the call of the roll, the vote was as follows:

AYES: -4- Commissioners Reed, Milovich-Walters, Polk, and Mayor Mahoney

NAYS: -0-

ABSENT: -0-

**OLD BUSINESS:** None

**BOARD, COMMISSION AND COMMITTEE RECOMMENDATIONS:** None

**INFORMATION & UPDATES:****COMMISSIONER OF PUBLIC WORKS AND STREETS/RECREATION & PARKS, NICOLE MILOVICH-WALTERS:****PAY ESTIMATE NO. 2 FOR THE 2022 MFT PAVEMENT IMPROVEMENT PROJECT:**

Commissioner Milovich-Walters presented Pay Estimate No. 2 in the amount of \$153,332.28 to Lindahl Bros. Inc. with the authority to the Village Engineer to spend up to \$800,000.00. Public Works is asking for approval of this pay estimate withholding 10% as retention.

Commissioner Milovich-Walters moved seconded by Commissioner Reed to approve Pay Estimate No. 1 for the 2022 MFT Pavement Improvement Project to Lindahl. Bros. Inc., in the amount of \$153,332.28.

On the call of the roll, the vote was as follows:

AYES: -4- Commissioners Milovich-Walters, Reed, Polk, and Mayor Mahoney

NAYS: -0-

ABSENT: -0-

**CARLSON ASPHALT 120<sup>TH</sup> STREET REPAIR:** Commissioner Milovich-Walters presented a proposal from Carlson Asphalt in the amount of \$8,580.00 to repair 3172 square feet of 120<sup>th</sup> Street. The Village has attempted to patch it, but it needs more than a band aid. The repair will consist of removing the last 500 feet of road and replacing it with an inch of binder and 2 inches of surface. The monies will come out of the ½% Sales Tax Fund.

Commissioner Milovich-Walters moved seconded by Commissioner Reed to approve the proposal from Carlson Asphalt in the amount of \$8,580.00 to repair 3172 square feet of 120<sup>th</sup> Street.

On the call of the roll, the vote was as follows:

AYES: -4- Commissioners Milovich-Walters, Reed, Polk, and Mayor Mahoney

NAYS: -0-

ABSENT: -0-

**TREE LIGHTING:** Commissioner Milovich-Walters announced that the Village will hold the annual Tree Lighting Ceremony on Thursday, December 2, 2021 and to look out for more information coming soon on social media and e-news.

**COMMISSIONER OF BUILDING & PUBLIC PROPERTY, G. DARRYL REED:**

**CARBON MONOXIDE DETECTORS:** Commissioner Reed advised residents to change the batteries in their carbon monoxide and smoke detectors. Illinois state law requires that every home be equipped with at least one carbon monoxide alarm within 15 feet of every bedroom. Additional detectors on every level of your home provide extra protection against carbon monoxide poisoning.

**BUILDING DEPARTMENT REPORT:** Commissioner Reed reported that the Building Department processed seventeen (17) permits from October 20, 2021 – November 2, 2021, resulting in \$18,961.77 in permit fees. Seventeen (17) building inspections were completed during this time period. Fiscal year to date amount in permit fees is \$192,727.22.

REFERRAL TO PLAN COMMISSION FOR POTENTIAL TEXT AMENDMENT: Commissioner Reed presented the matter of a potential text amendment of Section 1264.04 to the Plan Commission for a public hearing and recommendation to the Village Council. The language in the code can create obstacles in that certain zoning provisions are not allowed to have an authorized variance, whereas other provisions have a cap limiting the extent of the variance to be granted. The specific subsection of immediate concern is 1264.04(e) which allows for front, side, or rear yard (setback) variances; but limits the reduction to 33% of the required yard.

Commissioner Reed moved seconded by Commissioner Milovich-Walters to refer the matter of a potential text amendment of Section 1264.04 to the Plan Commission for a public hearing and recommendation to the Village Council.

On the call of the roll, the vote was as follows:

AYES: -4- Reed, Milovich-Walters, Polk, and Mayor Mahoney

NAYS: -0-

ABSENT: -0-

**COMMISSIONER OF PUBLIC HEALTH AND SAFETY, DANIEL POLK:**

POLICE ACTIVITY REPORT: Commissioner Polk reported the Police Department received 1842 calls for service from October 25, 2021, through November 8, 2021. Palos Park Police also issued 10 adjudication tickets, 1 traffic tickets, 4 written warnings, 5 verbal warnings, completed 19 case reports, 8 accident reports, 1 arrested adult, 0 juvenile, 1 impounds, 11 senior checks, 20 citizen assists.

PALOS PARK POLICE CADET FOOD DRIVE: Commissioner Polk informed residents that the Palos Park Police Cadet Food Drive begins this weekend and will continue through January 1<sup>st</sup>. Donations of non-perishable foods will be accepted in donation receptacles located at the Palos Park Police Department, Palos Park Recreation Center, and the Palos Park Library.

PORCH PIRATES: Commissioner Polk advised residents to be aware of packages that will be delivered to their home. Parcels left unattended at your front door are easy targets for thieves. Some suggestions are to sign up for delivery alerts from the shipper, get packages delivered to “lockers”, ask a neighbor to be on the lookout and retrieve your delivery.

**COMMISSIONER OF ACCOUNTS AND FINANCES, JAMES PAVLATOS:** Mayor Mahoney had no report this evening on behalf of Accounts and Finances.

**MAYOR’S REPORT:**

CONSIDERATION OF AN ORDINANCE-VIDEO GAMING: Mayor Mahoney presented for discussion An Ordinance Amending Part Six, Chapter 698 and Part Eight, Title Two, Chapter 804 and 808 of the Palos Park Village Code in Regard to Video Gaming. Several businesses, who hold Village liquor licenses, have inquired over the past several years about being allowed to be licensed to have video gaming terminals on their premises. Only one other neighboring community (Palos Heights) prohibits video gaming. Discussion was had by the Council considering the ordinance. It was determined that the matter be continued to the November 22, 2021 Village Council Meeting.

Commissioner Milovich-Walters moved seconded by Commissioner Reed to continue consideration of “An Ordinance Amending Part Six, Chapter 698 and Par Eight, Title Two, Chapter 804 and 808 of the Palos Park Village Code in Regard to Video Gaming” to the November 22, 2021 Village Council Meeting.

On the call of the roll, the vote was as follows:

AYES: -4- Commissioners Milovich-Walters, Reed, Polk, and Mayor Mahoney

NAYS: -0-

ABSENT: -0-

**CLERK'S REPORT:** Clerk Arrigoni was absent. Deputy Clerk, Lisa Boyle, had no formal report this evening.

**MANAGER'S REPORT:** Village Manager, Rick Boehm had no formal report this evening.

**CITIZENS AND VISITORS COMMENT PERIOD:** Resident, Gary Schultz, came forward to voice his support for the Video Gaming Ordinance that was being considered at the meeting.

**ADJOURNMENT OF REGULAR COUNCIL MEETING:** There being no further business, Commissioner Reed moved, seconded by Commissioner Milovich-Walters, to adjourn the meeting at 8:19 p.m.

On the call of the roll, the vote was as follows:

AYES: -4- Commissioners Reed, Milovich-Walters, Polk, and Mayor Mahoney

NAYS: -0-

ABSENT: -0-

Respectfully submitted,

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Lisa M. Boyle, Deputy Village Clerk

**THE VILLAGE OF PALOS PARK  
ACCOUNTS PAYABLE WARRANT  
FOR NOVEMBER 22, 2021**

**THE MAYOR AND THE COMMISSIONERS OF THE VILLAGE OF PALOS PARK  
APPROVE THE FOLLOWING ACCOUNTS PAYABLE WARRANT AS STATED  
BELOW, AND AUTHORIZE THE TREASURER TO FORWARD PAYMENT.**

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**MAYOR JOHN F. MAHONEY SIGNATURE**

**ATTEST:**

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**VILLAGE CLERK MARIE ARRIGONI SIGNATURE**

DATE: 11/16/21  
 TIME: 14:18:50  
 ID: AP441000.MOW

-- Village of Palos Park --  
 DETAIL BOARD REPORT

INVOICES DUE ON/BEFORE 11/22/2021

VENDOR #	INVOICE #	INVOICE DATE	ITEM #	DESCRIPTION	ACCOUNT #	P.O. #	PROJECT	DUE DATE	ITEM AMT
ACC000002	ACCURINT								
	1241214-20211031	11/11/21	01	CNTRCT FEE/OCT2021, 9 PHN SRCH	01222606990			11/22/21	39.50
									39.50
									VENDOR TOTAL: 39.50
AIR000001	AIRY'S INC.								
	25469	11/11/21	01	FR HYD & RPLC VLV BX 11099 123	5224606750			11/22/21	1,374.24
									1,374.24
									VENDOR TOTAL: 1,374.24
ALT000003	ALTERNATIVE ENERGY SOLUTIONS,								
	43228	11/16/21	01	GENERATOR RPR AT PUMP STATION	5224707510			11/22/21	309.76
									309.76
									VENDOR TOTAL: 309.76
ALT000004	ALTOPFER INDUSTRIES, INC								
	P58C0006598	11/16/21	01	TAG#26 BACKHOE PARTS	0124606708			11/22/21	262.03
									262.03
									VENDOR TOTAL: 262.03
	P58C0006599	11/16/21	01	TAG#26 BACKHOE PARTS-BLADES	0124606708			11/22/21	69.08
									69.08
									VENDOR TOTAL: 331.11
AME000008	AMERICAN LEGAL PUBLISHING CORP								
	11676,11778	11/11/21	01	OCT2021 S-32 EDITING	0120606580			11/22/21	126.00
			02	OCT2021 S-32 FOLIO/INTRNT EDIT	0120606580				13.65
									139.65
									VENDOR TOTAL: 139.65
ATT000004	AT&T MOBILITY								
	287290255877X1103202	11/11/21	01	CELL PHONES 09/26-10/25/21	01222707210			11/22/21	133.92
									133.92
									VENDOR TOTAL: 133.92

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INVOICE #	INVOICE DATE	ITEM #	DESCRIPTION	ACCOUNT #	P.O. #	PROJECT	DUE DATE	ITEM AMT
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AXO00001	AXON ENTERPRISE INC							
INUS025594	11/16/21	01	2 NEW TAZERS	01222707110			11/22/21	3,571.82
								3,571.82
								VENDOR TOTAL: 3,571.82
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BEA00001	BEARY LANDSCAPE MANAGEMENT INC							
208312	11/16/21	01	NOV2021 LAWN MAINTENANCE/METRA	5324606780			11/22/21	590.00
								590.00
								INVOICE TOTAL: 590.00
208313	11/16/21	01	NOV2021 LAWN MAINT/PUMP STAT	5224606990			11/22/21	124.00
								124.00
								INVOICE TOTAL: 124.00
208314	11/16/21	01	NOV2021 LMN MAIN/LAGR MEDIANS	2328848060			11/22/21	250.00
								250.00
								VENDOR TOTAL: 964.00
-----								
BET00003	BETTENHAUSEN							
147404	11/16/21	01	VEH#266-RADIATOR/ANTIFREEZE	01222606700			11/22/21	375.45
								375.45
								INVOICE TOTAL: 375.45
								VENDOR TOTAL: 375.45
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BIE00005	BI RENTAL							
W5739-1	11/11/21	01	#1203&1184 CRBRRTR, PLG, FLTR, LBR	01244606708			11/22/21	145.34
								145.34
								INVOICE TOTAL: 145.34
								VENDOR TOTAL: 145.34
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CAL00001	CALL ONE							
11/15/21	11/16/21	01	T-1 LINE 11/15-12/14/21	0120707200			11/22/21	35.95
			T-1 LINE 11/15-12/14/21	0122707200				28.09
			T-1 LINE 11/15-12/14/21	0124707200				13.48
			T-1 LINE 11/15-12/14/21	0125707200				8.99

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CAL00001 CALL ONE

11/15/21	11/16/21	05	T-1 LINE 11/15-12/14/21	0126707200			11/22/21	4.49
		06	T-1 LINE 11/15-12/14/21	0129707200				4.49
		07	T-1 LINE 11/15-12/14/21	5124707200				4.49
		08	T-1 LINE 11/15-12/14/21	5224707200				12.36
		09	ISDN LINE 11/15-12/14/21	0120707200				683.78
		10	LONG DISTANCE 11/15-12/14/21	0120707200				1.81
		11	LONG DISTANCE 11/15-12/14/21	0122707200				1.15
		12	LONG DISTANCE 11/15-12/14/21	0124707200				0.20
		13	LONG DISTANCE 11/15-12/14/21	0125707200				0.18

INVOICE TOTAL: 799.46  
 VENDOR TOTAL: 799.46

CAR0001 CARLSON ASPHALT COMPANY INC

211111	11/16/21	01	120TH ST RSRFC EAST OF 92ND AV	2328808060			11/22/21	8,580.00
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INVOICE TOTAL: 8,580.00  
 VENDOR TOTAL: 8,580.00

CAS0001 CASH

211109	11/11/21	01	KTCHN SUPPLIES, EMPLOYEE INCHN	0120707010			11/22/21	172.26
		02	POSTAGE/HOLIDAY PARTY INVITES	0121606990				81.20
		03	MAYOR & BOEHM GOAL MTG LUNCH	0121707990				43.39

INVOICE TOTAL: 296.85  
 VENDOR TOTAL: 296.85

CHA00007 CHALET FLORIST

002026	11/16/21	01	SYMPATHY ARRNGMNT/LISA BOYLE	0120707990			11/22/21	55.00
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INVOICE TOTAL: 55.00  
 VENDOR TOTAL: 55.00

CHI00040 CHICAGO PARTS & SOUND, LLC

3-0046755	11/11/21	01	VEH#264-2 CABIN FILTERS	0122606700			11/22/21	39.14
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INVOICE TOTAL: 39.14  
 VENDOR TOTAL: 39.14

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INVOICE #	INVOICE DATE	ITEM #	DESCRIPTION	ACCOUNT #	P.O. #	PROJECT	DUE DATE	ITEM AMT
CHICAGO PARTS & SOUND, LLC								
3-0046811	11/11/21	01	TAG#67-FILTERS	0124606700			11/22/21	61.04
INVOICE TOTAL:								61.04
3-0046840	11/11/21	01	TAG#42 & #55-OIL FILTER	0124606700			11/22/21	34.26
INVOICE TOTAL:								34.26
3-0046885	11/11/21	01	TAG#42 & #55-DIESEL FLUID	0124606700			11/22/21	44.44
INVOICE TOTAL:								44.44
3-0046956	11/16/21	01	24 BOTTLES OIL, 2 OIL FILTERS	0122606700			11/22/21	120.71
INVOICE TOTAL:								120.71
VENDOR TOTAL:								299.59
CIN00001 CINTAS								
4100361176	11/11/21	01	TOWELS & MATS 11/01/21	0124606990			11/22/21	79.39
INVOICE TOTAL:								79.39
		02	UNIFORM RNTL W/E 11/01/21	5124707300				55.15
INVOICE TOTAL:								87.54
		03	UNIFORM RNTL W/E 11/01/21	0124707300				222.08
INVOICE TOTAL:								222.08
4101040391	11/16/21	01	TOWELS 11/08/21	0124606990			11/22/21	10.40
INVOICE TOTAL:								10.40
		02	UNIFORM RNTL W/E 11/08/21	5124707300				55.15
INVOICE TOTAL:								87.54
		03	UNIFORM RNTL W/E 11/08/21	0124707300				153.09
INVOICE TOTAL:								153.09
4101762944	11/16/21	01	MATS TOWELS	0124606990			11/22/21	79.39
INVOICE TOTAL:								79.39
		02	UNIFORM RNTL W/E 11/15/21	5124707300				55.15
INVOICE TOTAL:								87.54
		03	UNIFORM RNTL W/E 11/15/21	0124707300				222.08
INVOICE TOTAL:								222.08
CIN00002 CINTAS								
5082626156	11/11/21	01	BNDG, SNTZR, DSNFONT, CLD PCK	0126707920			11/22/21	24.96
INVOICE TOTAL:								24.96



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INVOICE #	INVOICE DATE	ITEM #	DESCRIPTION	ACCOUNT #	P.O. #	PROJECT	DUE DATE	ITEM AMT
COV000001 COVERALL								
1010686123	11/11/21	01	JANITORIAL SVC-METRA/NOV2021	5324606990			11/22/21	210.00
		02	JANITORIAL SVC-KAPTUR/NOV2021	0127916990				1,007.00
								1,217.00
								VENDOR TOTAL: 1,217.00
DYK000003 DYKSTRA HOME SERVICES								
0900066	11/11/21	01	RPLC CIRCULATOR PUMP/VILL HALL	0127916712			11/22/21	3,475.00
								3,475.00
								VENDOR TOTAL: 3,475.00
DYN000004 DYNEGY ENERGY SERVICES								
373517821111	11/11/21	01	METRA 09/28-10/26/21	5324606400			11/22/21	170.40
								170.40
								VENDOR TOTAL: 170.40
373517921101	11/11/21	01	09/24-10/24/21 135 FOREST EDGE	5124606400			11/22/21	85.76
								85.76
								VENDOR TOTAL: 85.76
373518521111	11/11/21	01	METRA 09/28-10/26/21	5324606400			11/22/21	36.29
								36.29
								VENDOR TOTAL: 292.45
EAG000001 THE EAGLE UNIFORM CO., INC.								
INV-3975	11/11/21	01	5 SEW ON PATCHES/CSO UNIFORMS	0122707300			11/22/21	17.50
								17.50
								VENDOR TOTAL: 17.50
INV-4421	11/11/21	01	BADGE EMBRDY ON VELCRO	0122707300			11/22/21	20.00
								20.00
								VENDOR TOTAL: 37.50
EJEB00001 EJ EQUIPMENT, INC								
W12418	11/16/21	01	TAG#2 DUMP BODY RPRS & PAINT	0124606700			11/22/21	8,500.00
								8,500.00
								VENDOR TOTAL: 8,500.00

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INVOICE #	VENDOR #	INVOICE DATE	ITEM #	DESCRIPTION	ACCOUNT #	P.O. #	PROJECT	DUE DATE	ITEM AMT
21-52587	ENVO001 ETP LABS INC	11/16/21	01	2021 AEROBIC SAMPLES/3LOCATION	0124606620			11/22/21	468.00
INVOICE TOTAL:									468.00
21-52596		11/16/21	01	AEROBIC SAMPLES/VARIOUS LOC	0124606620			11/22/21	819.00
INVOICE TOTAL:									819.00
VENDOR TOTAL:									1,287.00
5752		11/16/21	01	VEH#268-SRN, LGHTNG,RCK, INSTL	0128828030			11/22/21	8,970.70
INVOICE TOTAL:									8,970.70
VENDOR TOTAL:									8,970.70
FLO00006 FERNANDO FLORES									
211109		11/11/21	01	CAFETERIA PLAN 2021 REIMB	0100000403			11/22/21	413.95
INVOICE TOTAL:									413.95
VENDOR TOTAL:									413.95
FUL00001 FULLER'S CAR WASH									
211031		11/11/21	01	OCTOBER 2021 CAR WASHES	0122606700			11/22/21	269.50
INVOICE TOTAL:									269.50
VENDOR TOTAL:									269.50
G&H00001 G & H IMPORT AUTO PARTS INC.									
824066,823873/4,		11/11/21	01	PARTS VEH 270,262,265, 260/RTN	0122606700			11/22/21	127.78
INVOICE TOTAL:									127.78
VENDOR TOTAL:									127.78
GAS0002 GASVODA & ASSOCIATES, INC									
INV2102188		11/16/21	01	RPR CHMCL FD LN/CHK VLV/PUMP	5224606990			11/22/21	936.10
INVOICE TOTAL:									936.10
VENDOR TOTAL:									936.10

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-- Village of Palos Park --  
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INVOICE #	INVOICE DATE	ITEM #	DESCRIPTION	ACCOUNT #	P.O. #	PROJECT	DUE DATE	ITEM AMT
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GIE00003	HEATHER GIERTUGA							
140	11/11/21	01	STUPPED ANIMAL ACTIVITIES/XMAS	0132606001			11/22/21	300.00
								INVOICE TOTAL:
								300.00
								VENDOR TOTAL:
								300.00
-----								
HAW00002	HAWK FORD							
647934	11/11/21	01	2 CABIN ARI FILTER COVERS	0122606700			11/22/21	18.86
								INVOICE TOTAL:
								18.86
648038	11/11/21	01	VEH#262-1 VALVE ASSEMBLY	0122606700			11/22/21	46.50
								INVOICE TOTAL:
								46.50
648202	11/11/21	01	TAG#42 & #55-BUMPER	0124606700			11/22/21	121.00
								INVOICE TOTAL:
								121.00
								VENDOR TOTAL:
								186.36
-----								
HAW00003	HAWKINS, INC.							
6057586	11/16/21	01	61 GAL AZONE 15, FRT, FRT CHR9	5224606990			11/22/21	222.58
								INVOICE TOTAL:
								222.58
								VENDOR TOTAL:
								222.58
-----								
HOW00001	HOME DEPOT CREDIT SERVICES							
2050283	11/11/21	01	GRADE STAKES	0100003050			11/22/21	39.92
								INVOICE TOTAL:
								39.92
								VENDOR TOTAL:
								39.92
-----								
HRG00001	HR GREEN, INC							
146673	11/16/21	01	PLAN REVIEWS AUG2021	0125606600			11/22/21	4,688.50
								INVOICE TOTAL:
								4,688.50
								VENDOR TOTAL:
								4,688.50
		02	INTAKE SCHEDULE AUG2021	0125606600				515.50
		03	INSPECTIONS AUG2021	0125606630				9.52
		04	MILEAGE AUG2021	0125606600				5,618.52
								INVOICE TOTAL:
								5,618.52

DATE: 11/16/21  
 TIME: 14:18:50  
 ID: AP441000.WOW

-- Village of Palos Park --  
 DETAIL BOARD REPORT

INVOICES DUE ON/BEFORE 11/22/2021

VENDOR #	INVOICE #	DATE	ITEM #	DESCRIPTION	ACCOUNT #	P.O. #	PROJECT	DUE DATE	ITEM AMT
HRG000001				HR GREEN, INC					
	147371	11/16/21	01	PLAN REVIEWS SEP2021	0125606600			11/22/21	6,361.50
			02	INTAKE/SCHEDULE SEP2021	0125606600				441.00
			03	INSPECTIONS SEP2021	0125606630				1,458.00
			04	MILEAGE SEP2021	0125606600				29.68
				INVOICE TOTAL:					8,290.18
				VENDOR TOTAL:					13,908.70
ING000001				INGALLS OCCUPATIONAL HEALTH					
	299513	11/16/21	01	PHYSICAL/PATLA & WISNIEMSKI	01222707920			11/22/21	284.00
				INVOICE TOTAL:					284.00
				VENDOR TOTAL:					284.00
JEN000006				JENSEN ENTERTAINMENT INC					
	2020-379	11/11/21	01	2021 BRUNCH WITH SANTA	01322606001			11/22/21	375.00
				INVOICE TOTAL:					375.00
				VENDOR TOTAL:					375.00
KAR000008				NICHOLAS W KARAS					
	211103	11/11/21	01	ADJUDICATION 11/03/21	01222606540			11/22/21	400.00
				INVOICE TOTAL:					400.00
				VENDOR TOTAL:					400.00
KIN000007				SALLY KINNEY					
	211105	11/11/21	01	CELL PHONE STIPEND NOV/DEC2021	0120707210			11/22/21	100.00
				INVOICE TOTAL:					100.00
				VENDOR TOTAL:					100.00
KON00005				KONICA MINOLTA BUSINESS SOL					
	38808613	11/11/21	01	STAFF&RGSTRN INSRNCE PYMT	01226606990			11/22/21	232.74
				INVOICE TOTAL:					232.74
				VENDOR TOTAL:					232.74



INVOICES DUE ON/BEFORE 11/22/2021

VENDOR #	INVOICE #	INVOICE DATE	ITEM #	DESCRIPTION	ACCOUNT #	P.O. #	PROJECT	DUE DATE	ITEM AMT
MEN00005	MENARDS	11/16/21	01	COOLANT F/WINTERIZING MACHINES	0124606708			11/22/21	21.52
									21.52
									VENDOR TOTAL: 233.67
MES00001	M.E. SIMPSON COMPANY, INC.	11/11/21	01	LEAK LOCATE SRV 11932 SW HWY	5224707990			11/22/21	895.00
									895.00
									VENDOR TOTAL: 1,790.00
MON0002	MONROE TRUCK EQUIPMENT, INC.	11/16/21	01	51G#22 TRAILER PARTS, LIGHT BX	0124606708			11/22/21	74.48
									74.48
									VENDOR TOTAL: 603.61
335086		11/16/21	01	TAG#31-CPLR, CTNGEDG, FSTNR KT	0124606700			11/22/21	603.61
									603.61
									VENDOR TOTAL: 678.09
MUN00010	MUNICIPAL CLERKS OF ILLINOIS	11/11/21	01	2022 MEMBERSHIP DUES/ARRIGONI	0120606810			11/22/21	55.00
			02	2022 MEMBERSHIP DUES/BOYLE	0120606810				110.00
									VENDOR TOTAL: 110.00
NAN00003	JERRI NANCE	11/11/21	01	ENTERTAINMENT/VOPP HLDY PARTY	0121606990			11/22/21	220.00
									220.00
									VENDOR TOTAL: 220.00

INVOICES DUE ON/BEFORE 11/22/2021

INVOICE #	INVOICE DATE	ITEM #	DESCRIPTION	ACCOUNT #	P.O. #	PROJECT	DUE DATE	ITEM AMT
NIC0001			NICOR GAS					
211028A	11/11/21	01	METRA 09/28-10/28/21	5324606410			11/22/21	59.30
						INVOICE TOTAL:		59.30
211101	11/11/21	01	09/30/21-11/01/21	0127936410			11/22/21	64.10
						INVOICE TOTAL:		64.10
211101A	11/11/21	01	RECREATION 09/30-11/01/21	0127926410			11/22/21	282.33
						INVOICE TOTAL:		282.33
211101B	11/16/21	01	09/30-10/31/21 12410 91ST	5124606410			11/22/21	42.17
						INVOICE TOTAL:		42.17
211102A	11/16/21	01	10/01-11/01/21 12222 WILL COOK	5124606410			11/22/21	134.63
						INVOICE TOTAL:		134.63
211102B	11/16/21	01	10/01-11/01/21 133 FOREST EDGE	5124606410			11/22/21	44.29
						INVOICE TOTAL:		44.29
211102C	11/16/21	01	10/01-11/01/21 40 RAMSGATE DR	5124606410			11/22/21	45.24
						INVOICE TOTAL:		45.24
211103	11/16/21	01	10/04-11/02/21 10057 125TH ST	5224606410			11/22/21	138.91
						INVOICE TOTAL:		138.91
211104	11/11/21	01	KAPTUR 10/02-11/04/21	0127916410			11/22/21	702.27
						INVOICE TOTAL:		702.27
211111	11/16/21	01	10/12-11/10/21 8201 W RT83	5124606410			11/22/21	42.30
						INVOICE TOTAL:		42.30
						VENDOR TOTAL:		1,555.54
NIX00001			NIX NAX					
13020	11/11/21	01	UNIFORM SWEATERS REC STAFF	0126707300			11/22/21	450.00
						INVOICE TOTAL:		450.00
						VENDOR TOTAL:		450.00





INVOICES DUE ON/BEFORE 11/22/2021

VENDOR #	INVOICE #	INVOICE DATE	ITEM #	DESCRIPTION	ACCOUNT #	P.O. #	PROJECT	DUE DATE	ITEM AMT
REL0001	RELIABLE FIRE EQUIPMENT CO								
47219	11/11/21	01	FIRE ALARM SERVICE	0127926990				11/22/21	227.50
									227.50
									INVOICE TOTAL:
47225	11/11/21	01	FIRE EXTNGSHR RCRTRD/WTR TWR	5224606990				11/22/21	70.70
									70.70
									INVOICE TOTAL:
47228	11/11/21	01	FIRE EXTNGSHR RCRTRD/HFV LFT	5124606990				11/22/21	70.70
									70.70
									INVOICE TOTAL:
47229	11/11/21	01	5 FIRE EXTNGSHRS RCRTRD/PUMP	5224606990				11/22/21	90.95
									90.95
									INVOICE TOTAL:
									VENDOR TOTAL: 1,000.75
RI200002	RIZZA								
54303	11/11/21	01	VEH#260-1 CABLE	0122606700				11/22/21	42.34
									42.34
									INVOICE TOTAL:
54345	11/11/21	01	VEH#260-1 NUT, 1 BOLT	0122606700				11/22/21	8.86
									8.86
									INVOICE TOTAL:
									VENDOR TOTAL: 51.20
ROS0001	ROSCOE								
1717987	11/11/21	01	MATS/REC 10/06 & 10/20/21	0127926990				11/22/21	70.00
									70.00
									INVOICE TOTAL:
1721763	11/11/21	01	MATS/METRA 11/03/21	5324606990				11/22/21	75.57
									75.57
									INVOICE TOTAL:
1721764	11/11/21	01	MATS/KAC 11/03/21	0127916990				11/22/21	210.56
									210.56
									INVOICE TOTAL:
									VENDOR TOTAL: 356.13

SHA00016 SHARK SHREDDING, INC





INVOICES DUE ON/BEFORE 11/22/2021

VENDOR #	NAME	PAID THIS FISCAL YEAR	AMOUNT DUE
-----			
GENERAL FUND			
00	GENERAL FUND		
FLO00006	FERNANDO FLORES	756.05	413.95
HOM00001	HOME DEPOT CREDIT SERVICES	1,313.28	39.92
	GENERAL FUND		453.87
20	ADMINISTRATION DEPARTMENT		
AME00008	AMERICAN LEGAL PUBLISHING CORP	1,270.75	139.65
CAL00001	CALL ONE	12,332.36	721.54
CAS0001	CASH	9,490.63	172.26
CHA00007	CHALET FLORIST	108.44	55.00
KIN00007	SALLY KINNEY	1,605.51	100.00
MUN00010	MUNICIPAL CLERKS OF ILLINOIS		110.00
OFF00008	THE OFFICE CONNECTION	5,586.01	196.27
PRO00014	PROVEN IT	225.00	2,302.14
SOU00018	DAILY SOUTHTOWN	232.50	77.50
VER00001	VERIZON WIRELESS	5,705.88	42.36
	ADMINISTRATION DEPARTMENT		3,916.72
21	PUBLIC AFFAIRS DEPARTMENT		
CAS0001	CASH	9,490.63	124.59
NAN00003	JERRI NANCE		220.00
VER00001	VERIZON WIRELESS	5,705.88	252.07
	PUBLIC AFFAIRS DEPARTMENT		596.66
22	POLICE DEPARTMENT		
ACC00002	ACCURINT	197.00	39.50
ATT00004	AT&T MOBILITY	1,474.12	133.92
AXO00001	AXON ENTERPRISE INC		3,571.82
BET00003	BETTENHAUSEN	2,177.04	375.45
CAL00001	CALL ONE	12,332.36	29.24
CHI00040	CHICAGO PARTS & SOUND, LLC	2,459.07	159.85
EAG00001	THE EAGLE UNIFORM CO., INC.	1,389.36	37.50
FUL0001	FULLER'S CAR WASH	3,187.71	269.50
G&H00001	G & H IMPORT AUTO PARTS INC.	7,168.45	127.78
HAW00002	HAWK FORD	2,060.37	65.36
ING00001	INGALLS OCCUPATIONAL HEALTH	1,383.00	284.00

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-- Village of Palos Park --  
DEPARTMENT SUMMARY REPORT

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INVOICES DUE ON/BEFORE 11/22/2021

VENDOR #	NAME	PAID THIS FISCAL YEAR	AMOUNT DUE
-----			
GENERAL FUND			
22	POLICE DEPARTMENT		
KAR00008	NICHOLAS W KARAS	2,400.00	400.00
PRO00014	PROVEN IT	225.00	3,946.47
QUI0002	QUILL CORPORATION	1,086.92	77.86
RAY0001	RAY O'HERRON CO., INC.	2,002.72	139.58
RIZ00002	RIZZA	249.91	51.20
SHA00016	SHARK SHREDDING, INC	678.00	45.52
SIR00001	SIRCHIE	382.67	76.65
SUB00002	SUBURBAN TRUCK PARTS	2,024.31	16.50
TIR0001	TIRE SERVICES COMPANY	5,949.52	120.00
TOS00001	TOSCAS LAW GROUP	2,600.00	450.00
VAN00013	JAMES VAN HOWE	108.14	174.35
VER00001	VERIZON WIRELESS	5,705.88	120.73
	POLICE DEPARTMENT		10,712.78
24	PUBLIC WORKS DEPARTMENT		
ALT00004	ALTORFER INDUSTRIES, INC	8,298.59	331.11
BIE00005	BI RENTAL	1,069.19	145.34
CAL00001	CALL ONE	12,332.36	13.68
CHI00040	CHICAGO PARTS & SOUND, LLC	2,459.07	139.74
CIN00001	CINTAS	4,624.16	431.80
COM00009	COM ED	9,461.12	1,554.94
COM00017	COM ED	933.85	17.65
COO0001	G COOPER OIL COMPANY INC	6,950.37	2,105.49
EJE00001	EJ EQUIPMENT, INC		8,500.00
ENV0001	ETP LABS INC	360.00	1,287.00
HAW00002	HAWK FORD	2,060.37	121.00
MEN00005	MENARDS	3,290.86	233.67
MON0002	MONROE TRUCK EQUIPMENT, INC.	464.50	678.09
PRO00014	PROVEN IT	225.00	1,644.39
REG00003	REGIONAL TRUCK EQUIPMENT		996.71
REL0001	RELIABLE FIRE EQUIPMENT CO		433.50
STA00005	STATE TREASURER	341.64	341.64
SUB00002	SUBURBAN TRUCK PARTS	2,024.31	325.91
VER00001	VERIZON WIRELESS	5,705.88	198.99
	PUBLIC WORKS DEPARTMENT		19,500.65
25	BUILDING DEPARTMENT		
CAL00001	CALL ONE	12,332.36	9.17

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-- Village of Palos Park --  
DEPARTMENT SUMMARY REPORT

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INVOICES DUE ON/BEFORE 11/22/2021

VENDOR #	NAME	PAID THIS FISCAL YEAR	AMOUNT DUE
-----			
GENERAL FUND			
25	BUILDING DEPARTMENT		
HRG00001	HR GREEN, INC	23,927.42	13,908.70
PRO00014	PROVEN IT	225.00	1,315.50
VER00001	VERIZON WIRELESS	5,705.88	211.91
	BUILDING DEPARTMENT		15,445.28
26	RECREATION DEPARTMENT		
CAL00001	CALL ONE	12,332.36	4.49
CIN00002	CINTAS	1,644.47	24.96
KON0005	KONICA MINOLTA BUSINESS SOL	1,396.44	232.74
NIX00001	NIX NAX		450.00
PRO00014	PROVEN IT	225.00	1,315.50
VER00001	VERIZON WIRELESS	5,705.88	87.18
	RECREATION DEPARTMENT		2,114.87
27	PUBLIC GROUNDS		
CIN00002	CINTAS	1,644.47	22.40
COV00001	COVERALL	7,302.00	1,007.00
DYK00003	DYKSTRA HOME SERVICES	19,995.00	3,475.00
NIC0001	NICOR GAS	8,047.14	1,048.70
OFF00008	THE OFFICE CONNECTION	5,586.01	101.97
REL0001	RELIABLE FIRE EQUIPMENT CO		334.90
ROS0001	ROSCOE	4,436.42	280.56
	PUBLIC GROUNDS		6,270.53
28	CAPITAL EXPENDITURE DEPARTMENT		
EVT00001	EVT TECH	2,515.50	8,970.70
	CAPITAL EXPENDITURE DEPARTMENT		8,970.70
29	FINANCE DEPARTMENT		
CAL00001	CALL ONE	12,332.36	4.49
LAU00003	LAUTERBACH & AMEN,LLP	17,000.00	5,250.00
PRO00014	PROVEN IT	225.00	657.75
	FINANCE DEPARTMENT		5,912.24

DATE: 11/16/21  
 TIME: 14:23:47  
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-- Village of Palos Park --  
 DEPARTMENT SUMMARY REPORT

INVOICES DUE ON/BEFORE 11/22/2021

VENDOR #	NAME	PAID THIS FISCAL YEAR	AMOUNT DUE
-----			
GENERAL FUND			
32	PALOS PARK FESTIVALS		
GIE00003	HEATHER GIERTUGA		300.00
JEN00006	JENSEN ENTERTIANMENT INC	750.00	375.00
	PALOS PARK FESTIVALS		675.00
1/2% SALES TAX FUND			
28			
BEA00001	BEARY LANDSCAPE MANGEMENT INC	5,784.00	250.00
CAR0001	CARLSON ASPHALT COMPANY INC	11,090.00	8,580.00
LIN00001	LINDAHL BROTHERS, INC	82,076.99	506.41
			9,336.41
MFT FUND			
24	MFT FUND		
LIN00001	LINDAHL BROTHERS, INC	82,076.99	153,332.28
	MFT FUND		153,332.28
BEAUTIFICATION FUND			
24	BEAUTIFICATION FUND		
USP00001	U.S. POST	4,555.00	675.00
	BEAUTIFICATION FUND		675.00
SEWER FUND			
24	SEWER FUND		
CAL00001	CALL ONE	12,332.36	4.49
CIN00001	CINTAS	4,624.16	165.45
COO0001	G COOPER OIL COMPANY INC	6,950.37	456.19
DYN00004	DYNEGY ENERGY SERVICES	27,673.05	85.76
L&R00001	L & R TRENCHING CO., INC.	10,230.00	5,320.00
NIC0001	NICOR GAS	8,047.14	308.63
PRO00014	PROVEN IT	225.00	657.75
REL0001	RELIABLE FIRE EQUIPMENT CO		70.70
VER00001	VERIZON WIRELESS	5,705.88	116.15
	SEWER FUND		7,185.12

DATE: 11/16/21  
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-- Village of Palos Park --  
DEPARTMENT SUMMARY REPORT

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INVOICES DUE ON/BEFORE 11/22/2021

VENDOR #	NAME	PAID THIS FISCAL YEAR	AMOUNT DUE
-----			
WATER FUND			
24	WATER FUND		
AIR00001	AIRY'S INC.	154,194.17	1,374.24
ALT00003	ALTERNATIVE ENERGY SOLUTIONS,	7,575.94	309.76
BEA00001	BEARY LANDSCAPE MANGEMENT INC	5,784.00	124.00
CAL00001	CALL ONE	12,332.36	12.36
COO0001	G COOPER OIL COMPANY INC	6,950.37	947.47
COR00011	CORE & MAIN LP	29,440.03	18,086.72
GAS0002	GASVODA & ASSOCIATES, INC		936.10
HAW00003	HAWKINS, INC.	2,019.15	222.58
MAT00013	MATHEWSON RIGHT OF WAY CO.	4,500.00	2,500.00
MES00001	M.E. SIMPSON COMPANY, INC.	6,400.00	1,790.00
NIC0001	NICOR GAS	8,047.14	138.91
PIZ00001	PIZZO AND ASSOCIATES, LTD	1,946.25	648.75
PRO00014	PROVEN IT	225.00	657.75
REL0001	RELIABLE FIRE EQUIPMENT CO		161.65
VER00001	VERIZON WIRELESS	5,705.88	284.73
	WATER FUND		28,195.02
COMMUTER LOT FUND			
24	COMMUTER LOT FUND		
BEA00001	BEARY LANDSCAPE MANGEMENT INC	5,784.00	590.00
COM00017	COM ED	933.85	77.37
COV00001	COVERALL	7,302.00	210.00
DYN00004	DYNEGY ENERGY SERVICES	27,673.05	206.69
NIC0001	NICOR GAS	8,047.14	59.30
ROS0001	ROSCOE	4,436.42	75.57
	COMMUTER LOT FUND		1,218.93
	TOTAL ALL DEPARTMENTS		274,512.06



## VILLAGE OF PALOS PARK

### **Village Council**

*Mayor John Mahoney*  
*Village Clerk Marie Arrigoni*  
*Commissioner James Pavlatos*  
*Commissioner Dan Polk*  
*Commissioner Nicole Milovich-Walters*  
*Commissioner G. Darryl Reed*

Meeting of: November 22, 2021

7:30 PM

Kaptur Administrative Center

### **AGENDA MATTER:**

**PC 2021-07 – The Village of Palos Park** is requesting a Text Amendment to Title Six – Zoning as follows: 1) to amend Section 1264.04(e) to eliminate the requirement that a front, side, or rear yard variation request not exceed thirty-three percent of the required yard, and 2) to eliminate Section 1264.04(s) as it pertains to the requirement that a side or rear yard variation request not exceed sixty percent of the required yard in instances where the requested variance pertains to the construction of an addition to an existing building on a parcel of less than one acre in size.

### **BACKGROUND/HISTORY:**

Staff has discussed multiple properties in which the provisions of Section 1264.04 (Variances) of the Code creates a substantial obstacle to the development of certain properties within the single-family residence area. Section 1264.04 notes that the Council may vary the provisions of the zoning Code for cases where there are practical difficulties or particular hardships, but then limits the type and extent of variances that are allowed to be authorized. The Code lists twenty specific provisions limiting the specific types of variances to be authorized. This language can create obstacles in that certain zoning provisions are not even allowed to have an authorized variance, whereas other provisions have a cap limiting the extent of the variance to be granted; these limits could be considered arbitrary. The specific subsection of immediate concern is 1264.04(e) which allows for front, side, or rear yard (setback) variances; but limits the reduction to 33% of the required yard. Section 1264.04(s) is also included in the review request, as this provision allows for up to a 60% reduction in the side or rear yard for proposed additions to existing houses on lots less than 1 acre. This provision would no longer be necessary if the 33% limit is removed.

At the November 8, 2021 meeting the Village Council authorized the Plan Commission to consider this text amendment. The Plan Commission held a Public Hearing regarding the proposed text amendment at their regularly scheduled meeting of November 18, 2021. The Plan Commission discussed the proposed variance and potential impact to neighbors and to the character of development in Palos Park, and the variance process. No residents of the public were present.

### **STAFF RECOMMENDATION:**

The staff recommends ***approval*** of the proposed text amendment to Part Twelve, Title Six, Chapter 1264, Section 1264.04 of the Palos Park Village Code in Regards to Variances

**PLAN COMMISSION RECOMMENDATION:**

On November 18, 2021 the Plan Commission held a Public Hearing and recommended approval (3-1) of the proposed text amendment.

**RECOMMENDED MOTIONS:**

I motion to approve Ordinance to Part Twelve, 2021-30 an Ordinance Amending Part Twelve, Title Six, Chapter 1264, Section 1264.04 of the Palos Park Village Code in Regards to Variances.

Attachments:

Ordinance 2021-30

Transmittal of Plan Commission Recommendation

Staff Report for Plan Commission

**ORDINANCE NO. 2021-30**

**AN ORDINANCE AMENDING PART TWELVE,  
TITLE SIX, CHAPTER 1264, SECTION 1264.04  
OF THE PALOS PARK VILLAGE CODE  
IN REGARD TO VARIANCES**

**BE IT ORDAINED** by the Village Council of the Village of Palos Park, Cook County, Illinois, as follows:

**SECTION 1:**

- A. That, on November 18, 2021, the Plan Commission of the Village of Palos Park (the "Plan Commission") held a public hearing, pursuant to proper notice, relative to the Zoning Code amendment set forth below.
- B. That, on November 18, 2021, the Plan Commission recommended the Zoning Code amendment, hereinafter set forth, to the Village Council.
- C. The Village Council approves and adopts the findings and recommendations of the Plan Commission, and incorporates such findings and recommendations herein by reference as if they were fully set forth herein.

**SECTION 2:** That Part Twelve, Title Six, Chapter 1264, Section 1264.04 of the Palos Park Village Code is hereby amended as follows:

- A. That subsection (e) is hereby revised to read in its entirety as follows:
  - “(e) To permit a front, side or rear yard less than that required by this Zoning Code.”
- B. That subsection (s) is hereby repealed in its entirety.

**SECTION 3:** That this Ordinance shall be in full force and effect from and after its adoption, approval and publication in pamphlet form, as provided by law.

**ADOPTED** this 22<sup>nd</sup> day of November, 2021, pursuant to a roll call vote as follows:

AYES: -0-

NAYS: -0-

ABSENT: -0-

**APPROVED** by me this 22<sup>nd</sup> day of November, 2021.

\_\_\_\_\_  
John F. Mahoney, Mayor

**ATTEST:**

\_\_\_\_\_  
Marie Arrigoni, Village Clerk

Published by me in pamphlet form this 23<sup>rd</sup> day of November, 2021.

\_\_\_\_\_  
Marie Arrigoni, Village Clerk



**TO:** G. Darryl Reed, Building Commissioner  
**MEETING DATE:** November 18, 2021 at 7:30 pm  
**FROM:** Ed Marcyn, Chair  
**SUBJECT:** Transmittal of Plan Commission Recommendation

### **PROJECT TITLE**

**PC 2021-07 – The Village of Palos Park** is requesting a Text Amendment to Title Six – Zoning as follows: 1) to amend Section 1264.04(e) to eliminate the requirement that a front, side, or rear yard variation request not exceed thirty-three percent of the required yard, and 2) to eliminate Section 1264.04(s) as it pertains to the requirement that a side or rear yard variation request not exceed sixty percent of the required yard in instances where the requested variance pertains to the construction of an addition to an existing building on a parcel of less than one acre in size.

### **PUBLIC HEARING**

The Plan Commission held a public hearing regarding application #PC 2021 – 07 on November 18, 2021. No residents spoke at the hearing and no correspondence has been received.

### **RECOMMENDATION**

Concurring with the findings as outlined in the Staff Report, a motion was made to recommend that the Village Council approve the requested text amendment to Part Twelve, Title Six, Chapter 1264, Section 1264.04 of the Palos Park Village Code in Regards to Variances

The vote was three (3) yes, one (1) no.



**TO:** Village of Palos Park Plan Commission  
**HEARING DATE:** November 18, 2021 at 7:30pm  
**FROM:** Building Department  
**SUBJECT:** Staff Report

### CASE SUMMARY

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**PC 2021-07 – The Village of Palos Park** is requesting a Text Amendment to Title Six – Zoning as follows: 1) to amend Section 1264.04(e) to eliminate the requirement that a front, side, or rear yard variation request not exceed thirty-three percent of the required yard, and 2) to eliminate Section 1264.04(s) as it pertains to the requirement that a side or rear yard variation request not exceed sixty percent of the required yard in instances where the requested variance pertains to the construction of an addition to an existing building on a parcel of less than one acre in size. The Village Council referred this matter to the Plan Commission at their November 8, 2021 meeting. Staff is recommending approval.

### APPLICANT INFORMATION

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**APPLICANT(s):** Village of Palos Park  
8999 W. 123<sup>rd</sup> Street  
Palos Park, Illinois 60464

#### EXHIBITS:

1. Section 1264.04 (Variances) of the Village Code
2. Proposed Text Amendment to Section 1264.04 (Variances) of the Village Code

**PUBLIC HEARING NOTICE:** The notice for this hearing was published in *The Regional News* on October 28, 2021 in accordance with the Village Zoning Ordinance.

**NEIGHBORHOOD COMMENT:** At this time, no public comment has been received by staff.

### ANALYSIS

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#### BACKGROUND

Staff has discussed multiple properties in which the provisions of Section 1264.04 (Variances) of the Code creates a substantial obstacle to the development of certain properties within the single-family residence area. Section 1264.04 notes that the Council may vary the provisions of the zoning Code for cases where there are practical difficulties or particular hardships, but then limits the type and extent of variances that are allowed to be authorized. The Code lists twenty specific provisions limiting the specific types of variances to be authorized. This language can create obstacles in that certain zoning provisions are not even allowed to have an authorized variance, whereas other provisions have a cap limiting the extent of the variance to be granted; these limits could be considered arbitrary. The specific subsection of immediate concern is 1264.04(e) which allows for front, side, or rear yard (setback) variances; but limits the reduction to 33% of the required yard.

#### COMPREHENSIVE PLAN

The Village of Palos Park Comprehensive Plan identifies “review and update the Zoning Ordinance and other developmental controls” as an objective in Section Nine (Implementation). Additionally, Section Three (Residential Areas Plan) provides “general policies” to support the goals and objectives of the plan, including to “regularly examine and review building and other municipal codes.”

## REVIEW

Zoning regulations provide a blanket set of rules that are applicable throughout the entire community. No zoning ordinance can anticipate all potential development circumstances or lot configurations. For this reason, variances are a necessary tool to allow for appropriate relief in those instances where the zoning regulations inhibit the use or development of a property. As stated in the Village's Code, variances are intended "in cases where there are practical difficulties or particular hardship in carrying out the strict letter of any such provision" (Section 1264.04).

While a review of the entirety of Section 1264.04 is underway, the Village Council has authorized the Plan Commission to consider an initial text amendment specific to 1264.04(e) and 1264.04(s). Staff has identified at least two potential single-family projects requiring variances that are likely limited by 1264.04(e). This subsection specifically limits a front, side, or rear yard variance to not exceed 33% of the required yard. For example, if the required front yard per code is 50', the maximum variance that could be granted in Palos Park is a reduction of 16.5' to the yard (which would result in a 33.5' front yard).

The rationale for this provision is unclear. Staff has located a zoning ordinance from October 1958 in which there are only 6 instances in which variations could be authorized, and that the limitation for front, side, or rear yard variations was limited to 25%. Since 1958 the number of instances for which the Council could authorize a variance increased to 20 and the maximum variance for a front, side, or rear yard was increased from 25% to 33%.

Section 1264.04(s) is also included in the review request, as this provision allows for up to a 60% reduction in the side or rear yard for proposed additions to existing houses on lots less than 1 acre. This text amendment was approved in 2007. This provision would no longer be necessary if the 33% limit as set in 1264.04(e) is removed.

A concern that may arise if these proposed text amendments are approved is that it could allow new construction too close to a property line; that a variance may be too extreme of a request. However, staff notes that the following:

- Variance requests go through a process involving a Public Hearing with the Zoning Board of Appeals (ZBA). This involves notification of surrounding property owners of the request and allows surrounding property owners the opportunity to express concerns about the specific request.
- As part of the variance process Staff provides a recommendation to the ZBA. The ZBA, after the Public Hearing, then provides a recommendation to the Village Council. This recommendation is based on specific findings of fact per 1264.07 of the Code. The findings pertain to the specific site conditions of the property (such as size, shape, or topography), development design (that "an alternative development plan that would conform to Code would not be suitable"), and the impact to the community (that the requested variation would not alter the essential character or scale of the area).
- The Code further requires that the ZBA findings relate to factors set in Code for Amendments as found in Section 1260.05(b), which generally pertain to the existing uses and zoning for the area and the proposed use.
- The Code allows the Council to impose certain conditions on the variance (either as recommended by the ZBA or determined separately by the Council) "that are necessary or appropriate to reduce the impact or injurious effect of said variance and to better carry out the general intent of the Village regulations" (Section 1264.08).

In summary Section 1264.04(e) and (s), as currently written, limit the extent of a yard variance that may be granted. There are instances where a variation in excess of these limits may be appropriate for the reasonable development and use of a property. These limitations may also be arbitrary. A property owner should be able to make any front, side, or rear yard variance request they deem appropriate. This request would be reviewed through a Public Hearing process in which surrounding property owners, Staff, the ZBA, and the Village Council all consider the specifics of the request.

**RECOMMENDATION**

The staff recommends approval of the proposed amendments to Part Twelve, Title Six, Chapter 1264, Sections 1264.04(e) and 1264.04(s) of the Palos Park Village Code in regard to front, side, and rear yard variance limitations.

**RECOMMENDED MOTION**

I motion to recommend that the Village Council approve the proposed amendments to Part Twelve, Title Six, Chapter 1264, Sections 1264.04(e) and 1264.04(s) of the Palos Park Village Code in regard to front, side, and rear yard variance limitations.

*Exhibit 1: Current Text of Section 1264.04 (Variances) of the Village Code*

**1264.04 VARIANCES.**

Council may, by ordinance, determine and vary the application of any of the provisions of this Zoning Code in harmony with the general purpose and intent of such provisions relating to the use, construction or alteration of buildings or the use of land, in cases where there are practical difficulties or particular hardship in carrying out the strict letter of any such provision. Variances, however, shall only be authorized in the following instances:

(a) To permit a temporary building for business or industry in a district for a use otherwise excluded from such district, provided that the use is incidental to the development of that district, such permit to be for a period of not more than one year;

(b) To permit the alteration or enlargement of an existing building occupied by a non-conforming use, where such alteration or enlargement is a necessity incident to such use;

(c) To permit, in an M-1 Limited Manufacturing District, a building or use otherwise excluded from such District, provided that such building or use is distinctly incidental and essential to a use permitted in such District and provided, further, that such incidental building or use occupies not more than ten percent of the lot, that not more than ten percent of the employees of the building or plant will be engaged therein and that such building or use is not located within fifty feet of a street;

(d) To permit the extension of a district where the boundary line of the district divides a lot in single ownership, as shown on record prior to the date of passage of this Zoning Code;

**(e) To permit a front, side or rear yard less than that required by this Zoning Code, but such variance shall not exceed thirty-three percent of the depth of the front yard, the depth of the rear yard or the width of a side yard, as required by this Zoning Code;**

(f) To permit a building to exceed the height limit by not more than ten percent of the height limit established by this Zoning Code;

(g) To permit the use of a lot smaller in area than the lot area required by this Zoning Code;

(h) To permit the use of a lot smaller in width than the lot width required by this Zoning Code;

(i) To interpret this Zoning Code where the street layout actually on the ground varies from the street layout as shown on the Zoning Map fixing the several districts, which Map is incorporated in and made a part of this Zoning Code;

(Adopting Ordinance; Ord. 1996-22. Passed 9-9-96.)

(j) To permit an increase in the maximum lot coverage, as set forth in Section 1246.07, by not more than thirty-three percent;

(k) To permit an increase in the maximum gross floor area, as set forth in Section 1246.08, by not more than ten percent;

(Ord. 1996-29. Passed 11-25-96.)

(l) To permit a decorative masonry wall, used in conjunction with landscaping or for screening purposes, to encroach into the sixteen foot wide easement area as required by Sections 1264.02(a)(6) and 1246.03(a), but by no more than two feet;

(m) To permit a decorative masonry wall, used in conjunction with landscaping or for screening purposes, to encroach into the fifteen foot wide landscape buffer area as required by Section 1461.01(g)(4), but by not more than two feet;

(n) To permit a sign to exceed the height limit by not more than fifteen percent of the height limit set forth in Chapter 1480; and

(o) To permit a sign to exceed the maximum surface area limit by not more than fifteen percent of the maximum surface area limit set forth in Chapter 1480.

(p) To permit a right-of-way width for a minor street of less than that required by Section 1246.02(a)(3), but not less than fifty feet in width.

(q) To permit up to a six percent (6%) reduction in the parking space length requirement of Section 1282.10(a) of the Village Code.

(r) To permit up to a six percent (6%) reduction in the parking space square footage requirement of Section 1282.10(a) of the Village Code.

**(s) Provided the parcel in question is a single-family residential parcel of less than one acre in size, and the requested variance relates to either the construction of an addition to the existing building that does not increase the square footage of the existing building by more than fifty percent (50%) or a remodeling of the existing building that does not impact more than fifty percent (50%) of the square footage of the existing building, to permit a side or rear yard of less than that required by this Zoning Code, but such variance shall not exceed sixty percent (60%) of the depth of the rear yard or the width of the side yard, as required by this Zoning Code.**

(t) To permit an accessory building to be constructed beyond the front building line of the principal building, subject to the location of said accessory building being otherwise in compliance with Section 1286.06(a)(6).

(Ord. 2001-36. Passed 9-10-01; Ord. 2004-05. Passed 1-26-04; Ord. 2005-27. Passed 7-11-05; Ord. 2007-15. Passed 2-26-07; Ord. 2020-24. Passed 11-9-20.)

*Exhibit 2: Proposed Text Amendment to Section 1264.04 (Variances) of the Village Code*

**1264.04 VARIANCES.**

Council may, by ordinance, determine and vary the application of any of the provisions of this Zoning Code in harmony with the general purpose and intent of such provisions relating to the use, construction or alteration of buildings or the use of land, in cases where there are practical difficulties or particular hardship in carrying out the strict letter of any such provision. Variances, however, shall only be authorized in the following instances:

- (a) To permit a temporary building for business or industry in a district for a use otherwise excluded from such district, provided that the use is incidental to the development of that district, such permit to be for a period of not more than one year;
- (b) To permit the alteration or enlargement of an existing building occupied by a non-conforming use, where such alteration or enlargement is a necessity incident to such use;
- (c) To permit, in an M-1 Limited Manufacturing District, a building or use otherwise excluded from such District, provided that such building or use is distinctly incidental and essential to a use permitted in such District and provided, further, that such incidental building or use occupies not more than ten percent of the lot, that not more than ten percent of the employees of the building or plant will be engaged therein and that such building or use is not located within fifty feet of a street;
- (d) To permit the extension of a district where the boundary line of the district divides a lot in single ownership, as shown on record prior to the date of passage of this Zoning Code;
- (e) To permit a front, side or rear yard less than that required by this Zoning Code, but such variance shall not exceed thirty-three percent of the depth of the front yard, the depth of the rear yard or the width of a side yard, as required by this Zoning Code;**
- (f) To permit a building to exceed the height limit by not more than ten percent of the height limit established by this Zoning Code;
- (g) To permit the use of a lot smaller in area than the lot area required by this Zoning Code;
- (h) To permit the use of a lot smaller in width than the lot width required by this Zoning Code;
- (i) To interpret this Zoning Code where the street layout actually on the ground varies from the street layout as shown on the Zoning Map fixing the several districts, which Map is incorporated in and made a part of this Zoning Code;

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- (j) To permit an increase in the maximum lot coverage, as set forth in Section 1246.07, by not more than thirty-three percent;
- (k) To permit an increase in the maximum gross floor area, as set forth in Section 1246.08, by not more than ten percent;

(Ord. 1996-29. Passed 11-25-96.)

- (l) To permit a decorative masonry wall, used in conjunction with landscaping or for screening purposes, to encroach into the sixteen foot wide easement area as required by Sections 1264.02(a)(6) and 1246.03(a), but by no more than two feet;
- (m) To permit a decorative masonry wall, used in conjunction with landscaping or for screening purposes, to encroach into the fifteen foot wide landscape buffer area as required by Section 1461.01(g)(4), but by not more than two feet;

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(q) To permit up to a six percent (6%) reduction in the parking space length requirement of Section 1282.10(a) of the Village Code.

(r) To permit up to a six percent (6%) reduction in the parking space square footage requirement of Section 1282.10(a) of the Village Code.

~~**(s) Provided the parcel in question is a single-family residential parcel of less than one acre in size, and the requested variance relates to either the construction of an addition to the existing building that does not increase the square footage of the existing building by more than fifty percent (50%) or a remodeling of the existing building that does not impact more than fifty percent (50%) of the square footage of the existing building, to permit a side or rear yard of less than that required by this Zoning Code, but such variance shall not exceed sixty percent (60%) of the depth of the rear yard or the width of the side yard, as required by this Zoning Code.**~~

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To: G. Darryl Reed, Building Dept. Commissioner  
 From: Building Department  
 Date: November 16, 2021  
 Subject: Building Department Report for Council Meeting November 22 , 2021

When looking to hire a trust-worthy business, you can always contact the Better Business Bureau. The BBB helps people find and recommend businesses they can trust. People can be overwhelmed with choices – and often unsure about where to find verified, unbiased information. There are thousands of websites that offer a range of information, including reviews, reports, directories, listings, and gripe sites. BBB is the one place you can find it all. Contact the BBB at (312) 832-0500 or www.bbb.org

**PERMITS:**

The Building Department processed Twenty-one (21) permits from November 2<sup>nd</sup> - November 16<sup>th</sup> resulting in **\$4,450.00** in permit fees.

**BUILDING PERMIT INSPECTIONS**

Eighteen (18) inspections were completed during this time period.

<b>ADDRESS</b>	<b>PERMIT TYPE</b>	<b>COST</b>
8613 W 123 <sup>RD</sup> STREET	ROOF	\$225.00
12219 S 89 <sup>TH</sup> AVE	COMCRETE	\$225.00
12219 S 86 <sup>TH</sup> AVE	PARLING LOT PAVING	\$225.00
12035 S 90 <sup>TH</sup> AVE	GUTTERS	\$150.00
39 RAMSGATE DR	ROOF	\$225.00
8120 W 127 <sup>TH</sup> STREET	MASONARY	\$150.00
8802 W 121 <sup>ST</sup> STREET	FENCE	\$225.00
8520 W 119 <sup>TH</sup> STREET	ROOF	\$225.00
8620 W 121 <sup>ST</sup> STREET	WINDOWS	\$150.00
7956 OAK RIDGE	STRUCTURE	\$225.00
12417 S 83 <sup>RD</sup> AVE	PAVERS	\$450.00
36 PARKLANE	WINDOWS	\$150.00
204 FOREST EDGE	FENCE	\$225.00
8921 W 126 <sup>TH</sup> STREET	POD	\$75.00
48 PARK LANE	ROOF	\$225.00
9201 W 121 <sup>ST</sup> STREET	FENCE	\$225.00
8704 W ALGOMA	ELECTRIC	\$175.00
11921 S 80 <sup>TH</sup> AVE	ROOF	\$75.00
11548 S VIENNA AVE	GUTTERS	\$150.00
32 BROOK LANE	ROOF	\$225.00
12517 S 88 <sup>TH</sup> AVE	FENCE	\$450.00
<b>FINAL</b>		<b>\$4,450.00</b>
<b>PREVIOUS REPORT</b>		<b>\$192,727.22</b>
<b>FISCAL YEAR TO DATE</b>		<b>\$197,177.22</b>

As motorists hit the road to visit with family and friends, The Palos Park Police Department wants every celebration to be a joyous occasion, so travelers are reminded that state and local law enforcement will be out in force through the Thanksgiving weekend.

Palos Park Police are talking turkey with patrols to nab drunk and impaired drivers on one of the worst nights of the year for it.

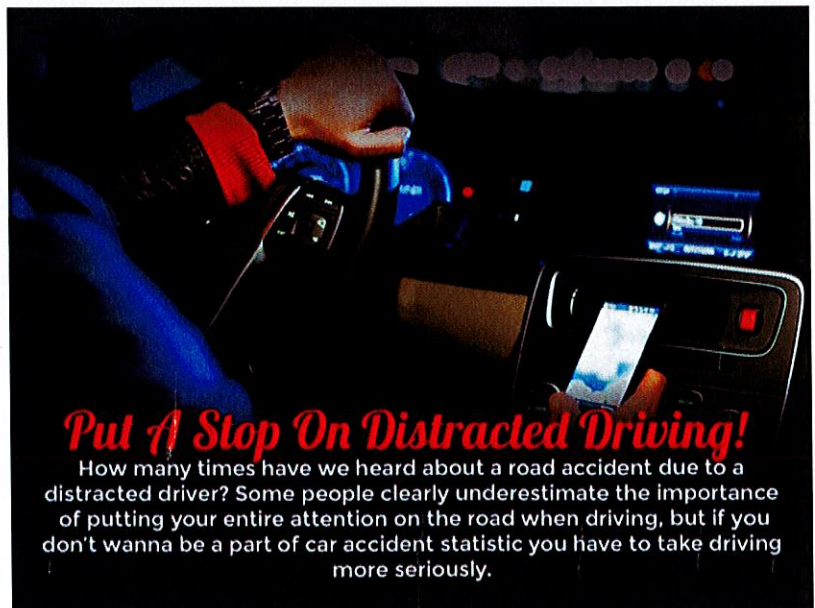
PPPD will be out in force over the long Thanksgiving Holiday weekend looking for speeders and others violating traffic laws.

The night before Thanksgiving is considered one of the biggest party nights of the year. It's known as Black Wednesday, the day before Thanksgiving. The night is typically one of the biggest bar nights of the year especially for our young people. There will be additional police patrols throughout the area and chances are if you drive drunk at any point this weekend, you will be arrested

Police patrols will demonstrate zero tolerance for individuals who are driving while under the influence of drugs and alcohol. Our aim will be to make the roadways safe for holiday drivers and our targets will be those who disregard the law. Please remember the "black" is ominous -- blacking out from drinking too much alcohol. For youth, particularly college students, Wednesday is a time to spend with friends before family get-togethers begin.

If you are in Palos Park on "Black Wednesday", had too much to drink and need a ride home, you can contact PPPD and they will get you home safely. Chief Joe Miller said Palos Park officers will be deployed to watch for speeding, and focus on high-risk behaviors like impaired driving, seatbelt violations and aggressive and distracted driving. Miller said, "We hope our efforts work to end senseless tragedies that in most cases could have been prevented." "Palos Park's frontline officers will be highly visible throughout the weekend and will have a "zero tolerance" approach to drivers recklessly putting others' lives at risk."

Joe Miller,  
Chief of Police  
Palos Park Police Department  
8999 W 123<sup>rd</sup> Street  
Palos Park, Illinois 60464



**Palos Park Police Cadets Collecting Food for Township Food Pantry** The food drive will continue through January 1st.

**The Palos Park Police Cadet program is currently holding their Annual Holiday Food Drive. The group is seeking donations of non-perishable foods such as canned goods or boxed goods.**

**The cadets will accept donations at the Palos Park Police Department located at 8999 W. 123rd St., Palos Park Recreation center 8901 W 123, Palos Park Library 12330 Forest Glen & Palos Park Metra Station from the first week of November 1 through January 1.**

**All donations will go to the Palos Township Food Pantry located 10802 S. Roberts Rd. in Palos Hills, which assists families that are from towns within the Palos Township border, which include Palos Heights, Palos Hills, Palos Park, Hickory Hills, Worth, Willow Springs and parts of Orland Park.**

**To request a pick-up and more information, please call 708-671-3770.**

**Joe Miller,  
Chief of Police  
Palos Park Police Department  
8999 W 123<sup>rd</sup> Street  
Palos Park, Illinois 60464**



VILLAGE OF  
**PALOS PARK**

**Village Council**

*Mayor John Mahoney  
Village Clerk Marie Arrigoni  
Commissioner James Pavlatos  
Commissioner Dan Polk  
Commissioner Nicole Milovich-Walters  
Commissioner G. Darryl Reed*

Meeting of: November 22, 2021

7:30 PM

Kaptur Administrative Center

**AGENDA MATTER:**

Consideration of An Ordinance Amending Part Six, Chapter 698 and Part Eight, Title Two, Chapter 804 and 808 of the Palos Park Village Code in Regard to Video Gaming

**BACKGROUND/HISTORY:**

The matter of allowing video gaming was discussed at the Village Council's October 28, 2021, and November 8, 2021, meetings. Based on discussions at those meetings the draft Ordinance was modified to clarify issues raised by the Commissioners. Language regarding signage and/or video gaming terminals being seen from the outside of the establishment was addressed, as was the gaming room or area where the video gaming terminals could be located.

The draft ordinance was created after several businesses, who hold Village liquor licenses, inquired over the past several years about being allowed to be licensed to have video gaming terminals on their premises.

The current Village Code, Chapter 698, prohibits video gaming. The Village Council adopted Ordinance 2010-01 on January 11, 2010, to ban video gaming in Palos Park. The Illinois Gaming Act as found in 230 ILCS 40/1 enacted as Public Act 96-34 on July 13, 2009, allows for video gaming in the State of Illinois. In 2010 many of the communities surrounding Palos Park 'opted-out' of video gaming by passing ordinances like the one adopted by the Palos Park Village Council. Today, only the neighboring community of Palos Heights still prohibits video gaming.

The draft ordinance before the Village Council would repeal Chapter 698 of the Village Code and add new sections to Chapters 804, and 808. The ordinance, if approved, would create the ability for Palos Park class A-consumption on the premises (5 licenses) and class G-consumption on the premises of a golf course (1 license) liquor license holders the ability to apply for a video gaming license. Each qualified applicant could apply to the Village Council for approval to create a video gaming license. At adoption each category of video gaming license would be zero (0).

The draft ordinance would:

- Prohibit video gaming cafes where more than 49% of the revenues would be from video gaming.
- Allow for the play of video games only during permitted hours of liquor sales.

- Video gaming terminals to be located in a separate enclosed room or area and restricted to persons 21 years of age and older.
- Allow for the total number of video gaming terminals per establishment at six (6).
- Prohibit video gaming signage to be seen from the exterior of any establishment.
- Require video surveillance of the video gaming terminal area with a minimum of thirty (30) days of video recording storage.
- Each approved establishment will be required to have a direct connect burglar alarm system to the Village's Police Department.
- Annually assess \$25 per video terminal operated in the Village of Palos Park in addition to the annual cost of a liquor license and other licenses.

Staff reviewed data from the Illinois Department of Revenue for the municipal share of video gaming monies for the communities of Alsip, Crestwood, Lemont, Oak Forest, Orland Park, Palos Hills, Willow Springs and Worth for the period of January 2019 – August 2021. The average annual municipal distribution per establishment in these eight (8) communities is \$16,893. The average number of video gaming establishments per community is 23.63.

**RECOMMENDED MOTION:**

**I Move to Approve Ordinance 2021-29 “An Ordinance Amending Part Six, Chapter 698 and Part Eight, Title Two, Chapter 804 and 808 of the Palos Park Village Code in Regard to Video Gaming”**

ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE AMENDING PART SIX, CHAPTER 698 AND  
PART EIGHT, TITLE TWO, CHAPTERS 804 AND 808 OF THE  
PALOS PARK VILLAGE CODE IN REGARD TO VIDEO GAMING**

**BE IT ORDAINED** by the Village Council of the Village of Palos Park, Cook County, Illinois, as follows:

**SECTION 1:** That Part Six, Chapter 698 of the Palos Park Village Code is hereby repealed in its entirety.

**SECTION 2:** That Part Eight, Title Two, Chapter 804 of the Palos Park Village Code is hereby amended to add a new Section 804.22 thereto, which shall read in its entirety as follows:

**“804.22 VIDEO GAMING TERMINAL LICENSING**

(a) Video Gaming, as provided for by the Illinois Video Gaming Act, 230 ILCS 40/1 *et seq.*, and defined in Section 808.01(d) of this Code, is prohibited in the Village, except as expressly authorized pursuant to Chapter 808 of this Code. Video Gaming is prohibited in licensed truck stop establishments, as defined by the Illinois Video Gaming Act. Video Gaming Cafés, as defined in Section 808.01(f) of this Code, shall not be qualified to obtain any existing classification of Village liquor license, and no such liquor license, allowing Video Gaming Cafés, shall be created, maintained or authorized by Chapter 808 of this Code.

(b) Any establishment operating pursuant to a liquor license which allows for and authorizes Video Gaming Terminals, as defined in Section 808.01(e) of this Code, on the licensed premises must pay, in addition to the applicable liquor license fee, an annual fee to the Village in the amount of \$25.00 per Video Gaming Terminal operated in the establishment. Failure to pay said fee will result in the suspension of any Village licenses issued to said establishment, as well as fines as provided for by Section 202.99 of this Code. For purposes of this subsection, the annual Video Gaming Terminal license year shall be from January 1<sup>st</sup> through December 31<sup>st</sup>. There shall be no proration of the license fee in regard to a Video Gaming Terminal license issued after January 1<sup>st</sup>.”

**SECTION 3:** That Part Eight, Chapter 808, Section 808.01 of the Palos Park Village Code is hereby amended to add new subsections (c), (d), (e) and (f), which shall read in their entirety as follows:

“(c) **Illinois Video Gaming Act.** 230 ILCS 40/1 *et seq.*

(d) **Video Gaming**. The activity authorized by the Illinois Video Gaming Act, involving the use of a Video Gaming Terminal.

(e) **Video Gaming Terminals**. Any electronic video game machine that, upon insertion of cash, electronic cards or vouchers, or any combination thereof, is available to play or simulate the play of a video game, including but not limited to video poker, line up and blackjack, as authorized by the Illinois Gaming Board pursuant to the Illinois Video Gaming Act, utilizing a video display and microprocessors in which the player may receive free games or credits that can be redeemed for cash. The term does not include a machine that directly dispenses coins, cash or tokens, or is for amusement purposes only.

(f) **Video Gaming Café**. An establishment whose primary or major focus is Video Gaming, as provided for pursuant to the Illinois Video Gaming Act, and the service of alcohol and food is incidental to the operation of Video Gaming. Any establishment that receives more than forty-nine percent (49%) of its gross revenue from the operation of Video Gaming Terminals shall be classified as a Video Gaming Café.”

**SECTION 4:** That Part Eight, Title Two, Chapter 808, Section 808.06 of the Palos Park

Village Code is hereby amended by adding the following to the list of liquor license categories contained therein:

(a-vg) Consumption on the premises, regular hours. The operation of Video Gaming Terminals on the licensed premises shall be allowed, so long as Video Gaming is not prohibited within the Village, provided the establishment has been issued a Video Gaming license by the Illinois Gaming Board in accordance with the provisions of the Illinois Video Gaming Act, and further provided the establishment shall comply with all the provisions of Chapter 808 of the Village Code, the Illinois Video Gaming Act and all rules, regulations and restrictions imposed by the Illinois Gaming Board	\$3,000 per year	\$2,250 per year
(g-vg) Consumption on the premises of a golf course(s), including any concession stand, beverage cart, restaurant or banquet facility associated with said golf course(s). The operation of Video Gaming Terminals on the licensed premises shall be allowed, so long as Video Gaming is not prohibited within the Village, provided the establishment has been issued a Video Gaming license by the Illinois Gaming Board in accordance with the provisions of the Illinois Video Gaming Act, and further provided the establishment shall comply with all the provisions of Chapter 808 of the Village Code, the Illinois Video Gaming Act and all rules, regulations and restrictions imposed by the Illinois Gaming Board	\$3,000 per year	\$2,250 per year

**SECTION 5:** That Part Eight, Title Two, Chapter 808, Section 808.19(a) of the Palos

Park Village Code is amended by replacing the first paragraph thereof with the following:

“(a) No person licensed under this chapter as a retailer with a Class A, A-VG, C, D or E license shall sell, permit to be sold or give away any alcoholic liquor between the hours of 2:00 a.m. and 9:00 a.m. Monday through Friday; between the hours of 2:00 a.m. and 9:00 a.m. on Saturdays; and between the hours of 2:00 a.m. and 12:00 noon on Sunday. However, only on January 1 of each year, the hours shall be between 3:00 a.m. and 9:00 a.m., unless this date falls on a Sunday, in which case no sale shall be made between the hours of 2:00 a.m. and 12:00 noon.”

**SECTION 6:** That Part Eight, Title Two, Chapter 808, Section 808.19(a) of the Palos

Park Village Code is amended by adding the following to the end of the third paragraph thereof:

“and the Class G-VG licensee.”

**SECTION 7:** That Part Eight, Title Two, Chapter 808, Section 808.23(a) of the Palos

Park Village Code is hereby amended to add the following to the list of authorized liquor licenses contained therein:

“Class A-VG Zero Licenses  
Class G-VG Zero Licenses”

**SECTION 8:** That Part Eight, Title Two, Chapter 808 of the Palos Park Village Code is

hereby amended by adding a new Section 808.30 thereto, which shall read in its entirety as follows:

**“808.30 CLASS A-VG AND G-VG VIDEO GAMING LIQUOR LICENSE REQUIREMENTS**

- (a) The following restrictions apply to all liquor licenses which allow for and authorize the operation of Video Gaming Terminals upon the licensed premises:
- (1) The operation of Video Gaming Terminals shall not be permitted during the hours alcoholic liquor sales are prohibited, as provided in Section 808.19 of this Code.
  - (2) As required by the Illinois Video Gaming Act, Video Gaming is prohibited in any establishment located within 100 feet of any school (as defined in the Illinois Video Gaming Act) or place of worship.
  - (3) As required by the Illinois Video Gaming Act, Video Gaming shall be located in a separate enclosed room or area that is restricted to persons 21 years of age or older.

- (4) As required by the Illinois Video Gaming Act, the total number of Video Gaming Terminals located in the establishment shall not exceed six (6).
- (5) The establishment shall comply with all of the Village's sign regulations. No signs advertising video gaming shall be located on the exterior of the premises, and no signs advertising video gaming located inside the premises shall be visible from the exterior of the establishment. No Video Gaming Terminals shall be visible from the exterior of the establishment.
- (6) The establishment shall be required to install, operate and maintain a video camera surveillance system capable of recording clear and unobstructed photographic representations of the segregated area of the establishment where the Video Gaming Terminals are located, and shall retain the video recordings produced therefrom for a minimum of thirty (30) days. Said video recordings shall be subject to inspections by the Village's Police Department upon request therefor.
- (7) The establishment shall be equipped with a direct connect burglar alarm system to the Village's Police Department, or to such other location as directed by the Village's Police Department, to address instances of unpermitted entry into the establishment.
- (8) The percentage of income received from Video Gaming shall not exceed forty-nine percent (49%) of the establishment's gross revenue. The liquor licensee shall be prepared to establish that the liquor licensee has met the forty-nine percent (49%) standard upon the request of the Village and this determination shall be based upon, but not be limited to, audited financial statements, corporate financial reports, tax return information, State liquor license reports, or any other form of documentation/information deemed acceptable by the Village. At the Village's discretion, each liquor licensee shall be subject to an annual audit to verify compliance with this subsection.
- (9) All Video Gaming Terminals shall be located in a separate enclosed room or area within the establishment which shall be accessible only to persons 21 years of age and older. The separate enclosed room or area shall be constructed of solid walls, floor to ceiling, and may have openings for doors and/or windows. Any solid door into the gaming room or area shall be transparent so as to allow visibility into the gaming room or area itself, and any windows shall be located at least sixty inches (60") from the ground. No Video Gaming Terminals shall be visible from the exterior of the premises, and no video displays of any Video Gaming Terminals shall be directly visible from the exterior of the gaming room or area. Applicants shall submit a site plan clearly indicating the proposed location of all Video Gaming Terminals, which shall be approved by the Village Manager or designee. The entrance to the separate enclosed room or area containing the Video Gaming Terminals shall be visible to an employee of the liquor licensee, who is 21 years of age or older, at all times. There shall be no flashing, strobe, or other oscillating lights drawing attention to the gaming area.
- (10) The liquor licensee applicant/business establishment must be in good standing with the Village prior to its application for a liquor license which allows for the operation of Video Gaming Terminals on the licensed premises. To be in "in good standing":

- a. the liquor license applicant shall owe no sums of money to the Village at the time of submitting an application for a liquor license which allows for the operation of Video Gaming Terminals on the licensed premises;
- b. the liquor license applicant shall have had no violations causing a suspension of its liquor or business license in the twelve (12) months prior to submitting an application for a liquor license which allows for the operation of Video Gaming on the licensed premises; and
- c. the liquor license applicant shall be in compliance with all dram shop and Video Gaming laws, rules and regulations of the Village and the State of Illinois;

(b) Video Gaming Cafés are expressly prohibited in the Village, and no liquor license shall be created, maintained or authorized for a Video Gaming Café.”

**SECTION 9:** That this Ordinance shall be in full force and effect from and after its adoption, approval and publication in pamphlet form as provided by law.

**ADOPTED** this \_\_\_\_ day of \_\_\_\_\_, 2021 pursuant to a roll call vote

as follows:

**AYES:** \_\_\_\_\_

**NAYS:** \_\_\_\_\_

**ABSENT:** \_\_\_\_\_

**APPROVED** by me this \_\_\_\_ day of \_\_\_\_\_, 2021.

\_\_\_\_\_  
MAYOR

**ATTEST:**

\_\_\_\_\_  
VILLAGE CLERK