

**Village
Board**

Trustees

Rosa Carmona

Frank DeSimone

Agnieszka "Annie"

Jaworska

David Majeski

Martin O'Connell III

Henry Wessler

Village Clerk

Ilsa Rivera-Trujillo

Village Manager

Evan K. Summers



**Village of Bensenville, Illinois
VILLAGE BOARD
PUBLIC SAFETY COMMITTEE MEETING
AGENDA
7:00 PM March 21, 2017
Or Immediately Following the Community &
Economic Development Committee Meeting**

Call to Order

Roll Call

Public Comment (3 Minutes per person with a 30 minute meeting limitation)

Approval of Minutes:

February 21, 2017 Public Safety Committee Minutes

ACTION ITEMS

1. Consideration of an Ordinance Updating and Amending the Law Enforcement Code of Ethics and Deletion of the Organization Chart in the Police Department's Rules and Regulations
2. Ordinance Amending Section 3-3-5 of the Bensenville Village Code – Liquor Regulations – to Increase the Number of Class E1 Liquor Licenses from 9 to 10

The applicant has indicated their willingness to submit a letter to the Village stating that they will not be applying for a video gaming license from the State of Illinois for at least a period of two years. At the time of this publication, that letter has not been reviewed by staff.

INFORMATIONAL ITEMS

Adjournment

TYPE:Minutes**SUBMITTED BY:**Corey Williamsen**DEPARTMENT:**Village Clerk's Office**DATE:**March 21, 2017**DESCRIPTION:**February 21, 2017 Public Safety Committee Minutes**SUPPORTS THE FOLLOWING APPLICABLE VILLAGE GOALS:****COMMITTEE ACTION:****DATE:****BACKGROUND:****KEY ISSUES:****ALTERNATIVES:****RECOMMENDATION:****BUDGET IMPACT:****ACTION REQUIRED:****ATTACHMENTS:**

Description

Upload Date

Type

DRAFT_170221_PS**3/15/2017****Cover Memo**

**Village of Bensenville
Village Board Room
12 South Center Street
Bensenville, Illinois 60106
Counties of DuPage and Cook**

**MINUTES OF THE PUBLIC SAFETY COMMITTEE MEETING
February 21, 2017**

CALL TO ORDER: Chairwoman Carmona called the meeting to order at 6:00 p.m.

PRESENT: Upon roll call by Deputy Village Clerk, Corey Williamsen, the following Board Members were present:

Chairwoman Carmona, DeSimone, Jaworska, Majeski, O'Connell, Wessler

Absent: None

Village Clerk, Ilsa Rivera-Trujillo, was also present.

A quorum was present.

Staff Present: E. Summers, J. Caracci, T. Finner, F. Kosman, A. Thakkar, S. Viger, C. Williamsen

Public Comment: There was no Public Comment.

Approval of Minutes: The January 17, 2017 Public Safety Committee Meeting Minutes were presented.

Motion: Trustee Jaworska made a motion to approve the minutes as presented. Trustee DeSimone seconded the motion.

All were in favor. Motion carried.

IGA Dispatch Services: Village Manager, Evan K. Summers, presented to the Committee a Resolution Executing the Extension of the IGA with the Village of Addison for Police Dispatch Service from May 1, 2017 through April 30, 2020.

There were no questions from the Committee.

Motion: Trustee O'Connell made a motion to approve this item for placement on a future Village Board Meeting Agenda for action. Trustee Majeski seconded the motion.

All were in favor. Motion carried.

**Informational
Items:**

Trustee DeSimone asked if the Village has considered installing crosswalk lighting similar to what is installed at the Edge Ice Arena at Fenton for Student crossing Grove Avenue. Director of Public Works, Joe Caracci, stated the Village has inquired the possibility in the past. Mr. Caracci stated the Village recently placed an order for signage for the area and will provide an update to the Village Board at a later meeting.

ADJOURNMENT: Trustee DeSimone made a motion to adjourn the meeting. Trustee Jaworska seconded the motion.

All were in favor. Motion carried.

Chairwoman Carmona adjourned the meeting at 6:14 p.m.

Corey Williamsen
Deputy Village Clerk

PASSED AND APPROVED by the President and Board of Trustees of the Village of Bensenville this ____ day, March 2017.

TYPE:Ordinance**SUBMITTED BY:**Chief Frank J. Kosman**DEPARTMENT:**Police**DATE:**March 21, 2017**DESCRIPTION:**

Consideration of an Ordinance Updating and Amending the Law Enforcement Code of Ethics and Deletion of the Organization Chart in the Police Department's Rules and Regulations

SUPPORTS THE FOLLOWING APPLICABLE VILLAGE GOALS:**SUPPORTS THE FOLLOWING APPLICABLE VILLAGE GOALS:**

<input type="checkbox"/>
<input type="checkbox"/>
<input checked="" type="checkbox"/>

*Financially Sound Village**Quality Customer Oriented Services**Safe and Beautiful Village*

<input type="checkbox"/>
<input type="checkbox"/>
<input type="checkbox"/>

*Enrich the lives of Residents**Major Business/Corporate Center**Vibrant Major Corridors***COMMITTEE ACTION:****DATE:**

March 21, 2017

BACKGROUND:

During the Police Department's recent Tier II Illinois Law Enforcement Accreditation (ILEAP) assessment, the ILEAP assessor's identified a shortcoming in that the Code of Ethics for Police Officers that was both in the Rules and Regulations and in the Department's policies had not been updated to the current Law Enforcement Code of Ethics recognized by the International Chiefs of Police Association and which is the standard for both ILEAP and the Commission on Accreditation for Law Enforcement (CALEA). The Department's policy manual was updated to the current Code. The proposed amendment would adopt the Code in the Department's Rules and Regulations.

The current Rules and Regulations contains an organizational chart that is not reflective of the current Department structure. Since an organizational chart is renewed annually in the budget enacting ordinance, it is superfluous to include one in the Department's Rules and Regulations. The proposed amendment would delete the organizational chart from the Rules and Regulations.

KEY ISSUES:

The major changes to the Code of Ethics are as follows:

- From "As a member of the Bensenville Police Department, my first duty is to serve the people of Bensenville" to "As a Law Enforcement Officer, my fundamental duty is to serve the community;"
- From "I will keep my private life unsullied as an example to all..." to "I will keep my private life unsullied as an example to all and will behave in a manner that does not bring discredit to me or my agency."
- From "I will never act officiously or permit personal feelings, prejudices, animosities, or friendships to influence my decisions" to "I will never act officiously or permit personal feelings, prejudices, political beliefs, aspirations, animosities, or friendships to influence my decisions."
- Adding the following sentences: "I will never engage in acts of corruption or bribery, nor will I condone such acts by other police officers. I will cooperate with all legally authorized agencies and their representatives in pursuit of justice. I know that I alone am responsible for my own standard of professional performance and will take every reasonable opportunity to enhance and improve my level of knowledge and competence."

The current version of the Code and the proposed one are attached to the proposed ordinance.

The Organizational Chart that is proposed to be deleted is attached to the proposed Ordinance. The chart is outdated as it does not list the second Deputy Chief and the two divisions of the Department, Support Services and Operations. It still includes Dispatchers. In addition, it still lists a Code Enforcement Sergeant instead of the Directed Patrol Sergeant.

ALTERNATIVES:

1. Approval of the Ordinance Amendment.
2. Discretion of the Committee.

RECOMMENDATION:

The staff recommends updating and amending the proposed Ordinance.

BUDGET IMPACT:

None

ACTION REQUIRED:

Consideration of approval of the proposed Ordinance as amended.

ATTACHMENTS:

Description	Upload Date	Type
Proposed Ordinance Amendment	3/13/2017	Ordinance
Proposed Law Enforcement Code of Ethics	3/13/2017	Exhibit
Current Code of Ethics	3/13/2017	Exhibit
Current Organization Chart	3/13/2017	Exhibit

ORDINANCE #

**AMENDING VILLAGE ORDINANCE NO. 46-2008
VILLAGE PERSONNEL POLICY POLICE
DEPARTMENT RULES AND REGULATIONS**

BE IT ORDAINED by the President and Board of Trustees of the Village of Bensenville, Counties of Du Page and Cook, Illinois, as follows:

SECTION ONE: The Village Ordinance is hereby amended in part by deleting and replacing the following reference in the preface of the Rules and Regulations:

CODE OF ETHICS: As attached with the Law Enforcement Code of Ethics as attached.

SECTION TWO: The Village Ordinance is hereby amended in part by deleting the following reference in the preface of the Rules and Regulations:

ORGANIZATION CHART: As attached.

SECTION THREE: All ordinances in conflict herewith are repealed to the extent of said conflict. This ordinance is in full force and effect from and after passage and publication according to law.

PASSED AND APPROVED BY THE President and Board of Trustees at the Village of Bensenville, this 11th day of April, 2017.

Temporary Chairperson

ATTEST:

Ilsa Rivera-Trujillo
Village Clerk

AYES: _____

NAYS: _____

ABSENT: _____

Law Enforcement Code of Ethics

As a law enforcement officer, my fundamental duty is to serve the community; to safeguard lives and property; to protect the innocent against deception, the weak against oppression or intimidation and the peaceful against violence or disorder; and to respect the constitutional rights of all to liberty, equality and justice.

I will keep my private life unsullied as an example to all and will behave in a manner that does not bring discredit to me or to my agency. I will maintain courageous calm in the face of danger, scorn or ridicule; develop self-restraint; and be constantly mindful of the welfare of others. Honest in thought and deed both in my personal and official life, I will be exemplary in obeying the law and the regulations of my department. Whatever I see or hear of a confidential nature or that is confided to me in my official capacity will be kept ever secret unless revelation is necessary in the performance of my duty.

I will never act officiously or permit personal feelings, prejudices, political beliefs, aspirations, animosities or friendships to influence my decisions. With no compromise for crime and with relentless prosecution of criminals, I will enforce the law courteously and appropriately without fear or favor, malice or ill will, never employing unnecessary force or violence and never accepting gratuities.

I recognize the badge of my office as a symbol of public faith, and I accept it as a public trust to be held so long as I am true to the ethics of police service. I will never engage in acts of corruption or bribery, nor will I condone such acts by other police officers. I will cooperate with all legally authorized agencies and their representatives in the pursuit of justice.

I know that I alone am responsible for my own standard of professional performance and will take every reasonable opportunity to enhance and improve my level of knowledge and competence.

I will constantly strive to achieve these objectives and ideals, dedicating myself before God to my chosen profession... law enforcement.

CODE OF ETHICS

As a member of the Bensenville Police Department, my first duty is to serve the people of Bensenville.

I will safeguard lives and property, protect the innocent against deception, the weak against oppression or intimidation, and the peaceful against violence or disorder.

Above all else, I shall respect the constitutional rights of all persons to liberty, equality and justice.

I will keep my private life unsullied as an example to all, maintaining courageous calm in the face of danger, scorn, or ridicule, develop self-restraint, and be constantly mindful of the welfare of others.

Honest in thought and deed in both my personal and official life, I will be exemplary in obeying the laws of the land and the regulations of my department.

Whatever I see or hear of a confidential nature or that is confided to me in my official capacity will be kept ever secret unless revelation is necessary in the performance of my duty.

I will never act officiously or permit personal feelings, prejudices, animosities or friendships to influence my decisions.

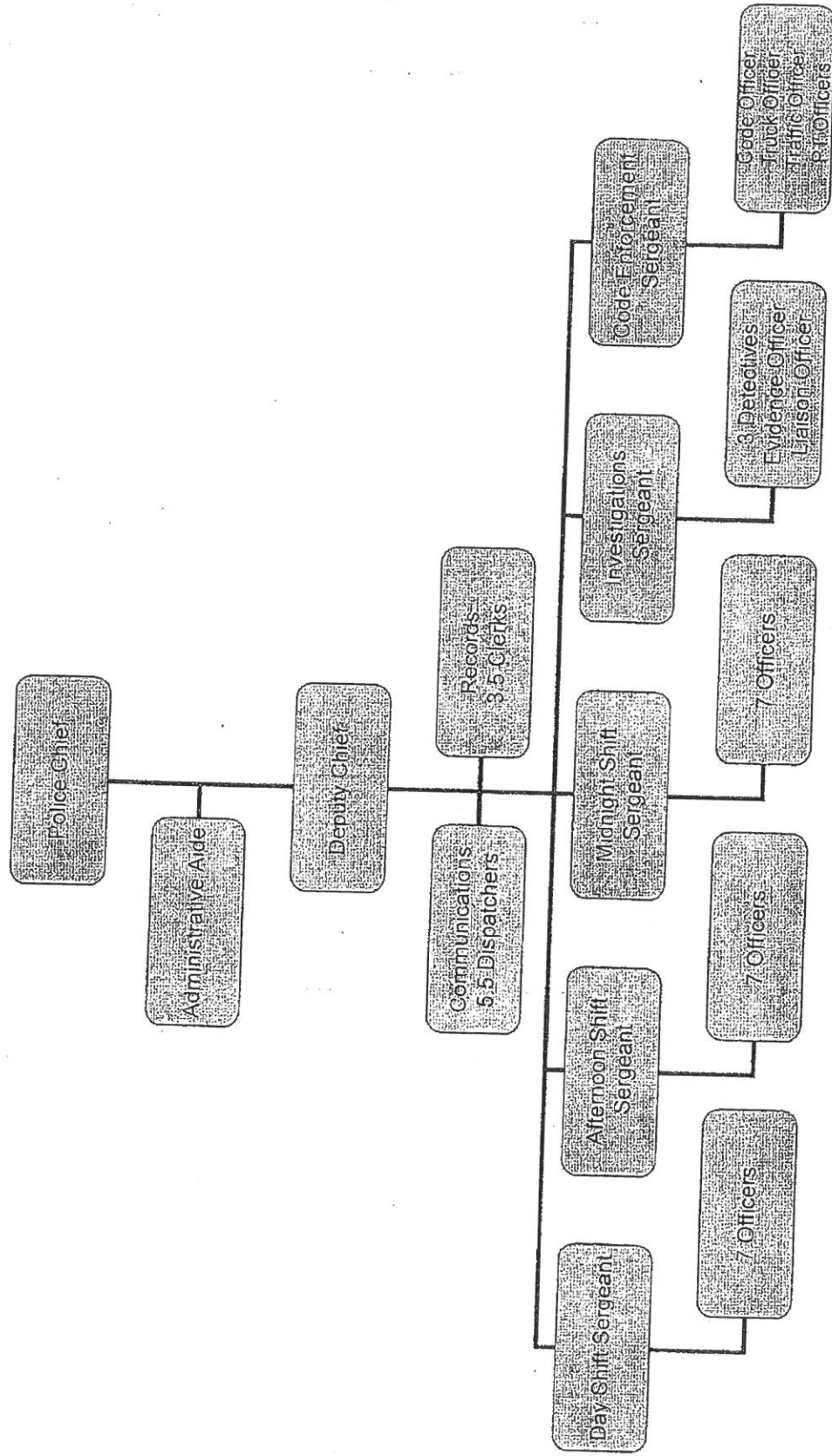
With no compromise for crime and with relentless prosecution of criminals, I will enforce the law courteously and appropriately without fear or favor, malice or ill will, never employing unnecessary force or violence and never accepting gratuities.

I recognize the badge of my office as a symbol of public faith, and accept it as a public trust to be held so long as I am true to the ethics of the police service.

I will constantly strive to achieve these objectives and ideals, dedicating myself before God and my chosen profession...law enforcement.

Bensenville Police Department

Organization Chart



TYPE:Ordinance**SUBMITTED BY:**Corey Williamsen**DEPARTMENT:**Village Clerk's Office**DATE:**March 21, 2017**DESCRIPTION:**

Ordinance Amending Section 3-3-5 of the Bensenville Village Code – Liquor Regulations – to Increase the Number of Class E1 Liquor Licenses from 9 to 10

SUPPORTS THE FOLLOWING APPLICABLE VILLAGE GOALS:**SUPPORTS THE FOLLOWING APPLICABLE VILLAGE GOALS:**☐*Financially Sound Village*☐*Enrich the lives of Residents**X**Quality Customer Oriented Services**Major Business/Corporate Center**Safe and Beautiful Village**Vibrant Major Corridors***COMMITTEE ACTION:****DATE:**

This item will be appearing in front of the Public Safety Committee on March 21, 2017. N/A

BACKGROUND:

Section 3-3-5-E.3 of the Bensenville Village Code limits the number of Class E1 liquor licenses issued and outstanding at one time. Class E1 licenses authorize the retail sale of liquor for consumption on the premise when food is offered. Catrina Royale, Inc. has a tentative lease to occupy 207 West Grand Avenue. This proposed location is seeking a Class E1 liquor license to operate as a restaurant.

A background check has not been conducted on the applicant, Sandra K. Chavez. If the Committee were to approve the proposed ordinance, Village Staff will conduct the background check and inspection of the property prior to issuance of the license.

KEY ISSUES:

The current Village Code allows for no more than nine (9) Class E1 liquor licenses to be issued. Currently all nine licenses are issued to the following: Jade Dragon, Two Chef's, Bella Vista Banquets, Mamma Maria's, Taqueria Mi Tierra, Stella's, Lucky Dogs, El Torero and Marico's El Amigo - 3. In order to issue a Class E1 liquor licenses to Catrina Royale, Inc., the Village Board would have to increase the number of total licenses from 9 to 10.

ALTERNATIVES:

- Approve the Ordinance
- Deny the Ordinance
- Discretion of the Board

RECOMMENDATION:**BUDGET IMPACT:**

An additional \$2,500 of net revenue to the Village annually.

ACTION REQUIRED:

Consideration of the Ordinance increasing the number of Class E-1 liquor licenses from 9 to 10.

ATTACHMENTS:

Description

Upload Date

Type

Current Liquor Licenses**3/15/2017****Cover Memo**

	A	B	C
1	Name	Address	Class
2	Monty's	703 S. York Road	A
3	Sher-A-Punjab Restaurant & Banquets, Inc. DBA Cascade Banquets, Inc.	800 W. Irving Park Road	A
4	DeCampana Restaurant, Inc	229 W. Grand Ave	A
5	3 J's Tavern	206 W. Green Street	A
6	Hodge Podge Lodge	1300 W. Irving Park Road	A
7	Valente's	410 E. Green Street	A
8	Forest Liquor, Inc.	22 E. Green Street	B
9	Brentwood Liquors Grand & Spirits	105 W. Grand Ave	B
10	Foremost Liquor & Grocery	1045 S. York Road	B
11	Walgreen's Co. DBA Walgreen's #09024	5 W. Irving Park Road	B
12	Highland Park CVS, LLC DBA CVS/Pharmacy #4995	700 West Irving Park Road	B
13	El Toreo Market, Inc.	229 W. Grand Ave	B
14	IS Discount Liquor	460 W. Irving Park Road	B
15	Jade Dragon Restaurant, Inc.	1075 S. York Road	E-1
16	Burcall Corp. DBA Two Chef's	3 S. Center Street	E-1
17	Bella Vista Main Street Pizza	205 & 207 W. Main Street	E-1
18	Mamma Maria's Pizzeria Bensenville, Inc.	438 S. York Road	E-1
19	Mariscos El Amigo - 3	1120 S. York Road	E-1
20	Taqueria Mi Tierra	459 W. Irving Park Road	E-1
21	Stella's Place	1047 South York Road, Suite H	E-1
22	Taqueria El Toreo	217 W. Grand Avenue	E-1
23	Lucky Dog's	229 W. Grand Ave, Unit J	E-4
24	Bacci Pizza	1100 North Route 83	E-2
25	Chiquita Food Market	219 W. Main Street	F
26	MJ Food & Beer	1213 W. Irving Park Road	F
27	J.R.J., Inc. DBA Jimmy Beer & Cigarette	718 W. Irving Park Road	F
28	Addison Fresh Market, Inc. DBA Jimenez Express & Bakery	469 - 473 W. Irving Park Road	H
29	American Drug Store, LLC DBA Osco Drug #3495	1127 South York Road	H
30	Bella Vista - Redmond Recreational Complex	735 E. Jefferson	I

TYPE: Ordinance **SUBMITTED BY:** Corey Williamsen **DATE:** November 17, 2015

DESCRIPTION: Ordinance Amending Section 3-3-5 of the Bensenville Village Code – Liquor Regulations – to increase the number of Class E1 liquor licenses from 9 to 10.

SUPPORTS THE FOLLOWING APPLICABLE VILLAGE GOALS:

<input type="checkbox"/>	<i>Financially Sound Village</i>	<input type="checkbox"/>	<i>Enrich the lives of Residents</i>
<input checked="" type="checkbox"/>	<i>Quality Customer Oriented Services</i>	<input type="checkbox"/>	<i>Major Business/Corporate Center</i>
<input checked="" type="checkbox"/>	<i>Safe and Beautiful Village</i>	<input type="checkbox"/>	<i>Vibrant Major Corridors</i>

COMMITTEE ACTION: Due to timing and the ministerial nature of the action this matter was not presented to the Public Safety Committee for review and recommendation.

DATE: N/A

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ALTERNATIVES:

- Approve the Ordinance
- Deny the Ordinance
- Discretion of the Board

RECOMMENDATION:

Staff recommends approval of the Ordinance increasing the number of Class E-1 liquor licenses from 6 to 7.

BUDGET IMPACT:

An additional \$2,500 of net revenue to the Village annually.

ACTION REQUIRED:

Board approval of the Ordinance increasing the number of Class E-1 liquor licenses from 6 to 7.