

**AGENDA**

**Forest Preserve District of Cook County Board of Commissioners  
Discovery Center, 3300 Golf Road, Brookfield Zoo, Illinois  
Wednesday, July 13, 2011, 10:00 A.M.**

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**PRESIDENT**

**PROPOSED RESOLUTION**

**ITEM #1**

Submitting a Proposed Resolution sponsored by

TONI PRECKWINKLE, Forest Preserve District of Cook County Board President and PETER N. SILVESTRI, Forest Preserve District of Cook County Board Commissioner

Co-Sponsored by

WILLIAM M. BEAVERS, JERRY BUTLER, EARLEAN COLLINS, JOHN P. DALEY, JOHN A. FRITCHEY, BRIDGET GAINER, JESUS G. GARCIA, ELIZABETH DOODY GORMAN, GREGG GOSLIN, JOAN PATRICIA MURPHY, EDWIN REYES, TIMOTHY O. SCHNEIDER, DEBORAH SIMS, ROBERT STEELE, LARRY SUFFREDIN, and JEFFREY R. TOBOLSKI, Forest Preserve District of Cook County Board County Commissioners

**PROPOSED RESOLUTION**

**TO URGE SUPPORT OF THE OPEN SPACE LANDS ACQUISITION  
AND DEVELOPMENT PROGRAM**

WHEREAS, our Illinois land acquisition funds are at serious risk; and

WHEREAS, the Governor’s office and the Illinois Department of Natural Resources (IDNR) have announced that they do not intend to award any Open Space Lands Acquisition and Development Program (OSLAD) grants for 2011; and

WHEREAS, for nearly 25 years, OSLAD has helped fund park districts, forest preserves, conservation districts and municipalities as they work to acquire and develop land for public parks and open space; and

WHEREAS, there is funding available to award this year’s grants; park districts, forest preserve districts, conservation districts, and municipalities applied for these grants last summer, and the review process is complete and the local governments are waiting for funding; and

WHEREAS, in addition to protecting and enhancing open space, OSLAS provides many economic benefits, such as: more than 4,800 full-time equivalent jobs are possible each year because of OSLAD-related park projects; between 1986 and 2004, OSLAD generated more than \$410 million capital spending in Illinois parks, forest preserves, and conservation in natural areas; over \$225 million has been invested in construction and union labor jobs since the inception of OSLAD, and Illinois businesses have spent nearly \$185 million on raw materials for park development.

**PRESIDENT (continued)**

**ITEM #1 cont'd**

NOW, THEREFORE, BE IT RESOLVED, that the President and Forest Preserve District of Cook County Board of Commissioners encourage support of the Open Space Land Acquisition and Development Program.

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**PROPOSED RESOLUTION**

**ITEM #2**

Submitting a Proposed Resolution sponsored by

TONI PRECKWINKLE, Forest Preserve District of Cook County Board President and PETER N. SILVESTRI, Forest Preserve District of Cook County Board Commissioner

Co-Sponsored by

WILLIAM M. BEAVERS, JERRY BUTLER, EARLEAN COLLINS, JOHN P. DALEY, JOHN A. FRITCHEY, BRIDGET GAINER, JESUS G. GARCIA, ELIZABETH DOODY GORMAN, GREGG GOSLIN, JOAN PATRICIA MURPHY, EDWIN REYES, TIMOTHY O. SCHNEIDER, DEBORAH SIMS, ROBERT STEELE, LARRY SUFFREDIN, and JEFFREY R. TOBOLSKI, Forest Preserve District of Cook County Board Commissioners

**PROPOSED RESOLUTION**

**TO SECURE AND RESTORE THE NATURAL AREAS ACQUISITION FUND**

**WHEREAS**, the Natural Areas Acquisition Fund (NAAF) provides crucial funding to preserve Illinois' finest and highest quality natural areas, which harbor a rich diversity of rare, threatened, and endangered plants and animals; and

**WHEREAS**, the NAAF helped save and restore beautiful nature preserves, such as the Red Wing Slough, the Black-Crown Marsh, the Powder Horn Prairie and Marsh, and the Goose Lake Prairie, as well as numerous rare fens in northeastern Illinois; and

**WHEREAS**, state and local land preservation agencies rely on the NAAF to recognize and acquire the rarest and finest examples of natural communities left in our state; and

**WHEREAS**, the NAAF helped fund an initiative to update the Illinois Natural Areas Inventory, which allows Illinois Department of Natural Resources, Illinois Nature Preserves Commission, forest preserve districts, conservation districts, park districts and others to target our most precious sites to acquire from willing sellers; and

**WHEREAS**, the NAAF is required to immediately pursue protecting and preserving these rare jewels; and

**WHEREAS**, the value of NAAF dollars is much larger than the State's investment in that the fund is also

**PRESIDENT (continued)**

**ITEM #2 cont'd**

used to leverage additional public and private funding for preservation activities, for example, the \$4.5 million that NAAF contributed to update the Illinois Natural Areas Inventory was matched by an additional \$2.5 million from three different private foundations, as well as \$160,000 from The Association of Conservation and Forest Preserve Districts; and

**WHEREAS**, saving these places provides outlets for people to improve their health as well as providing jobs to maintain, restore, and connect the public to these valuable resources.

**NOW, THEREFORE, BE IT RESOLVED**, that the President and Forest Preserve District of Cook County Board of Commissioners urge the restoration of the Natural Areas Acquisition Fund.

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**PROPOSED RESOLUTION**

**ITEM #3**

Submitting a Proposed Resolution sponsored by

TONI PRECKWINKLE, Forest Preserve District of Cook County Board President and JOAN PATRICIA MURPHY, Forest Preserve District of Cook County Board Commissioner

Co-Sponsored by

THE HONORABLE WILLIAM M. BEAVERS, JERRY BUTLER, EARLEAN COLLINS, JOHN P. DALEY, JOHN A. FRITCHEY, BRIDGET GAINER, JESUS G. GARCIA, ELIZABETH "LIZ" DOODY GORMAN, GREGG GOSLIN, EDWIN REYES, TIMOTHY O. SCHNEIDER, PETER N. SILVESTRI, DEBORAH SIMS, ROBERT B. STEELE, LARRY SUFFREDIN AND JEFFREY R. TOBOLSKI, Forest Preserve District of Cook County Board Commissioners

**PROPOSED RESOLUTION**

**A RESOLUTION IN HONOR OF MRS. FLORENCE TERDY AND HER EFFORTS TO ESTABLISH THE TINLEY CREEK BICYCLE TRAIL**

WHEREAS, in 1978, Oak Forest resident Florence Terdy realized the intrinsic value of a bicycle path for area residents and their children and ardently set out to persuade the Cook County Forest Preserve District and neighborhood leaders to build a trail around the Forest Preserve National Golf Course; and

WHEREAS, there were very few bike paths in the Chicago metropolitan area at the time and none existed in the south suburbs; and

WHEREAS, Mrs. Terdy gathered signatures on petitions, performed initial bike path research and, due to her tireless lobbying efforts, in October of 1979 the Forest Preserve District of Cook County committed to build a trail around the golf course; and

WHEREAS, Mrs. Terdy was instrumental in working with a farm owner to donate the initial land and followed through in assisting with the very early stages of the bike path development; and

**PRESIDENT (continued)**

**ITEM #3 cont'd**

WHEREAS, the 3.17 mile trail around the golf course was completed in 1985 and was the beginning of the Tinley Creek Bicycle Trail, currently 13.37 miles long; and

WHEREAS, the Tinley Creek Bicycle Trail offers bicyclists a beautiful, relaxing ride through gently rolling country, forests, prairies, alongside wetlands, with picnic groves, wells, and rest facilities along the trail route; and

WHEREAS, Mrs. Terdy and her husband William owned Little Bill's Bakery at 155<sup>th</sup> and Cicero Avenue and were involved in several community and civic initiatives from 1966 to 1985 before moving to the Champaign, Illinois area; Mrs. Terdy now resides with her son in California; and

WHEREAS, Mrs. Terdy's vision and tenacity in the establishment of a bicycle path around the Cook County Forest Preserve National Golf Course now known as the George Dunne National Golf Course is remarkable and deserving of recognition.

NOW, THEREFORE, BE IT RESOLVED, that the Forest Preserve District Board of Commissioners of Cook County gratefully acknowledges and commends Mrs. Florence Terdy for her role in the establishment of the Tinley Park Creek Bicycle Trail; and

BE IT FURTHER RESOLVED that a suitable copy of this resolution be tendered to Mrs. Florence Terdy in appreciation and recognition of her good works and that it also be spread upon the proceedings of this honorable body.

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**COMMISSIONERS**

**PROPOSED RESOLUTION**

**ITEM #4**

Submitting a Proposed Resolution sponsored by

GREGG GOSLIN, Forest Preserve District of Cook County Board Commissioner

**PROPOSED RESOLUTION**

**HONORING CHICAGO BOTANIC GARDEN VOLUNTEERS**

**WHEREAS**, the Chicago Botanic Garden has forged a reputation as one of the world's premiere gardens and leads the way in research and teaching of plant science and conservation; and

**WHEREAS**, the Chicago Botanic Garden is committed to conservation and the protection of the world's plants; and

**COMMISSIONERS (continued)**

**ITEM #4 cont'd**

**WHEREAS**, the Chicago Botanic Garden weaves 24 diverse and unique gardens across its 385 acres of land; and

**WHEREAS**, the ever-changing gardens and landscapes require many hours of labor and attention as do the countless programs and educational opportunities provided by the Chicago Botanic Garden; and

**WHEREAS**, the work of the Garden could not be done without the hours and dedication of volunteers who work in every garden and every department throughout the Chicago Botanic Garden; and

**WHEREAS**, the Garden's 2,300 volunteers account for over 105,000 volunteer service hours annually and the Chicago Botanic Garden will honor their most ardent volunteers at a luncheon in June who will mark their 5, 10, 15, 20, 25, 30 & 40 year milestone anniversaries at the Garden; and

**NOW, THEREFORE, BE IT RESOLVED**, that the President and Forest Preserve District of Cook County Board of Commissioners do hereby extend their sincerest thanks to each of the much valued volunteers attaining their milestone anniversaries as volunteers at the Chicago Botanic Garden for 5, 10, 15, 20, 25, 30 & 40 years of work and dedication to the Garden; and

**BE IT FURTHER RESOLVED**, that a suitable copy of this resolution be provided to each volunteer as a symbol of this boards appreciation for their selfless work on behalf of the Chicago Botanic Garden.

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**PROPOSED RESOLUTION**

**ITEM #5**

Submitting a Proposed Resolution sponsored by

GREGG GOSLIN, Forest Preserve District of Cook County Board Commissioner

**PROPOSED RESOLUTION**

**CONDUCT A STUDY OF OUTSOURCING SEASONAL MAINTENANCE**

**WHEREAS**, the Cook County Forest Preserve District uses laborers, and seasonal help, for snow removal and lawn maintenance throughout the preserves; and

**WHEREAS**, the Cook County Forest Preserve District is slated to spend approximately \$18 million in FY 2011 for General Maintenance throughout the forest preserve holdings; and

**WHEREAS**, in FY 2011 the Cook County Forest Preserve District maintenance budget includes \$13.8 million for personnel services, \$9.7 for salaries and approximately \$4.1 million for health, dental and life insurance plans; and

**COMMISSIONERS (continued)**

**ITEM #5 cont'd**

**WHEREAS**, in FY 2011 the actual maintenance program expenses will be \$4.3 million which includes professional contractual services, materials and supplies, equipment, fixtures and other related expenses; and

**WHEREAS**, during previous budgets, FY 2002 and 2004, I submitted budget amendments to initiate studies to examine the financial benefits of outsourcing snow removal and lawn maintenance services for district holdings; and

**WHEREAS**, due to ever-increasing personnel costs it would be prudent to revisit the issue of assessing the benefits of outsourcing these maintenance services; and

**NOW, THEREFORE, BE IT RESOLVED**, that the Cook County Board of Forest Preserve Commissioners directs Superintendent Randall to conduct a study examining the potential financial benefits to outsourcing snow removal and lawn maintenance in the Cook County Forest Preserve District; and

**BE IT FURTHER RESOLVED**, that the study is to be completed and distributed by November 1, 2011 for review by the President and Cook County Board of Forest Preserve Commissioners so that information can be utilized, if warranted, in the FY 2012 Cook County Forest Preserve District Budget.

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**PROPOSED RESOLUTION**

**ITEM #6**

Submitting a Proposed Resolution sponsored by

LARRY SUFFREDIN, Forest Preserve District of Cook County Board Commissioner

Co-Sponsored by

TONI PRECKWINKLE, Forest Preserve District of Cook County Board President and WILLIAM M. BEAVERS, JERRY BUTLER, EARLEAN COLLINS, JOHN P. DALEY, JOHN A. FRITCHEY, BRIDGET GAINER, JESUS G. GARCIA, ELIZABETH "LIZ" DOODY GORMAN, GREGG GOSLIN, JOAN PATRICIA MURPHY, EDWIN REYES, TIMOTHY O. SCHNEIDER, PETER N. SILVESTRI, DEBORAH SIMS, ROBERT B. STEELE AND JEFFREY R. TOBOLSKI, Forest Preserve District of Cook County Board Commissioners

**PROPOSED RESOLUTION**

**CONGRATULATING KRAFT FOODS AND THE CHICAGO BOTANIC GARDENS ON THE  
CREATION OF THE KRAFT FOODS GARDEN**

**COMMISSIONERS (continued)**

**ITEM #6 cont'd**

**WHEREAS**, the Kraft Foods Garden officially unveiled on June 13, 2011 at the Northfield, Illinois campus of Kraft Foods; and

**WHEREAS**, the Kraft Foods Garden consists of three new fruit and vegetable gardens that will be harvested to provide food donations to local non-profit organizations and Woman, Infant and Children locations throughout Cook and Lake Counties; and

**WHEREAS**, the Kraft Foods Garden will produce an estimated 14,000 pounds of food a year, which will provide an estimated 28,000 meals annually; and

**WHEREAS**, the Kraft Foods Garden will be maintained by students in the Garden's Windy City Harvest Program, with help from Kraft Foods employee volunteers; and

**WHEREAS**, The Windy City Harvest program is a nine month skills training and job placement program in which participants are enrolled in the City Colleges of Chicago and earn an advanced continuing education certificate in sustainable horticulture and urban agriculture; and

**WHEREAS**, Windy City Harvest has partnered with the Cook County's Sheriff's Boot Camp to provide a four month education and training experience in sustainable vegetable gardening for the non-violent inmates at the Kraft Foods Garden; and

**WHEREAS**, staff from the Windy City Harvest Program will be teaching a series of gardening classes to Kraft Foods employees to support engagement in the Kraft Foods Garden; and

**WHEREAS**, Kraft employees will volunteer in the garden and be able to participate in Windy City Gardening classes such as sustainable gardening, small garden how-tos, seed starting for cool season crops and building healthy soil; and

**WHEREAS**, crops at the Kraft Foods Garden will include cabbage, beets, basil, corn, peas, kale, onions, carrots, squash, spinach, peppers, tomatoes, eggplant, potatoes and melon; and

**WHEREAS**, the Kraft Foods Garden will use organic method production techniques, recycled materials and "low carbon footprint" practices, such as composting garden waste; and

**WHEREAS**, the Chicago Botanic Garden will manage the transportation and delivery of the donated food;

**WHEREAS**, the Chicago Botanic Garden has been approached by other large companies in the area to discuss similar gardens at their facilities; and

**NOW, THEREFORE, BE IT RESOLVED**, that the President and Members of the Forest Preserve District of Cook County Board of Commissioners, on behalf of the people of Cook County, do hereby recognize and commend Kraft Foods, the Chicago Botanic Garden and the Windy City Harvest Program for their invaluable contributions to Cook County through the creation of the Kraft Foods Garden; and

**COMMISSIONERS (continued)**

**ITEM #6 cont'd**

**BE IT FURTHER RESOLVED**, that a suitable copy of this Resolution be spread upon the official proceedings of this Honorable Body and that an official copy of the same be tendered to Kraft Foods, Chicago Botanic Garden and the Windy City Harvest Program as a token of this Honorable Body's appreciation.

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**PROPOSED RESOLUTION**

**ITEM #7**

Submitting a Proposed Resolution sponsored by

LARRY SUFFREDIN, Forest Preserve District of Cook County Board Commissioner

**PROPOSED RESOLUTION**

**A RESOLUTION CONCERNING THE ECONOMIC IMPACT OF PROJECTS FUNDED BY THE BONDING AUTHORITY CONTAINED IN SENATE BILL 83**

**WHEREAS**, the Forest Preserve District of Cook County ("FPDCC") is a non-home rule unit of government; and

**WHEREAS**, in order to incur indebtedness, the FPDCC has to either pass a referendum authorizing the indebtedness or the Illinois General Assembly has to approve the indebtedness; and

**WHEREAS**, the 93rd General Assembly of Illinois enacted Senate Bill 83, which amended Chapter 70 of the Illinois Compiled Statutes, Section 810/21.2, after the FPDCC made the case for the need of a capital plan to protect the land and encourage economic development; and

**WHEREAS**, Senate Bill 83 permits the Forest Preserve District of Cook County to incur indebtedness and issue bonds "for the purpose of making capital improvements to any land acquired or to be acquired by the district and repairs, reconstruction, rehabilitation, or renovation in connection with any buildings of the district or to acquire equipment for the district;" and

**WHEREAS**, pursuant to Senate Bill 83, the amount of bonds that may be issued for Forest Preserve District projects may not exceed \$50,000,000; and

**WHEREAS**, pursuant to Senate Bill 83, the amount of bonds that may be issued by the Forest Preserve District for Brookfield Zoo projects may not exceed \$25,000,000; and

**WHEREAS**, pursuant to Senate Bill 83, the amount of bonds that may be issued by the Forest Preserve District for Chicago Botanical Garden projects may not exceed \$25,000,000; and

**WHEREAS**, Brookfield Zoo and the Chicago Botanical Garden were required to match the funds from the bond issue; effectively adding \$50,000,000 to the total amount authorized for capital expenditures; and

**COMMISSIONERS (continued)**

**ITEM #7 cont'd**

**WHEREAS**, the approval of bonds pursuant to Senate Bill 83 allowed the Forest Preserve District to:

- Replace significantly compromised roofs of Forest Preserve District Buildings at 59 locations
- Replace heating and sewer systems at 22 locations throughout the District
- Construct a new nature center at the Little Red Schoolhouse
- Replace the Learning Center at Camp Sagawau
- Construct a Resource Ecology Center at the Salt Creek Resource Management Center
- Remodel the Edgebrook Volunteer Center by adding air conditioning, a parking lot, new lighting and windows
- Make structural improvements to the Sand Ridge and Crabtree Nature Centers
- Construct Wildlife Headquarters at Poplar Creek Resource Management Center
- Construct the Trailside Museum Garage
- Bring 10 park's restrooms into compliance with the Americans with Disabilities Act
- Rebuild 43 picnic shelters throughout the District
- Build a new Central Police Building
- Rehabilitate Central Garage Facilities
- Purchase a new Tow Truck, compacting roller, air compressor, fork lift, aerial truck, tractor, dump trucks, dump trailer, street sweeper, bobcat, excavator, semi-truck with trailer and graphic design equipment
- Renovate the kitchen at Camp Reinberg
- Bring the General Headquarters into compliance with the Americans with Disabilities Act
- Replace the Northwest Division Headquarters
- Repair 40 parking lots and roads throughout the District
- Rebuild 7 catch bases and sewer lines
- Rebuild trails and bridges at 19 locations throughout the District
- Cleaned drainage systems that protected District land and communities from flooding;
- Improved the Chicago Botanical Garden, making the Garden more accessible to visitors;
- Improved the Brookfield Zoo, making the zoo more accessible to visitors; and

NOW THEREFORE, BE IT RESOLVED BY THE FOREST PRESERVE DISTRICT OF COOK COUNTY BOARD OF COMMISSIONERS, that the Legislation & Intergovernmental Relations Committee of the Forest Preserve District of Cook County Board of Commissioners will hold a hearing on the environmental, economic and operational benefits of capital projects approved pursuant to Senate Bill 83 and begin the process to make the environmental and economic case for additional capital improvements.

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**COMMISSIONERS (continued)**

**PROPOSED ORDINANCE**

**ITEM #8**

Submitting a Proposed Ordinance sponsored by

JESUS G. GARCIA, Forest Preserve District of Cook County Board Commissioner and  
JERRY BUTLER, JOHN P. DALEY, JOAN PATRICIA MURPHY, LARRY SUFFREDIN, JEFFREY  
R. TOBOLSKI, Forest Preserve District of Cook County Board Commissioners

**PROPOSED ORDINANCE**

**IDENTITY PROTECTION POLICY  
ESTABLISHING POLICY WITH REGARD TO THE COLLECTION, USE AND  
COMMUNICATION OF INDIVIDUALS' SOCIAL SECURITY NUMBERS**

**WHEREAS**, identity theft is a major and growing problem throughout the United States and in the District; and

**WHEREAS**, an individual's social security number is a primary means of identifying the individual, and the unauthorized disclosure of the individual's social security number creates a substantial risk that the individual's identity may be stolen; and

**WHEREAS**, certain District officers and agencies require individuals to disclose their social security numbers for various reasons, thus creating the potential for the theft of those individuals' identities if their social security numbers are further disclosed without authorization; and

**WHEREAS**, the improper management and/or disposal of information containing an individual's social security number may constitute criminal conduct punishable under Illinois law; and

**WHEREAS**, as it currently exists, the Forest Preserve District of Cook County Code contains no policy or directives as to the proper procedure for collecting, using and communicating social security numbers so as to prevent improper or accidental disclosure; and

**WHEREAS**, the District should take all necessary steps to ensure that the procedures used by its officers and agencies do not facilitate the theft of individuals' identities through the unauthorized disclosure of those individuals' social security numbers.

**NOW, THEREFORE, BE IT ORDAINED**, by the Board of Commissioners of the Forest Preserve District of Cook County, that Title 1 Administrative, Chapter 13 Code of Ethical Conduct, Section 2 Code of Conduct, Subsection P of the Forest Preserve District of Cook County Code is hereby enacted as follows:

**P. Identity protection policy.**

1. *Prohibited activities.* No officer or employee of the District shall do any of the following:

**COMMISSIONERS (continued)**

**ITEM #8 cont'd**

- a. Publicly post or publicly display in any manner an individual's social security number;
  - b. Print an individual's social security on any card required for the individual to access products or services provided by the person or entity;
  - c. Require an individual to transmit his or her social security number over the internet, unless the connection is secure or the social security number is encrypted;
  - d. Print an individual's social security number on any materials that are mailed to the individual, through the US Postal service, any private mail service, electronic mail, or any similar method of delivery, unless State or Federal law requires the social security number to be on the document to be mailed. A social security number that may be permissibly mailed under this Section may not be printed, in whole or in part, on a postcard or other mailer that does not require an envelope or be visible on an envelope without the envelope having been opened.
  - e. Collect, use or disclose a social security number from an individual, unless (i) required to do so under State or Federal law, rules or regulations, or the collection, use or disclosure of the social security number is absolutely necessary for the performance of that agency's duties and responsibilities; (ii) the need and purpose for the social security number is documented before collection of the social security number, and (iii) the social security number collected is relevant to the documented need and purpose;
  - f. Require an individual to use his or her social security number to access an internet website;
  - g. Use the social security number for any purpose other than the purpose for which it was collected.
2. *Exceptions.* The prohibitions in subsection (a) do not apply in the following circumstances:
- a. The disclosure of social security numbers to agents, employees, contractors or subcontractors of the District or disclosure to another governmental entity or its agents, employees, contractors or subcontractors if disclosure is absolutely necessary in order for the entity to perform its duties and responsibilities;
  - b. The disclosure of social security numbers pursuant to a court order, warrant or subpoena;

**COMMISSIONERS (continued)**

**ITEM #8 cont'd**

- c. The collection, use or disclosure of social security numbers if it is absolutely necessary in order to ensure the safety of District employees, persons committed to correctional facilities, local jails and other law enforcement facilities or retention centers; and all persons working in or visiting a District facility;
  - d. The collection, use or disclosure of social security numbers if it is absolutely necessary for internal verification or administrative purposes;
  - e. The collection or use of social security numbers to investigate or prevent fraud, to conduct background checks, to collect a debt, to obtain a credit report from a consumer reporting agency under the federal Fair Credit Reporting Act, to undertake any permissible purpose that is enumerated under the federal Gramm Leach Bliley Act, or to locate a missing person, a lost relative, or a person who is due a benefit such a pension benefit such as a pension benefit or an unclaimed property benefit.
3. *Conflicts.* Any standards of the District for the collection, use or disclosure of social security numbers that are stricter than the standards under this policy with respect to the protection of those social security numbers shall control in the event of any conflict with the provisions of this policy.
  4. *Public Inspection and Copying of Documents.* Notwithstanding any other provision of this policy to the contrary, all officers of the District must comply with the provisions of any other State law with respect to allowing the public inspection and copying of information or documents containing all or any portion of an individual's social security number. All officers and employees of the District must redact social security numbers from the information or documents before allowing the public inspection or copying of the information or documents.
  5. *Applicability.*
    - a. This policy does not apply to the collection, use or disclosure of a social security number as required by State or Federal law, rule or regulation.
    - b. This policy does not apply to documents that are required to be open to the public under any State or Federal law, rule or regulation, applicable case law, Supreme Court Rule, or the Constitution of the State of Illinois.
  6. *Compliance with Federal Law.* If a Federal law takes effect requiring any Federal agency to establish a national unique patient health identifier program, the District shall follow that law.

**COMMISSIONERS (continued)**

**ITEM #8 cont'd**

7. *Embedded Social Security Numbers.* No officer or employee of the District may encode or embed a social security number in or on a card or document including, but not limited to, using a bar code, chip, magnetic strip, RFID technology, or other technology, in place of removing the social security number as required by this policy.
8. *Identity Protection Requirements.* In accordance with the requirements of the Identity Protection Act, 5 ILCS 179/1 et seq.:
  - a. All officers, employees, and agents of the District identified as having access to social security numbers in the course of performing their duties shall be trained to protect the confidentiality of social security numbers. Training shall include instructions on the proper handling of information that contains social security numbers from the time of collection to the time of destruction of such information.
  - b. Only employees who are required to use or handle information or documents that contain social security numbers shall have access to such information or documents.
  - c. Social security numbers requested from an individual in permissible circumstances shall be provided in a manner that makes the social security number easily redacted if required to be released as part of a public records request.
  - d. When collecting a social security number in permissible circumstances or upon request by the individual, a statement of the purpose(s) for which the District is collecting and using the social security number shall be provided.
  - e. The District shall advise its employees of the existence of this policy and make a copy of the policy available to each employee, and shall also make this privacy policy available to any member of the public upon request. If the District amends this privacy policy, then the District shall also advise its employees of the existence of the amended policy and make a copy of the amended policy available to each employee.
9. *Supersede.* This policy does not supersede any more restrictive law, rule or regulation regarding the collection, use or disclosure of social security numbers. However, all ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed insofar as they conflict herewith.

**BE IT FURTHER ORDAINED**, by the Board of Commissioners of the Forest Preserve District of Cook County, that Title 1 Administrative, Chapter 13 Code of Ethical Conduct, Section 1 Definitions of the Forest Preserve District of Cook County Code is hereby amended as follows:

## **COMMISSIONERS (continued)**

### **ITEM #8 cont'd**

1-13-1: DEFINITIONS. Whenever used in this Chapter, the following terms shall have the following meanings:

1. "Absolutely necessary" means that another means of identification, such as employee identification number, cannot be substituted for the social security number without frustrating the purpose of the request.
42. "Agency" means the Forest Preserve District of Cook County Board of Commissioners, any committee or other subdivision thereof, any Forest Preserve District of Cook County department or other administrative unit, commission, board or other division of the government of the Forest Preserve District of Cook County.
23. "Board" means the Forest Preserve District of Cook County Board of Ethics, as defined in Section 1-13-4 of this Chapter.
34. "Candidate" means any person who has filed a declaration of candidacy for elected office or petition to appear on a ballot for election, or has raised or expended money in pursuit of elected office.
45. "District" means the Forest Preserve District of County Cook and all government agencies of the Forest Preserve District of County Cook.
56. "Compensation" means money, things of value or other pecuniary benefit received or to be received in return for, or as reimbursement for, services rendered or to be rendered.
67. "Economic interest" means any interest valued or capable of valuation in monetary terms; provided that "Economic interest" is subject to the same exclusion as "Financial interest".
78. "Employee" means an individual employed by the District whether part-time or full-time or by a contract of employment. Employees shall include individuals employed by District Officers as referenced in Article VII, Section 4 (District Officers) of the Constitution of the State of Illinois. Employees shall not include judges of election;
89. "Financial interest" means:
  - a. Any interest as a result of which the owner currently received or is entitled to receive in the future more than \$2,500.00 per year;
  - b. Any interest with a cost or present value of \$5,000.00 or more; or
  - c. Any interest representing more than ten percent of a corporation, partnership, sole proprietorship, firm, enterprise, franchise, organization, holding company, joint stock company, receivership, trust, or any legal entity organized for profit;
  - d. Provided, however, financial interest shall not include:
    - (i) Any interest of the spouse of an Official or Employee which interest is related to the spouse's independent occupation, professional or employment;

**COMMISSIONERS (continued)**

**ITEM #8 cont'd**

- (ii) Any ownership through purchase at fair market value of inheritance of less than one percent of the shares of a corporation, or any value of or dividends of such shares, if such shares are registered on a securities exchange pursuant to the Securities Exchange Act of 1934, as amended;
- (iii) The authorized Compensation paid to an Official or Employee for his office or employment;
- (iv) Any economic benefit provide equally to all residents of the District;
- (v) A time or demand deposit in a financial institution;
- (vi) An endowment or insurance policy or annuity contract purchased from an insurance company;
- (vii) Any accrued pension rights in the County fund; or
- (viii) With respect to a mutual fund, the individual securities of other instruments owned by the mutual fund.

910. "Gift" means any gratuity, discount, entertainment, hospitality, loan, forbearance, or other tangible or intangible item having monetary value including, but not limited to, cash, food and drink, and honoraria for speaking engagements related to or attributable to government employment or the official position of an official or employee.

~~40~~11. "Legislative action" means the introduction, sponsorship, consideration, debate, amendment, passage, defeat, approval, veto or other official action or nonaction on any ordinance, resolution, motion, order, appointment, application or other matter pending or proposed in the District or any committee or subcommittee thereof.

~~41~~12. "Official" means any elected District official or any appointed non-employee member of any agency of Forest Preserve District of Cook County.

~~42~~13. "Person" means any individual, entity, corporation, partnership, firm, association, union, trust, estate, as well as any parent or subsidiary of any of the foregoing, and whether or not operated for profit.

~~43~~14. "Political Organization" means a party, committee, association, fund, or other organization (whether or not incorporated) organized and operated primarily for the purpose of directly or indirectly accepting contributions or making expenditures or both for the function of influencing or attempting to influence the selection, nomination, election, or appointment of any individual to any federal, state, or local public office in a political organization, or the election of Presidential or vice-Presidential electors, whether or not the individual or electors are selected, nominated, elected, or appointed.

The term includes the making of expenditures relating to an office described in the preceding sentence that, if incurred by the individual, would be allowable as a federal income tax deduction for trade or business expenses.

~~44~~15. "Prohibited source" means any person or entity who:  
a. Is seeking official action:

**COMMISSIONERS (continued)**

**ITEM #8 cont'd**

- (i) By the official or employee; or
- (ii) In the case of an employee, by the employee or by the District, the official or the other employee directing the employee;
- b. does business or seeks to do business:
  - (i) With the official or employee; or
  - (ii) In the case of an employee, with the employee or with the District, the official or the other employee directing the employee;
- c. Conducts activities regulated:
  - (i) By the official or employee; or
  - (ii) In the case of an employee, by the employee or by the District, official or other employee directing the employee;
- d. Has interests that may be substantially affected by the performance or non-performance of the official duties of the official or employee; or
- e. Is a compensated lobbyist on District matters or is registered or required to be registered with the Secretary of State under the Lobbyist Registration Act, 25 ILCS 170/1, et. seq.

16. "Publicly post or publicly display" means to intentionally communicate or otherwise intentionally make available to the general public.

~~15~~17. "Single Candidacy" means the time period during which a candidate is seeking office with primary election and general election being separate candidacies.

~~16~~18. "State" means the State of Illinois.

~~17~~19. "Statement" means the disclosure of economic interest form required to be filed by the Illinois Governmental Ethics Act, 5 ILCS 420/4A-101 et seq.

**BE IT FURTHER ORDAINED**, by the Board of Commissioners of the Forest Preserve District of Cook County, that Title 1 Administrative, Chapter 13 Code of Ethical Conduct, Section 5 Sanctions for Violation of the Forest Preserve District of Cook County Code is hereby amended as follows:

**1-13-5: SANCTIONS FOR VIOLATION.**

A. *Employment Sanctions.* Any Employee or Official found to have violated any provision of this Chapter, or to have knowingly furnished false or misleading information in any investigation, hearing or inquiry held pursuant to this Chapter, shall be subject to employment sanctions, including discharge. The provisions of this Chapter shall not limit the power of Officials to otherwise discipline Employees.

In addition, a Person who intentionally violates the prohibitions in 1-13-2:P. Paragraph 1 of this Chapter is guilty of a Class B misdemeanor. Suspected violations shall be reported to the Office of the Independent Inspector General and/or State's Attorney.

B. *Fines.* Pursuant to the State Gift Ban Act, the Board may impose a fine of up to \$1,000.00 per violation against any Person found by the Board to have violated Section 1-13-2:D. and/or E. of this

**COMMISSIONERS (continued)**

**ITEM #8 cont'd**

Chapter. The Board may levy a fine of up to \$5,000.00 against any Person who knowingly files a frivolous complaint alleging a violation of Section 1-13-2:D. and/or E. of this Chapter.

In addition, a Person who is found by a Court to have knowingly violated 1-13-2:D. and/or E. of this Chapter is guilty of a business offense and subject upon conviction to a fine of up to \$5,000.00.

Any Person found by a court to have knowingly violated any provision of this Chapter other than subsections 1-13-2:D. and/or E., or to have knowingly furnished false or misleading information to the Board, upon conviction shall be subject to a fine not to exceed \$500.00, for any one offense.

C. *Validity of Contract.* Any contract negotiated, entered into, or performed in violation of any of the provisions of this Chapter shall be voidable by the District.

**Effective Date:** This Ordinance shall be in effect immediately upon adoption.

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**PROPOSED ORDINANCE AMENDMENT**

**ITEM #9**

Submitting a Proposed Ordinance Amendment sponsored by

LARRY SUFFREDIN, Forest Preserve District of Cook County Board  
Commissioner

**PROPOSED ORDINANCE AMENDMENT**

**AN ORDINANCE AMENDING THE PROTECTION OF NATURAL FEATURES AND  
WILDLIFE CHAPTER OF THE CODE OF  
THE FOREST PRESERVE DISTRICT OF COOK COUNTY**

**BE IT ORDAINED**, by the Forest Preserve District of Cook County Board of Commissioners that Title 2, Chapter 2 of the Code of the Forest Preserve District of Cook County hereby is amended as follows:

**CHAPTER 2 PROTECTION OF NATURAL FEATURES AND WILDLIFE**

- 2-2-1: Protection of Native Landscape.
- 2-2-2: Water Pollution Control.
- 2-2-3: Protection of Animals.
- 2-2-4: Supplemental Feeding of Wildlife.

2-2-1: PROTECTION OF NATIVE LANDSCAPE.

## **COMMISSIONERS (continued)**

### **ITEM #9 cont'd**

A. *Destruction of Native Landscape:* No person shall, within the property of the Forest Preserve District:

1. Cut, remove or wantonly destroy any tree, sapling, seedling, bush or shrub, whether alive or dead, or chip, blaze, box, girdle, trim, or otherwise deface or injure any tree or shrub, or break or remove any branch, foliage, flower on any tree or shrub, or pick, gather, uproot, remove or destroy any flower, plant or grass.

2. Remove or cause to be removed any sod, earth, humus, peat, boulders, gravel or sand.

B. *Livestock Trespass:* No person shall drive or cause to be driven any horses, cattle, sheep, goats, swine or other livestock upon or across any property within the Forest Preserve District except in such a manner as may be prescribed by the Board of Commissioners; and no person shall knowingly permit his or her horses, cattle, sheep, goats, swine or other livestock to enter upon any property of the Forest Preserve District and there to graze or browse upon or to destroy the grass, seedlings, saplings, shrubs and trees within said property without a written permit or license issued by the District.

C. *Fire Control:*

1. No person shall willfully set on fire, nor cause to be set on fire, any tree, woodland, brushland, grassland or meadow within the Forest Preserve District.

2. No person shall build any fire in or near any tree, woodland, grassland, building or other structure, nor make use of any inflammable material within the Forest Preserve District, except within the fireplaces, receptacles or open areas provided for and designated by the Board of Commissioners for such purpose, and then only according to the regulations prescribed for such use and in such manner as will cause no harm or injury to any tree, woodland, grassland, building or other structure.

3. No person shall drop, throw or otherwise scatter lighted matches, burning cigars, cigarettes, tobacco paper or other inflammable material within any property of the Forest Preserve District.

D. *Sanitary Landfills:* No Forest Preserve District holdings shall be used for sanitary landfills or any similar purpose.

E. *Penalty:* ~~Any person violating any of the provisions of this Section shall be fined as provided for in Section 1-4-1 of this Code.~~ Any person violating any of the provisions of this Section shall be fined not less than \$75 or more than five hundred dollars (\$500.00) for each offense

### 2-2-2: WATER POLLUTION CONTROL.

A. *District Policy:* The permanent policy of the Forest Preserve District is hereby declared to be that all the streams and other bodies of water, large or small, located in or upon Forest Preserve District holdings in Cook County, shall be so treated and restored as to assure an adequate seasonal flow and depth of clean water, free from pollution, so that there may be conserved for the people their health and safety, their recreation, spaces, water transportation, aquatic life, property values and agricultural uses.

B. *Discharge of Untreated Sewage into District Waters Prohibited:* Hereafter, the Forest Preserve District shall firmly decline to issue a permit or easement for any sewer whatsoever to cross its property for the purpose of discharging sanitary sewage, industrial waste or storm water carrying sanitary sewage into the streams of Cook County.

## COMMISSIONERS (continued)

### ITEM #9 cont'd

#### 2-2-3: PROTECTION OF ANIMALS.

A. *Killing or Disturbing Animals and Birds:* No person shall trap, catch, wound or kill, or treat cruelly, or attempt to trap, catch, wound or kill any bird or animal or molest or rob any nest of any bird or any lair, den or burrow of any animal in or upon any land owned by the Forest Preserve District.

B. *Catching or Removing Fish or Aquatic Life:* No person shall fish in any of the waters of the Forest Preserve District, except such portions thereof as may be designated by the Board of Commissioners under such regulations as may be prescribed by said Board, nor shall any person remove or capture, nor attempt to remove or capture, whether by use of seine, net, trap or other device, any fish or other aquatic life in or from any of the waters of the Forest Preserve District, unless authorized by the District.

#### C. *Hunting Devices:*

1. *Prohibited:* No person shall bring into or carry upon any preserve a seine, net, trap or similar device capable of being used or operated in hunting, trapping, taking, killing or destroying any game, bird, fish or other aquatic life.

2. *Nuisance Declared:* Each and every device used or operated or attempted to be used or operated by any person in hunting, taking, killing or destroying any game, fowl, bird, fish and other aquatic life, contrary to any of the provisions hereof, is hereby declared a nuisance and subject to seizure and confiscation by any police officer, ranger or other employee of the Forest Preserve District.

D. *Contraband:* All game, animals, fowl, birds, fish and other aquatic life hunted, killed, taken or destroyed, bought, sold, bartered or had in possession, contrary to any of the provisions hereof, shall be and the same are declared to be contraband and the same shall be subject to seizure and confiscation by any police officer, ranger or other employee of the Forest Preserve District.

E. *Penalty:* ~~Any person violating any of the provisions of this Section shall be fined as provided for in Section 1-4-1 of this Code.~~ Any person violating any of the provisions of this Section shall be fined not less than \$75 or more than five hundred dollars (\$500.00) for each offense.

#### 2-2-4: SUPPLEMENTAL FEEDING OF WILDLIFE.

A. The General Superintendent is hereby empowered to designate and post Forest Preserve District areas wherein no person shall deposit, dump, cast, throw, lay or place, nor cause to be deposited, dumped, cast, thrown, laid or placed any grain, grain product, food or food product for the supplemental feeding of any animal or bird.

B. *Penalty:* Any person violating any of the provisions of this Section shall be fined \$75, for each offense ~~as provided for in Section 1-4-1 of this Code.~~

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**COMMISSIONERS (continued)**

**PROPOSED ORDINANCE AMENDMENT**

**ITEM #10**

Submitting a Proposed Ordinance Amendment sponsored by

LARRY SUFFREDIN, Forest Preserve District of Cook County Board Commissioner

**PROPOSED ORDINANCE AMENDMENT**

**AN ORDINANCE REVISING THE CONTRACTS AND PURCHASES CHAPTER OF THE  
CODE OF THE FOREST PRESERVE DISTRICT OF COOK COUNTY**

**BE IT ORDAINED**, by the Forest Preserve District of Cook County Board of Commissioners that Title 1, Chapter 8, Section 2, Subsection S(6) of the Code of the Forest Preserve District of Cook County hereby is amended as follows:

1-8-2: - CONTRACTS AND PURCHASES.

...

S. Responsible bidder for bids for construction, maintenance, and repair of public works shall mean a bidder who meets all of the job specifications, the following applicable criteria, and submits evidence of such compliance:

1. All applicable laws prerequisite to doing business in the State of Illinois.
2. Evidence of compliance with:
  - (a) Federal Employer Tax Identification Number or Social Security Number (for individuals);
  - (b) Provision of Section 2000 (E) of Chapter 21, Title 42 of the United States Code and Federal Executive Order No. 11246 as amended by Executive Order No. 11375 (known as the Equal Opportunity Employer Provisions).
3. Certificates of insurance indicating the following coverage; general liability, workers compensation, completed operation, automobile, hazardous occupation, product liability and professional liability insurance.
4. Compliance with all provisions of the Illinois Prevailing Wage Act, including wages, medical and hospitalization insurance, and retirement for those trades covered in the Act.
5. Active apprenticeship and training programs approved and registered with the United States Department of Labor Bureau of Apprenticeship and Training for each of the trades of work contemplated under the awarded contract for all bidders and subcontractors.
6. Certified payrolls as specified in 820 ILCS 130/5 for all contractors and subcontractors. For purposes of this Section 1-8-2 S., the terms "public works" and "construction" shall have the meanings set forth in the Illinois Prevailing Wage Act, 820 ILCS 130/2. Moreover, it is expressly understood that the term "public works" shall not include snow removal, landscaping, tree trimming, and tree removal unless such activities are done in conjunction with, or in preparation for, new construction or the repair, maintenance, assembly or disassembly of equipment owned or leased by the District.

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**COMMISSIONERS (continued)**

**PROPOSED ORDINANCE AMENDMENT**

**ITEM #11**

Submitting a Proposed Ordinance Amendment sponsored by

LARRY SUFFREDIN, Forest Preserve District of Cook County Board Commissioner

**PROPOSED ORDINANCE AMENDMENT**

**AN ORDINANCE AMENDING THE POLICE FORCE CHAPTER OF THE CODE OF THE FOREST PRESERVE DISTRICT OF COOK COUNTY**

**BE IT ORDAINED**, by the Forest Preserve District of Cook County Board of Commissioners that Title 3 Police Regulations, Chapter 1 Police Force, of the Code of the Forest Preserve District of Cook County hereby is amended as follows:

**CHAPTER 1 POLICE FORCE**

- 3-1-1: Police Force Established; Composition.
- 3-1-2: Command; Rules and Regulations.
- 3-1-3: Oath of Office.
- 3-1-4: Powers and Duties.
- 3-1-5: Return of Paraphernalia.
- 3-1-6: Participation in Illinois Police Training Act.
- 3-1-7: ~~Emergency Preserve Police Knowledge Skills and Abilities.~~
- 3-1-8: ~~Resisting, Impersonating Police~~ Emergency Preserve Police.
- 3-1-9: Resisting, Impersonating Police.

**3-1-1: POLICE FORCE ESTABLISHED; COMPOSITION.** There is hereby established a police force to be known as a Police Force. The Police Force of the District shall consist of-

~~A. The President and members of the Board of Commissioners of the Forest Preserve District, the officers and heads of various departments and divisions of the District, who shall be known as "Deputy" Police.~~

~~B. Police members who shall constitute the regular Police Force of the District.~~ law enforcement officers, as the term "law enforcement officer" is defined in the Illinois Police Training Act (50 ILCS 705/2).

**3-1-2: COMMAND; RULES AND REGULATIONS.** The President of the Board of Commissioners of the Forest Preserve District of Cook County shall have the authority to appoint a Chief of Police. The entire force for police duty, either emergency or general, shall be under the command of the Chief of Police and the General Superintendent who shall make such rules and regulations for the government and discipline of the police as he may consider necessary and as are not inconsistent with the provisions of the rules and regulations established by the District Board of Commissioners for the government and regulation of the officers and employees of the District and of such ordinances as may be from time to time passed by the Board of Commissioners.

## **COMMISSIONERS (continued)**

### **ITEM #11 cont'd**

**3-1-3: OATH OF OFFICE.** All members of the regular Police Force shall, before they enter on the duties of their respective offices, take and subscribe the following oath or affirmation before the Clerk of the County Court of Cook County:

"I do solemnly swear (or affirm, as the case may be) that I will support the Constitution of the United States, and the Constitution of the State of Illinois, and that I will faithfully discharge the duties of the office (insert here name of office, etc., etc.) according to the best of my ability."

The General Superintendent shall cause a permanent record to be kept of said oath of office. The appointment of any person to any office in the regular Police Force, with the exception of Emergency Police, shall not be deemed complete until the foregoing oath of office is subscribed to.

### **3-1-4: POWERS AND DUTIES.**

A. *General:* When on duty, the members of the regular Police Force shall devote their time and attention to the enforcement of the ordinances, rules and regulations of the Forest Preserve District and Cook County, and of the laws of the State of Illinois. It shall be their duty to develop good public relations, to direct and assist the public in the proper use and enjoyment of the forest preserves, to protect and conserve the Forest Preserve landscape and wildlife, to perform such other duties pertaining to the welfare of the public and the operation of the District as may be assigned to them by

their superiors in command, and to maintain to the best of their ability, peace, order and quiet within the territory under the jurisdiction of the District Board of Commissioners.

B. *Arrest Powers:* All members of the Police Force, as specified in Section 3-1-1 hereof, shall have power and are hereby severally authorized to arrest and it shall be the duty of the members of the regular Police Force to arrest, on view, with or without process, any person found in the act of violating, within the territory under the jurisdiction of the District Board of Commissioners, any ordinance of the Forest Preserve District, or law of the State of Illinois, or aiding or abetting in such violation, and shall take all such persons so arrested before the nearest court of competent jurisdiction in the District. In case no such court is in session, the persons so arrested may be detained in any police station within the District, or safe place provided for such purpose by the Commissioners of the Forest Preserve District, until such person so arrested can be brought before such court for trial without unnecessary delay.

Every person under arrest shall be treated kindly and humanely by the police officer making the arrest, and by those police who are in charge of such person.

**3-1-5: RETURN OF PARAPHERNALIA.** The book of rules and regulations, issued equipment, the credentials, and star or other insignia are the property of the Forest Preserve District, and each member of the regular Police Force, upon termination of employment by discharge or by resignation, will be required to deliver all of said property in their possession to his superior, from whom he shall receive a receipt therefore. The salary due the police officer so leaving the regular Police Force by discharge or resignation shall be withheld until such receipt from the superior is produced.

## **COMMISSIONERS (continued)**

### **ITEM #11 cont'd**

**3-1-6: PARTICIPATION IN ILLINOIS POLICE TRAINING ACT.** The Forest Preserve District hereby elects to participate in the programs provided for in the Illinois Police Training Act.

Before an individual may commence regular employment as a Forest Preserve police officer, he/she must have been certified by the Illinois Local Governmental Law Enforcement Officers' Training Board as having successfully completed an approved training course as provided in the Act. Such basic training must be completed by the trainee as soon as practical. In addition, all Forest Preserve police officers must successfully complete instruction provided by the Illinois Department of Natural Resources Conservation Police Academy, or other appropriate entities, as deemed necessary by the Chief of Police.

**3-1-7: KNOWLEDGE, SKILLS AND ABILITIES:** All forest preserve police officers shall:

- A. Be knowledgeable of fishing, trapping, hunting, boating and outdoor recreational equipment and how it is lawfully used by its participants.
- B. Be knowledgeable of native aquatic life, wildlife, forest and plant species and related natural environments.
- C. Be proficient in the operation and maintenance motor vehicles, bicycles, motor cycles, two-way radios, mobile data computers, watercraft, outboard motors, firearms, snowmobiles, all-terrain vehicles, radar speed meters, sonar depth finders and all other equipment necessary to perform the assigned duties of a Forest Preserve Police Officer.
- D. Understand the utilization and operation of traps, bow and arrow devices, fishing devices, and all other recreational and commercial equipment relating to activities under the jurisdiction of the Forest Preserve.
- E. Be proficient in identification of native aquatic life, wildlife, forest and plant species, and the natural environment of the Forest Preserve.
- F. Have the ability to work under adverse environmental conditions.
- G. Be knowledgeable in officer survival skills.

**3-1-78: EMERGENCY PRESERVE POLICE.** In case of emergency, the General Superintendent is hereby authorized and empowered to appoint Emergency Police and such Emergency Police shall have the same powers and authority as the regular members of the Police Force; provided, that such appointments shall in no case continue for more than forty-eight (48) hours.

## **COMMISSIONERS (continued)**

### **ITEM #11 cont'd**

#### **3-1-89: RESISTING, IMPERSONATING POLICE.**

A. *Resisting, Interfering with Police:* No person shall resist any member of the Police Force in the discharge of their duty, or fail or refuse to obey any lawful command of any police officer, or in any way interfere with or hinder or prevent the officer from discharging their duty, or offer or endeavor to do so, or in any manner assist any person in custody of any member of the Police Force to escape, or attempt to escape from such custody, or rescue any person in custody.

B. *Impersonating Police:* No person shall falsely represent or impersonate any member of the Police Force, or pretend to be a member of the Police Force, or with intent to deceive, use any of the signs, signals or devices adopted or used by the police.

C. *Penalty:* Any person violating any provision of this Section shall be fined as provided for in Section 1-4-1 of this Code.

**Effective date:** This amendatory ordinance shall take effect immediately upon adoption.

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### **PROPOSED ORDINANCE AMENDMENT**

#### **ITEM #12**

Submitting a Proposed Ordinance Amendment sponsored by

LARRY SUFFREDIN, Forest Preserve District of Cook County Board Commissioner

### **PROPOSED ORDINANCE AMENDMENT**

#### **AN ORDINANCE AMENDING THE PARKING REGULATIONS CHAPTER OF THE CODE OF THE FOREST PRESERVE DISTRICT OF COOK COUNTY**

**BE IT ORDAINED**, by the Forest Preserve District of Cook County Board of Commissioners that Title 4 Motor Vehicles and Traffic, Chapter 2 Parking Regulations, of the Code of the Forest Preserve District of Cook County hereby is amended as follows:

#### **CHAPTER 2 PARKING REGULATIONS**

4-2-1: ~~No Parking Places~~ General Procedure.

4-2-2: ~~General Parking Restrictions~~ Stopping, Standing and Parking, Prohibited in Various Locations.

4-2-3: ~~Lights on Parked Vehicles.~~ Violation of Posted Signs; Penalty.

4-2-4: ~~Loading Zones.~~ Unobstructed Width Opposite a Standing Vehicle.

4-2-5: ~~Penalty.~~ General Parking Restrictions

## COMMISSIONERS (continued)

### ITEM #12 cont'd

~~4-2-6: Additional Parking Restriction Reserved.~~

~~4-2-7: Loading Zones~~

~~4-2-8: Unauthorized Use of Parking Places Reserved for Persons with Disabilities.~~

~~4-2-9: Parking of Trucks Restricted.~~

~~4-2-10: Unattended Motor Vehicles.~~

~~4-2-11: Parking Meters and Other Devices~~

~~4-2-12: Removal of Parking Permit or Notice of Violation.~~

~~4-2-13: Additional Parking Restriction~~

~~4-2-14. Administrative Adjudication of Standing, Parking, and Compliance Violations.~~

~~4-2-15. Incorporation by Reference of Certain Sections of the Cook County Code.~~

~~**4-2-1: NO PARKING PLACES GENERAL PARKING.** It shall be unlawful for the operator of a vehicle to stop, stand or park such vehicle upon any roadway or in any parking area in such manner as to form an unreasonable obstruction to the traffic thereon, or in violation of any restriction or regulation prohibiting parking in any designated area within the forest preserve or territory under the jurisdiction of the Commissioners of the Forest Preserve District where, pursuant to regulations issued by the General Superintendent, a sign of such restriction or regulation has been placed. Unless otherwise directed by a Forest Preserve Officer, every vehicle in the Forest Preserve:~~

~~A. stopped or parked shall be positioned within the pavement markings designated by the General Superintendent; or~~

~~B. stopped or parked upon a two-way roadway shall be so stopped or parked with the right-hand wheels parallel to and within 12 inches of the right-hand curb or as close as practicable to the right edge of the right-hand shoulder; or~~

~~C. stopped or parked upon a one-way roadway shall be so stopped or parked parallel to the curb or edge of the roadway, in the direction of authorized traffic movement, with its right-hand wheels within 12 inches of the right-hand curb or as close as practicable to the right edge of the right-hand shoulder, or with its left-hand wheels within 12 inches of the left-hand curb or as close as practicable to the left side of the left-hand shoulder.~~

~~D. Any person found in violation of any provision this Section will be fined \$35.00. A separate and distinct offense shall be regarded as committed each four hour period in which the owner of the vehicle continues or permits any such violation to continue, or fails to make a reasonable effort to comply.~~

~~**4-2-2: GENERAL PARKING RESTRICTIONS STOPPING, STANDING AND PARKING, PROHIBITED IN VARIOUS LOCATIONS.**~~

~~A. *All Night Parking:* It shall be unlawful for the operator of any vehicle to park said vehicle on any Forest Preserve District driveway, parkway or parking area after sunset and before sunrise of any day.~~

~~B. *Parking Vehicles for Sale or for Selling Merchandise from:* It shall be unlawful for the operator of any vehicle to park the same upon any roadway or parking area for the purpose of displaying it for sale or to park any vehicle from which merchandise is being sold upon any roadway or parking area, except where authorized by the General Superintendent or Board of Commissioners.~~

## COMMISSIONERS (continued)

### ITEM #12 cont'd

~~C. *Repairing Vehicles:* No person shall repair or grease any motor vehicle, or change any parts or oil thereof, within the Forest Preserve District, except such repairs as are necessary to remove such vehicle from the District. The provisions of this subsection shall not apply to employees of the District while in the discharge of their respective duties as such employees.~~

Except when necessary to avoid conflict with other traffic, or in compliance with the law or the directions of a police officer or official traffic-control device, no unauthorized person shall:

1. Stop, stand or park a vehicle:
  - a. On the roadway side of any vehicle stopped or parked at the edge or curb of a street;
  - b. On a sidewalk;
  - c. Within an intersection;
  - d. On a crosswalk;
  - e. Between a safety zone and the adjacent curb or within 30 feet of points on the curb immediately opposite the ends of a safety zone, unless a different length is indicated by signs or markings;
  - f. Alongside or opposite any street excavation or obstruction when stopping, standing or parking would obstruct traffic;
  - g. Upon any bridge or other elevated structure upon a road or within a tunnel;
  - h. On any railroad tracks or within a distance of ten feet from the outer rails thereof;
  - i. On a controlled-access road;
  - j. In the area between roadways of a divided road, including crossovers.
  - k. on grassland and flora
2. Stand or park a vehicle, whether occupied or not, except momentarily to pick up or discharge passengers:
  - a. In front of a public or private driveway;
  - b. Within 15 feet of a fire hydrant;
  - c. Within 20 feet of a crosswalk at an intersection;

## **COMMISSIONERS (continued)**

### **ITEM #12 cont'd**

- d. Within 30 feet upon the approach to any flashing signal, yield sign, or traffic control signal located at the side of a roadway;
  - e. In a fire lane or within eight feet of the entrance to a fire lane.
  - f. at entrance to or exit from a forest preserve;
3. Park a vehicle, whether occupied or not, within 50 feet of the nearest rail of a railroad crossing, except, temporarily while actually engaged in loading or unloading property or passengers:
4. Any person who shall violate or fail to comply with any provision of the above section shall be fined \$35.00 for each offense. A separate and distinct offense shall be regarded as committed each four hour period in which the owner of the vehicle continues or permits any such violation to continue, or fails to make a reasonable effort to comply.

### **4-2-3: LIGHTS ON PARKED VEHICLES VIOLATION OF POSTED SIGNS; PENALTY.**

~~Whenever a vehicle is parked or stopped on a street, roadway or parking area within any forest preserve during the time between one hour after sunset to sunrise, when not prohibited by subsection 4-2-2A hereof, or at any other time when there is not sufficient light to render clearly discernible any vehicle on the street, roadway or parking area from a distance of two hundred (200) feet, there shall be displayed upon such vehicle two (2) or more lamps, one of which shall be on the roadway side and project a white light or lights of yellow or amber tint visible from a distance of two hundred (200) feet to the front of such vehicle and one of which lamps shall project a red light visible from a distance of two hundred (200) feet to the rear.~~

A. The General Superintendent may place signs prohibiting or restricting the stopping, standing or parking of vehicles on any road or property under the jurisdiction of the Forest Preserve District where in his or her opinion such stopping, standing or parking is dangerous to those using the road or where the stopping, standing or parking of vehicles would unduly interfere with the free movement of traffic thereon or where the stopping, standing or parking of vehicles would otherwise endanger the flora and fauna. Any such regulations adopted by the General Superintendent regarding the stopping, standing or parking of vehicles upon any specific street, streets or roads become effective at the time of the erection of appropriate signs indicating such regulations.

B. Any person that stops, stands or parks a vehicle contrary to what is indicated on a sign erected in accordance with subsection (A) shall be punished by a fine of \$35.00 for each offense. A separate and distinct offense shall be regarded as committed each day, during which the owner of the vehicle continues or permits any such violation to continue, or fails to make a reasonable effort to comply.

### **4-2-4: LOADING ZONES UNOBSTRUCTED WIDTH OPPOSITE A STANDING VEHICLE.**

~~A. *Loading Zones Designated:* The General Superintendent shall have authority to determine the location of loading zones for motor vehicles and shall determine the hours when the provisions of subsection (b) of this Section shall be applicable, all subject to the approval of the District Board of Commissioners.~~

## COMMISSIONERS (continued)

### ITEM #12 cont'd

~~B. *Use Restrictions:* It shall be unlawful for the operator of a vehicle to stop, stand or park said vehicle in any place marked as a passenger or loading zone, other than for the expeditious loading or unloading of passengers, or for the unloading and delivery or pick up and loading of materials, and in no case shall the stop for loading and unloading of materials exceed thirty (30) minutes.~~

No unauthorized person shall stop, park or leave standing any vehicle, whether attended or unattended, upon the roadway when it is practical to stop, park or so leave such vehicle off the roadway, but in every event an unobstructed width of the road opposite a standing vehicle shall be left for the free passage of other vehicles and a clear view of such stopped vehicle shall be available from a distance of 200 feet in each direction upon such road.

~~**4-2-5: PENALTY GENERAL PARKING RESTRICTIONS.** Any person violating any of the provisions of this chapter shall be fined as provided in Section 1 4 1 of this Code; provided, however, that the minimum penalty for a parking violation under the foregoing provisions of this Code shall be twenty-five dollars (\$25.00) if paid within ten (10) days, and shall be fifty dollars (\$50.00) if paid after ten days but before a Uniform Traffic Complaint or Notice to Appear is issued for that violation.~~

A. *All Night Parking:* It shall be unlawful for the operator of any vehicle to park said vehicle on any Forest Preserve District driveway, parkway or parking area after sunset and before sunrise of any day.

B. *Parking Vehicles for Sale or for Selling Merchandise from:* It shall be unlawful for the operator of any vehicle to park the same upon any roadway or parking area for the purpose of displaying it for sale or to park any vehicle from which merchandise is being sold upon any roadway or parking area, except where authorized by the General Superintendent or Board of Commissioners.

C. *Repairing Vehicles:* No unauthorized person shall change any parts, repair, wash, grease, wax, polish or clean a vehicle on any public way or area under jurisdiction of the District, except such repairing, cleaning or polishing as is necessary to insure good vision, or such emergency repairs as are necessary to remove such vehicle from the public way. Such emergency repairs shall be made only as close as possible to the right-hand edge of the roadway or parking lot owned or controlled by the District, with the vehicle facing in the direction of the traffic flow. The provisions of this subsection shall not apply to employees of the District while in the discharge of their respective duties as such employees.

D. Any person who violates subsection (A), (B) or (C) shall be fined \$35.00 for each offense. A separate and distinct offense shall be regarded as committed each four hour period in which the owner of the vehicle continues or permits any such violation to continue, or fails to make a reasonable effort to comply.

~~**4-2-6 ADDITIONAL PARKING RESTRICTION RESERVED.** Parking is not permitted from opening to 10:00 a.m. on weekdays in first 50 parking spaces on either side of the entrance road at Lincoln Avenue into St. Paul Woods.~~

## **COMMISSIONERS (continued)**

### **ITEM #12 cont'd**

~~The General Superintendent will post a sign or signs indicating the parking prohibition in such designated area and will direct the Forest Preserve District Chief of Police to enforce such regulation.~~

#### **4-2-7: LOADING ZONES.**

A. *Loading Zones Designated:* The General Superintendent shall have authority to determine the location of loading zones for motor vehicles and shall determine the hours when the provisions of subsection (B) of this Section shall be applicable.

B. *Use Restrictions:* It shall be unlawful for the operator of a vehicle to stop, stand or park said vehicle in any place marked as a passenger or loading zone, other than for the expeditious loading or unloading of passengers, or for the unloading and delivery or pick up and loading of materials, and in no case shall the stop for loading and unloading of materials exceed thirty (30) minutes. Any person in violation of this subsection shall be fined \$35.00. A separate and distinct offense shall be regarded as committed each four hour period in which the owner of the vehicle continues or permits any such violation to continue, or fails to make a reasonable effort to comply.

#### **4-2-8: UNAUTHORIZED USE OF PARKING PLACES RESERVED FOR PERSONS WITH DISABILITES.**

A. It shall be prohibited to park any motor vehicle which is not bearing registration plates or decals issued to a person with disabilities, as defined in 625 ILCS 5/1-159.1 (person with disabilities defined) pursuant to 625 ILCS 5/3-616 (person with disabilities license plates) or 625 ILCS 5/11-1301.2 (special decals for a person with disabilities parking), or to a disabled veteran pursuant to 625 ILCS 5/3-609 (disabled veterans' plates), as evidence that the vehicle is operated by or for a person with disabilities or disabled veteran, in any parking place in the Forest Preserve District specifically reserved for persons with disabilities by the posting of an official sign.

B. Any person found guilty of violating the provisions of this section shall be fined \$250.00, in addition to any costs or charges connected with the removal or storage of any motor vehicle authorized under Title 3 Chapter 4. A separate and distinct offense shall be regarded as committed each four hour period in which the owner of the vehicle continues or permits any such violation to continue, or fails to make a reasonable effort to comply.

**4-2-9: PARKING OF TRUCKS RESTRICTED.** No unauthorized person shall stand or park any tractor, semi-trailer, recreational vehicle more than 22 feet in length, self-contained motor home, or bus in the Forest Preserve for a longer period than is necessary for the reasonably or expeditious loading or unloading of such vehicle. Any person found in violation of this Section will be fined \$100.00. A separate and distinct offense shall be regarded as committed each four hour period in which the owner of the vehicle continues or permits any such violation to continue, or fails to make a reasonable effort to comply.

B. Notwithstanding the previous subsection, no single vehicle with a Gross Vehicle Weight Rating (GVWR) of 16,001 or more pounds or any combination of vehicles with a Gross Combination Weight Rating (GCWR) of 16,001 or more pounds shall be permitted to stand or park in the Forest Preserve for any interval of time. Any owner or operator of a vehicle in violation of this Section will be

## **COMMISSIONERS (continued)**

### **ITEM #12 cont'd**

fined \$100.00. A separate and distinct offense shall be regarded as committed each four hour period in which the owner of the vehicle continues or permits any such violation to continue, or fails to make a reasonable effort to comply.

#### **4-2-10: UNATTENDED MOTOR VEHICLES.**

A. No unauthorized person driving or in charge of a motor vehicle shall permit it to stand unattended without first stopping the engine, locking the ignition, removing the key from the ignition, effectively setting the brake thereon and, when standing upon any perceptible grade, turning the front wheels to the curb or side of the road.

B. Nothing in this section prohibits the use of a remote ignition start device which is capable of starting a vehicle's ignition without the vehicle's ignition key, if (a) the vehicle is equipped with an anti-theft feature which prevents the vehicle from being driven without the ignition key being properly inserted; and (b) the owner of the vehicle displays on the vehicle a decal or sticker indicating the presence of such a remote ignition start device.

C. Any person who violates subsection (A) shall be fined \$35.00 for each offense. A separate and distinct offense shall be regarded as committed each four hour period in which the owner of the vehicle continues or permits any such violation to continue, or fails to make a reasonable effort to comply.

#### **4-2-11: PARKING METORS OR OTHER DEVICES.**

- A. It shall be unlawful for an unauthorized person to park any vehicle in a designated parking meter zone or space:
1. Without making payment of the amount indicated on the meter or other device, or payment otherwise required; or
  2. When payment is made in a manner contrary to the instructions indicated on the meter or other device;
  3. To park any vehicle in such zone or space for a period longer than is designated on the meter or other device for the value of the coin or coins deposited in the meter.

These provisions shall not apply during such hours of the day as designated from time to time by order of the General Superintendent. Any person who violates any part subsection (A) shall be fined \$35.00 for each offense. A separate and distinct offense shall be regarded as committed each four hour period in which the owner of the vehicle continues or permits any such violation to continue, or fails to make a reasonable effort to comply.

#### **4-2-12: REMOVAL OF PARKING PERMIT OR NOTICE OF VIOLATION.**

A. It shall be unlawful for any person, other than the driver of the vehicle, to remove from a vehicle a notice of violation affixed pursuant to the traffic code.

B. Every person convicted of a violation of any provision of this section shall be fined not less than \$200.00

## **COMMISSIONERS (continued)**

### **ITEM #12 cont'd**

**4-2-13: ADDITIONAL PARKING RESTRICTION.** Parking is not permitted from opening to 10:00 a.m. on weekdays in first 50 parking spaces on either side of the entrance road at Lincoln Avenue into St. Paul Woods.

The General Superintendent will post a sign or signs indicating the parking prohibition in such designated area and will direct the Forest Preserve District Chief of Police to enforce such regulation.

### **Sec. 4-2-14. ADMINISTRATIVE ADJUDICATION OF STANDING, PARKING, AND COMPLIANCE VIOLATIONS.**

A. The purposes of this section and Section 4-2-15 are to provide for the administrative adjudication of violations of Forest Preserve District and Cook County ordinances regulating vehicular standing and parking within the Forest Preserve, where the charges of the violations are brought by members of the Forest Preserve Police Force, and

B. The adjudication process shall not apply where the owner of the vehicle makes a timely payment of the fine assessed for the violation.

C. Notwithstanding any other provisions of the Code, any person who is accused of a violation of a parking ordinance set out in this Chapter may settle and compromise such parking ticket, without being required to appear at a hearing, by paying to the District the fine in the amount set by the ordinance within the periods of time set out in this Chapter Where a fine is timely paid, prior to an adjudication of liability, payment shall be made directly to the Forest Preserve District. Where payment is made after an adjudication of liability, payment shall be made to the Cook County Department of Revenue.

D. The adjudication process shall apply where: (i) the owner of the vehicle makes a timely request for an administrative hearing, or (ii) makes a timely appeal by mail. The adjudication process shall also apply where the owner failed, in a timely manner, to take at least one of the following actions: pay the appropriate fine, request an administrative hearing, or appeal by mail.

E. Pursuant to Section 2-908 (b) of the Cook County Code, Forest Preserve ordinances regulating standing and parking within the Forest Preserve have been incorporated into the County Code and shall be prosecuted as violations of the County Code, in the circumstances described in subsection(C) above. Pursuant to Section 2-908 (b) of the Cook County Code, a fine or sanction paid to or collected by the Department of Revenue related to the adjudication of a violation of an Forest Preserve ordinance, incorporated into the Cook County Code ordinance, shall be deposited into a dedicated account. On or before the fifteenth day of each month, the funds deposited in said dedicated account during the previous month shall be paid to the Forest Preserve District, less any adjudication, collection and audit costs incurred by the County. Any costs related to adjudication and the collection and auditing of the collected fines shall be retained by the County. Costs assessed against the respondent by the Department of Administrative Hearings shall also be retained by the County.

### **Sec. 4-2-15. INCORPORATION BY REFERENCE OF CERTAIN SANCTIONS OF THE COOK COUNTY CODE.**

The procedures set out in Section 82-171 and Sections 82-175 through 82-188 inclusive of the Cook County Code are hereby incorporated by reference, except, the term "police officer" shall include a police officer who is a member of the District Force.

**COMMISSIONERS (continued)**

**ITEM #12 cont'd**

**Effective date:** This amendatory ordinance shall take effect immediately upon adoption.

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**PROPOSED ORDINANCE AMENDMENT**

**ITEM #13**

Submitting a Proposed Ordinance Amendment sponsored by

LARRY SUFFREDIN, Forest Preserve District of Cook County Board Commissioner

**PROPOSED ORDINANCE AMENDMENT**

**AN ORDINANCE AMENDING THE RECREATION IN FOREST PRESERVES CHAPTER OF  
THE CODE OF THE FOREST PRESERVE DISTRICT OF COOK COUNTY**

**BE IT ORDAINED**, by the Forest Preserve District of Cook County Board of Commissioners that Title 2, Chapter 4 of the Code of the Forest Preserve District of Cook County hereby is amended as follows:

**CHAPTER 4 RECREATION IN FOREST PRESERVES**

2-4-1: Hours of Operation.

2-4-2: Picnics.

2-4-3: Sports and Games.

2-4-4: Swimming.

2-4-5: Boating.

2-4-6: Golfing.

2-4-7: Model Airplane Flying Fields.

2-4-8: Penalty.

2-4-1: HOURS OF OPERATION. No person shall be or remain in any part of the District after sunset and before sunrise of any day; except, that persons and vehicles may pass through the District without stopping, on the most direct walk or roadway leading from point of entrance nearest to their point of destination. The provisions of this Section shall not apply to officers or employees of the District while in the discharge of their respective duties as such officers or employees, nor to persons having a permit in writing to be or remain in any part of the District after sunset and before sunrise. Any person violating any of the provisions of this Section shall be fined \$75 for each offense.

The General Superintendent shall have the right, from time to time, to vary the times of opening or closing of the District or any part thereof.

2-4-2: PICNICS. No person shall use any portion of the Forest Preserve District property nor any of the

## **COMMISSIONERS (continued)**

### **ITEM #13 cont'd**

buildings within said District for the purposes of meeting or holding picnics to the exclusion of any other person or persons from such portion of the property or buildings of the District without having first obtained a permit in writing from the District, with proper authorization of the General Superintendent or his designee. Any person violating any of the provisions of this Section shall be fined \$75 for each offense.

#### *A. Permits, Non-profit organization reduced rate.*

1. For any Special Use Permit for a special event or special activity field permit for a special event or special activity with participation in excess of 25 persons, or requested in conjunction with an event under Category W, Category X, Category Y, Category Z of the Fee Schedule, the total of all applicable fees as calculated by the Recreation Department of the Forest Preserve District shall be reduced by 50 percent, when the applicant is a school or bona fide nonprofit organization, residing in the County of Cook.
2. A bona fide nonprofit organization is one which is engaged in charitable, educational, civic, youth and faith-based activities. For purposes of qualifying for the Nonprofit Organization Reduced Rate, an applicant must submit proof of the following:
  - a. Exemption under Section 501(c)(3) of the Internal Revenue Code;
  - b. Current registration with the Illinois Attorney General as a charitable organization;
  - c. The location of the official headquarters or administrative office of the organization submitting the request for said permit is located in the County of Cook and is the same as that which is on file with the Illinois Attorney General, or was submitted for exemption under Section 501 (c)(3) of the Internal Revenue Code, except in the case of local chapters of national organizations, wherein the local chapter maintains a Cook County office and submits proof of affiliation with the national organization.
3. If the applicant is a school located within Cook County, no additional documentation or proof of nonprofit status shall be required other than a letter signed by an official of the school stating that the activity/event is officially sanctioned under and supervised by employee(s) of the school.
4. Notwithstanding any other published deadlines, all applications for Reduced Rate Special Use or Special Activity Field Permits must be received by the Recreation Department no less than 45 days prior to the date of the Special Event or Activity.
5. Vending of food or merchandise is not allowed under Reduced Rate Special Use or Special Activity Field Permits, except for charitable organization with net assets of \$10,000 or less who apply for the vending fee permit waiver. Qualification for the vending fee permit waiver requires registration with the Illinois Attorney General's office as a charitable organization, and submission of a balance statement for the previous year to verify its assets as the time of application for a permit. All other permits for events that include vending and/or sale of food or merchandise shall be charged at the full rate.

2-4-3: SPORTS AND GAMES. No person shall engage in any sport, game, amusement or exercise within the property of the Forest Preserve District except at such places as may be provided and designated for such purposes by the General Superintendent or his designee and in accordance with the

## **COMMISSIONERS (continued)**

### **ITEM #13 cont'd**

rules and regulations prescribed by said General Superintendent or his designee. Any person violating any of the provisions of this Subsection shall be fined \$75 for each offense

2-4-4: SWIMMING. No person shall swim or bathe in any of the swimming pools, watercourses, lakes, ponds or sloughs within the property of the Forest Preserve District except at such places as may be designated for such purposes by the Board of Commissioners and in accordance with the rules and regulations prescribed by said General Superintendent. Any person violating any of the provisions of this Section shall be fined not less than \$75 or more than five hundred dollars (\$500.00) for each offense

#### 2-4-5: BOATING.

A. *General Restrictions:* No person shall bring into, use or navigate any boat, yacht, canoe, plastic, canvass or rubber raft, inner-tube, sail-surf board or other watercraft upon any watercourse, lagoon, lake, pond or slough under the exclusive control of the Forest Preserve District, except at such place or places as may be provided or designated for such purpose by administrative order of the General Superintendent and in accordance with rules and regulations.

B. *Motorboats Restricted:* No person shall, at any time, bring any gasoline or other fuel-powered boat or outboard motor into or upon any of the waters under the exclusive control of the Forest Preserve District. Electric or battery-powered trolling motors shall not be used in or upon said waters except at such place or places as may be provided or designated for such purpose by administrative order of the General Superintendent of the Forest Preserve District and in accordance with the rules and regulations published and prescribed within the Forest Preserve District "Fishing Guide." Any person violating any of the provisions of this Subsection shall be fined not less than \$75 or more than five hundred dollars (\$500.00) for each offense

#### 2-4-6: GOLFING.

##### A. *Golf Course Identifications Cards:*

1. *Senior Citizen and Junior Cards:* Senior citizen and junior identification cards shall be issued only to residents of the County of Cook and only to senior citizens who have reached the age of sixty- two (62) and the juniors between the ages of nine (9) and seventeen (17) as of the year of issuance. Said cards will entitle senior citizens and juniors to pay reduced rates for green fees and cart rental.

2. *Proof of Age and Residence:* Two (2) separate documents shall be required for proof of age and for the establishment of residence.

3. Golf course identification cards shall be available for both residents and non-residents of the County of Cook and may be purchased at any of the Forest Preserve District golf courses.

*Fee:* Annual fees for the standard golf course identification cards for residents and non-residents shall be as reflected in the Fee Schedule, 7-1-1. Said cards will be valid for one (1) year from the date of issuance unless otherwise indicated.

4. *Rules for Enforcement:* The General Superintendent shall establish such rules as to enforce the established criteria.

## **COMMISSIONERS (continued)**

### **ITEM #13 cont'd**

B. *Golf Tournaments:* Golf Tournaments at Forest Preserve District golf courses shall be allowed at any of the ten golf courses, as practical and shall be subject to rules and regulations prescribed by the General Superintendent.

C. *Reduced Rental Rates:*

1. Disabled persons shall be charged a golf cart rental rate of one-half of the rate which would otherwise be applicable under the fee schedule from time to time in effect for golf cart rental, it being the intent of this Section to grant a fifty (50) percent discount on golf cart rental rates to disabled persons.

2. For the purposes of this Section, a "disabled person" is one who is subject to any one or more of the disability classifications set forth in 15 ILCS 335/4b and who has been issued a valid and current Illinois Disabled Person Identification Card by the Illinois Secretary of State.

(1989 Code; Ord. of 5-17-94)

2-4-7: MODEL AIRPLANE FLYING FIELDS. No person shall, at any time, fly any form of model aircraft on District property except in such areas as may be provided and designated for such purposes by administrative order of the General Superintendent and in accordance with rules and regulations established by the General Superintendent. Any person violating any of the provisions of this Section shall be fined \$ 75 for each offense.

~~2-4-8: PENALTY. Any person violating any of the provisions of this Chapter shall be fined as provided for in Section 1-4-1 of this Code.~~

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## **PROPOSED ORDINANCE AMENDMENT**

### **ITEM #14**

Submitting a Proposed Ordinance Amendment sponsored by

LARRY SUFFREDIN, Forest Preserve District of Cook County Board Commissioner

## **PROPOSED ORDINANCE AMENDMENT**

### **AN ORDINANCE AMENDING THE MISCELLANEOUS MISDEMEANORS CHAPTER OF THE CODE OF THE FOREST PRESERVE DISTRICT OF COOK COUNTY**

**BE IT ORDAINED**, by the Forest Preserve District of Cook County Board of Commissioners that Title 3 Police Regulations, Chapter 3 Miscellaneous Misdemeanors, of the Code of the Forest Preserve District of Cook County hereby is amended as follows:

## **CHAPTER 3 MISCELLANEOUS ~~MISDEMEANORS~~ MISCONDUCT**

## COMMISSIONERS (continued)

### ITEM #14 cont'd

- 3-3-1: Disorderly Conduct.
- 3-3-2: Alcoholic Beverages.
- 3-3-3: Horse Racing and Gambling.
- 3-3-4: Gambling Devices.
- 3-3-5: Obscenity, Indecency.
- 3-3-6: Weapons.
- 3-3-7: Fireworks.
- 3-3-8: Advertisements.
- 3-3-9: ~~Fortunetelling~~ Hindering District Employees.
- 3-3-10: ~~Public Exhibitions~~ Entering Unfinished Areas.
- 3-3-11: ~~Hindering District Employees.~~ Entering Buildings or Areas Closed to Public or Scheduled for Specific Group
- 3-3-12: ~~Penalty~~ Use of Restrooms and Comfort Stations
- 3-3-13: ~~Limitation on Remedial Action~~ Entering or Remaining in Any Body of Water
- 3-3-14: ~~Smoking Policy For Forest Preserve District Facilities~~ Injury or Destruction to Forest Preserve Property
- 3-3-15: ~~Smoking Policy for Brookfield Zoo~~ Fires
- 3-3-16: ~~Smoking Policy For Chicago Botanic Garden~~ Games and Sports
- 3-3-17: Animals in the Forest Preserve
- 3-3-18: Loitering so as to Obstruct Public Ways and Place
- 3-3-19: Polluting and Littering
- 3-3-20: Limitation on Remedial Action.
- 3-3-21: Smoking Policy For Forest Preserve District Facilities.
- 3-3-22: Smoking Policy for Brookfield Zoo.
- 3-3-23: Smoking Policy For Chicago Botanic Garden.

### **3-3-1: DISORDERLY CONDUCT.**

#### A. The following shall constitute disorderly conduct:

~~A. 1.~~ All persons who make, aid, countenance or assist in making any improper noise, riot, disturbance, breach of the peace or diversion tending to a breach of the peace within the limits of any forest preserve;

~~B.~~ All persons who shall collect in bodies or crowds for unlawful purposes or for any purpose to the annoyance or disturbance of other persons;

~~C.~~ All persons who are idle or dissolute or go about begging;

~~D.~~ All persons who use or exercise any juggling or any other unlawful games or plays;

~~E. 2.~~ All persons lodging in or found at any time in outhouses, sheds, barns, stables or underneath sidewalks or bridges or lodging in the open air and not giving a good account of themselves in areas that the General Superintendent has designated as prohibited from public access;

## COMMISSIONERS (continued)

### ITEM #14 cont'd

~~F3.~~ All persons who shall willfully assault another while in any forest preserve or be engaged in or abet or aid in any fight, quarrel or other disturbance in any forest preserve;

~~G4.~~ All persons who stand, loiter or stroll about within any forest preserve waiting or seeking to obtain money or other valuable things from others by trick or fraud or to aid or assist therein;

~~H5.~~ All persons that shall engage in any fraudulent scheme, device or trick to obtain money or other valuable things in any said forest preserve or who shall aid or abet or in any manner be concerned therein;

~~I6.~~ All touts, ropers, steerers or cappers so called for any gambling room or house who shall ply or attempt to ply their calling within any forest preserve;

~~J7.~~ All persons who shall have or carry any ~~pistol~~ firearm, dirk, brass knuckles, slingshot or other dangerous weapon concealed on or about their person; and

~~K8.~~ ~~All persons who are known to be thieves, burglars, pickpockets, robbers or confidence men, either by their own confession or otherwise or by having been convicted of larceny, burglary, or other crimes, against the laws of the State of Illinois, who are found lounging in or prowling or loitering around any house, barn, building or other structure within any forest preserve, and who are unable to give a reasonable excuse for being so found~~ All persons who shall have or carry a knife, commonly referred to as a switchblade knife, which has a blade that opens automatically by hand pressure applied to a button, spring or other device in the handle of the knife, or a ballistic knife, which is a device that propels a knifelike blade as a projectile by means of a coil spring, elastic material or compressed gas;

~~L9.~~ All persons who are bare-chested while on Forest Preserve District golf courses or golf driving ranges, and all persons who indecently expose themselves while on Forest Preserve property;

~~M-10.~~ All persons ~~whose mental or physical faculties are impaired so as to diminish their ability to think or act with ordinary care for their own safety or the safety of others, or who engages in~~

behavior that intimidates others or interferes with or unreasonably disrupts others in the normal use of the Forest Preserves, that occurs as a result of intoxication, drunkenness or the influence of alcoholic beverage(s), drug(s), controlled substance(s) or intoxicating compounds(s); shall be deemed guilty of disorderly conduct and upon conviction thereof shall be deemed guilty of disorderly conduct ~~and upon conviction thereof shall be fined as provided for in Section 1-4-1 of this Code.~~

B. Penalty: Any person violating any of the provisions of this Section shall be fined not less than \$75 or more than five hundred dollars (\$500.00) for each offense.

### **3-3-2: ALCOHOLIC BEVERAGES.**

A. *Words and Terms Defined:* The term "alcoholic beverage(s)" in this provision is used to include products of or containing alcohol, alcoholic liquor or intoxicating liquor. Except for products one-half ( 1/2) of one (1) percent, or less, of alcohol by volume.

## COMMISSIONERS (continued)

### ITEM #14 cont'd

*Alcohol* means the products of distillation of any fermented liquid, but does not include denatured alcohol or wood alcohol.

*Alcoholic liquor* includes products of or containing alcohol, spirits, wine and beer for human consumption as a beverage.

*Beer* means a beverage obtained by the alcoholic fermentation of an infusion of barley or other grain, malt and hops in water and includes, among other things, beer, ale, and stout.

*Spirits* mean beverages which contain alcohol obtained by distillation and includes brandy, rum, whiskey, gin or other spirituous liquors.

*Wine* means any alcoholic beverage obtained by the fermentation of the natural contents of fruits and vegetables, except wine intended for use and used by any church or religious organization for sacramental purposes.

B. *Sale of Alcoholic Beverages:* The sale of alcoholic beverages is allowed on District land only under the following circumstances:

1. Alcoholic beverages may be sold in connection with the operation of the facilities of the Chicago Zoological Society or the Chicago Horticultural Society on land owned by the District.
2. Alcoholic beverages may be sold on any land used for a golf course ~~or for recreational purposes~~, owned by the District, pursuant to the terms and conditions of a Special Use Permit, duly approved by the Board.

~~C. *Special Use Permit:*~~

- ~~1. The District shall issue Special Use Permits authorizing the sale of alcoholic beverages as authorized by the Board, subject to terms and conditions by said Board and subject to any additional terms and conditions deemed necessary by the District's General Superintendent.~~
- ~~2. The Special Use Permit shall specify the place(s) and location(s) where alcoholic beverages may be sold and consumed.~~
- ~~3. Special Use Permits for the sale of alcoholic beverages shall be prominently displayed by the Permit Holder near the site of sale.~~
- ~~4. All persons or entities selling alcoholic beverages on District property shall comply with applicable federal, state, and local laws, ordinances, rules and regulations, including obtaining the following:~~
  - ~~a. Special Use Permit duly issued by the District authorizing the sale of alcoholic beverages. A separate Permit shall be required for each location in which a separate local license is required.~~

**COMMISSIONERS (continued)**

**ITEM #14 cont'd**

- ~~b. A Retailer's or Special Event License issued by the Illinois Liquor Control Commission authorizing the retail sale of alcoholic beverages at a specific location on land owned by the District.~~
- ~~c. A Retail or Special Event Liquor License issued by a city, village or incorporated town, where the site of the sale of said alcoholic beverages is located within a city, village or incorporated town, or issued by the County of Cook, where the site of the sale of said alcoholic beverages is not located within a city, village, or incorporated town, authorizing the retail sale of alcoholic beverages on land owned by the District.~~
- ~~d. Dram shop insurance in an amount approved by the Board. Photo copies of the respective liquor licenses and Certificates of Insurance, showing the District as an additional insured shall be sufficient proof of the foregoing requirements.~~

~~D. C. Application:~~

- ~~1. Except as to those instances where the issuance of a Special Use Permit for the sale of alcoholic beverages has otherwise been approved by the Board, requests for said Permits shall be initiated by completing and filing an application on a form provided by the District. Failure to furnish information required in said application or furnishing incomplete or false information, in said application, shall constitute a basis for the denial of said application.~~
- ~~2. Each application shall be signed and verified by oath or affirmation by the Applicant, if a natural person, or in the case of an association, by a member or partner thereof, or, in the case of a corporation, by an executive officer thereof or any person specifically authorized by the corporation to sign the application.~~
- ~~3. Each application shall be accompanied with a non-refundable application fee in an amount determined by the Board.~~

~~E D. Possession and Consumption of Alcoholic Beverages: Except as stated herein, the possession or consumption of alcoholic beverages is permitted in or upon the District's land, property or facilities, provided that:~~

- ~~1. The possession or consumption of any alcoholic beverage does not violate any provision of this Code or any federal, state, or local law, and~~
- ~~2. The quantity of the alcoholic beverages is for the personal use and consumption of the possessor, his family members or his guests; and~~

## **COMMISSIONERS (continued)**

### **ITEM #14 cont'd**

3. The possession, sale or consumption of alcoholic beverages is prohibited in or upon the District's land, property or facilities where the District's Board of Commissioners (the "Board") or its General Superintendent has so provided; and
4. The consumption of any alcoholic beverage is prohibited upon or within fifty (50) feet of any roadway or within any area designated for parking by the District.

F.—E. *Penalty:* Any person violating any of the provisions of this Section shall be fined not less than \$75 or more than five hundred dollars (\$500.00) for each offense.

**3-3-3: HORSE RACING AND GAMBLING.** No person and no agent, employee, servant or officer thereof, or any of them, shall carry on or conduct, or aid or assist in the carrying on or maintenance of any horse race or horse racing, gambling or betting upon the result of any horse race, or any game of chance, upon or within any preserve, and no person, employee, servant or officer thereof, or any of them, shall keep, possess, maintain or conduct, or aid in keeping, possessing, maintaining or conducting any place, house, building, tent or any enclosed or unenclosed ground upon or within any preserve for the purpose of horse racing or betting upon the result of any horse racing or game of chance, or for the purpose of gambling of any kind.

~~Any person or any agent, employee, servant or officer thereof, who shall violate any of the provisions of this Section shall, upon conviction thereof, be fined as provided for in Section 1-4-1 of this Code.~~

Any person violating any of the provisions of this Section shall be fined not less than \$75 or more than five hundred dollars (\$500.00) for each offense.

### **3-3-4: GAMBLING DEVICES.**

A. *Definition:* Every clock, wheel, tape machine, slot machine, pin machine or other machine or device for the reception of money on chance, or upon the action of which money is staked, hazarded, bet, won or lost, is hereby declared a gambling device and subject to seizure, ~~confiscation and destruction~~ by any police officer or other employee of the Forest Preserve District.

B. *Operating Gambling Device:* Whoever shall bring into or operate, keep or rent or use upon any property of the Forest Preserve District, any clock, wheel, joker, tape, slot or pin machine or other device upon which money is staked or hazarded or into which money is paid or played upon chance or upon the result of the action of which money or other valuable thing is staked, bet, hazarded, won or lost, ~~shall, upon conviction, be fined as provided for in Section 1-4-1 of this Code.~~ shall be fined not less than \$75 or more than five hundred dollars (\$500.00) for each offense.

C. *Seizure of Gaming Implements:* It is hereby made the duty of every member of the Police Force to seize any table, wheel, instrument, device or thing used for the purpose of gaming or gambling for money or other valuable thing, and all such tables, instruments, devices or things, when seized, shall be ~~destroyed~~ impounded .

D. *Penalty:* Any person violating any of the provisions of this Section shall be fined not less than \$75 or more than five hundred dollars (\$500.00) for each offense.

## COMMISSIONERS (continued)

### ITEM #14 cont'd

~~Any person obstructing or resisting any member of the Police Force in the performance of any act authorized in the foregoing paragraph shall be fined as provided for in Section 1-4-1 of this Code.~~

### 3-3-5: OBSCENITY, INDECENCY.

~~A. *Indecent Exposure:* No person shall appear in any forest preserve in a state of nudity, or in a dress not properly belonging to his or her sex, or in an indecent or lewd manner, and no person shall make any indecent exposure of his or her person or be guilty of any lewd or indecent act or behavior in any forest preserve, or while in any vehicle within the Forest Preserve District.~~

~~B. *Obscene or Indecent Publications:* No person shall exhibit, sell or offer to sell, give away, or offer to give away, or have in his possession, with or without intent to sell or give away, any obscene or indecent book, pamphlet, paper, drawing, lithograph, engraving, picture, daguerreotype, photograph, stereoscopic picture, model, case, instrument or any article of indecent or immoral use within any preserve of the District.~~

A. "Public place" for purposes of this Section means any place where the conduct may reasonably be expected to be viewed by others.

B. "Sexual conduct" for purposes of this Section means any intentional or knowing touching or fondling by the victim or the accused, either directly or through clothing, of the sex organs, anus or breast of the victim or the accused, or any part of the body of a child under 13 years of age, or any transfer or transmission of semen by the accused upon any part of the clothed or unclothed body of the victim, for the purpose of sexual gratification or arousal of the victim or the accused.

C. "Sexual penetration" for purposes of this Section means any contact, however slight, between the sex organ or anus of one person by an object, the sex organ, mouth or anus of another person, or any intrusion, however slight, of any part of the body of one person or of any animal or object into the sex organ or anus of another person, including but not limited to cunnilingus, fellatio or anal penetration. Evidence of emission of semen is not required to prove sexual penetration.

D. Any person of the age of 13 years and upwards who performs any of the following acts in a public place commits a public indecency:

(1) An act of sexual penetration or sexual conduct; or

(2) A lewd exposure of the body done with intent to arouse or to satisfy the sexual desire of the person. Breast-feeding of infants is not an act of public indecency.

E. *Penalty:* Any person violating any of the provisions of this Section shall be fined not less than \$75 or more than five hundred dollars (\$500.00) for each offense.

### 3-3-6: WEAPONS.

A. *Firearms Possession:* No unauthorized person shall enter into or upon any preserve carrying a revolver, pistol, shotgun, rifle or any other firearm of any kind. This provision shall not apply to any

## **COMMISSIONERS (continued)**

### **ITEM #14 cont'd**

police officer of the District, County or State, or other peace officer carrying such firearms as may be necessary in the discharge of his or their duties as such officer, or to members of the armed forces of the United States or State of Illinois Militia while enroute and in uniform.

*B. Concealed Weapons:* No unauthorized person shall carry or wear under his or her clothes, or concealed about his or her person, any pistol, revolver, derringer, bowie knife, dirk knife, or dirk razor, dagger, slingshot, metallic knuckles or other dangerous or deadly weapon in or upon any preserve; provided however, that nothing herein contained shall be construed to prevent any police officer of the District, sheriff, coroner, constable, member of a city police department or other peace officers from carrying such ~~firearms~~ weapons as may be necessary in the discharge of his or their duties as such officers, nor shall it apply to any person summoned by any of such officers to assist in making arrest, or preserving the peace, while such person so summoned is engaged in assisting such officer.

Any police officer of the Forest Preserve District may, within the limits of the District, without a warrant, arrest any person whom such police officer may find in the act of carrying or wearing under his clothes or concealed about his person any deadly weapon of a character specified in this subsection, or any other dangerous or deadly weapon, and detain him in custody until a summons or warrant can be procured in or can be made (under oath or affirmation) for the trial of such person and for the seizure and confiscation of each of the weapons as such person may be found in the act of carrying or wearing under his clothes or concealed about his person.

~~Any person violating the provisions of this subsection shall be fined as provided for in Section 1-4-1 of this Code.~~

*C. Discharging Toy Firearms:* No unauthorized person shall at any time bring into or upon any preserve, nor have in his possession, nor discharge or set off anywhere within the Forest Preserve District, any toy firearm, air rifle, air gun, water gun, toy cannon, or any water cannon, slingshot or bow and arrow or any gun that discharges projectiles either by air, spirit, explosive substance or any other force, except where the General Superintendent issues a permit for an appropriate bow and arrow demonstration.

*D. Confiscation of Weapons:* In addition to all other penalties, weapons found in violation of subsections A and B of this Section shall be ordered forfeited to and confiscated by the Forest Preserve District.

E Any person violating any of the provisions of this Section shall be fined not less than \$75 or more than five hundred dollars (\$500.00) for each offense.

**3-3-7: FIREWORKS.** No person shall fire, discharge or set off any rocket,

cracker, torpedo, squib or other fireworks or any substance of an explosive nature within or upon the property of the Forest Preserve District unless the District Board of Commissioners shall have authorized same by the issuance of a permit therefore. Any person violating any of the provisions of this Section shall be fined not less than \$75 or more than five hundred dollars (\$500.00) for each offense.

**3-3-8: ADVERTISEMENTS.** No unauthorized person shall display, distribute,

## COMMISSIONERS (continued)

### ITEM #14 cont'd

post or fix any placard, handbill, pamphlet, circular or any other writing containing advertising matter within any forest preserve or upon any of the property of the Forest Preserve District. E Any person violating any of the provisions of this Section shall be fined not less than \$75 or more than five hundred dollars (\$500.00) for each offense.

**3-3-9: FORTUNETELLING.** No person shall tell fortunes within or upon any of the property under the jurisdiction of the Forest Preserve District.

**3-3-10: PUBLIC EXHIBITIONS.** No person shall exhibit any machine or show, or exhibit any animal, or indulge in any acrobatic feats in or upon any preserve, nor shall any person carry on any performance or do anything whatsoever therein which shall cause persons to congregate so as to interfere with the proper use of such preserves by the general public, or obstruct the passage of vehicles or persons.

**3-3-11: HINDERING DISTRICT EMPLOYEES.** No person shall interfere with or in any manner hinder any employee of the District while engaged in constructing, repairing or caring for any portion of the preserve. Penalty: EAny person violating any of the provisions of this Section shall be fined not less than \$75 or more than five hundred dollars (\$500.00) for each offense.

**3-3-12 10: PENALTY ENTERING UNFINISHED AREAS.** ~~Any person violating any of the provisions of this Chapter shall be fined as provided for in Section 1-4-1 of this Code. No unauthorized person shall enter upon any part of the Forest Preserve which is in an unfinished state or under construction. Penalty: Any person violating any of the provisions of this Section shall be fined not less than \$75 or more than five hundred dollars (\$500.00) for each offense.~~

### **3-3-13: LIMITATION ON REMEDIAL ACTION.**

~~A.— Notwithstanding anything to the contrary in the Forest Preserve District of Cook County Code (the Code), it being the intent of this Section to limit the type of remedial action which can be taken by the Forest Preserve District Police Force, it is hereby ordained that where a picnic/event/activity is taking place for which a Permit has been issued for the picnic/event/activity and the Forest Preserve District Police Force finds there is a violation of either the Code or any term of the Permit, the remedial action of the Police Force shall be limited to the issuance of a Citation for the Code or Permit violation. Any person or organizer who shall be convicted shall be fined twenty five dollars (\$25.00) for the first time said person or organizer is convicted of violating either the Code or any term of the Permit, thirty-five dollars (\$35.00) for the second conviction of said offense, and not more than fifty dollars (\$75.00) upon a third or subsequent conviction of said offense. It is further ordained that in such circumstances where said violation(s) exists and absent any imminent threat of grave harm to persons or property, the Forest Preserve District Police Force shall not order the curtailment of the conduct or activity violating~~

~~the Code or any term of the Permit, nor shall the Forest Preserve District Police Force order the violating person(s) or organizer to terminate the picnic/event/activity or to vacate the premises of the Forest Preserve District. However, in those circumstances where the violation person(s) or organizer have previously been convicted of violating the Code or any term of Permits on at least three (3) separate picnic/event occasions, the Forest Preserve Police shall not be limited in the type of remedial action they~~

## COMMISSIONERS (continued)

### ITEM #14 cont'd

~~are empowered to take, including curtailing of the violation conduct or activity or terminating the picnic/event under appropriate circumstances.~~

~~B. Notwithstanding, the foregoing provision of Section I of this Ordinance, where the violation of the Code or the Permit is the distribution of alcoholic beverages, the remedial action of the Forest Preserve District Police Force shall include ordering curtailment of such distribution.~~

### **3-3-14: SMOKING POLICY FOR FOREST PRESERVE DISTRICT FACILITIES.**

~~A. *Prohibition of Smoking in Cook County Forest Preserve District Facilities:* Smoking by inhaling, exhaling, burning or carrying any lighted cigarette, cigar, pipe or other lighted tobacco product in any other form ("smoking") is not permitted in any areas of any District Facility, including, without limitation, those District Facilities housing administrative offices, maintenance facilities, and all enclosed or semi-enclosed areas. This ban on smoking applies to all public areas of District Facilities as well as all areas used only by District employees or officials, including without limitation individual offices. This ban does not include facilities utilized as private residences.~~

~~B. *Prohibition of Smoking in District Vehicles:* Smoking is prohibited in all vehicles owned or leased by the Forest Preserve District of Cook County.~~

~~C. *Reasonable Distance:* Smoking is prohibited within 15 feet of an enclosed area of any District Facility, so as to prohibit congestion at exits that could constitute a fire hazard in the event of an emergency evacuation of the District Facility. However, if the District operates District Facilities within buildings owned by third parties and the District's use in those buildings is not exclusive, this subsection shall apply only insofar as it restricts the conduct of District employees.~~

~~D. *Implementation:* All appropriate District representatives, including the General Superintendent, Superintendent of Maintenance and Operations, and all elected officials shall implement the foregoing policy.~~

~~E. *Effect of Section:* This Section supersedes and replaces any and all earlier resolutions and ordinances pertaining to the subject of a smoking policy for District Facilities. It is intended for this Section to apply to District Facilities. However, to the extent that any provision of this Section is less restrictive in regulating smoking than another ordinance, the more restrictive provision shall apply. This Section shall take effect immediately upon passage.~~

### **3-3-15: SMOKING POLICY FOR BROOKFIELD ZOO.**

~~A. *Prohibition of Smoking in Brookfield Zoo:* Smoking by inhaling, exhaling, burning or carrying any lighted cigarette, cigar, pipe or other lighted tobacco product in any other form ("smoking") is not permitted in any areas of any Brookfield Zoo facility, including, without limitation, those facilities housing administrative offices, maintenance facilities, exhibits, and all enclosed and semi-enclosed areas of the Brookfield Zoo. This ban on smoking applies to all public areas as well as all areas used only by Brookfield Zoo employees or officials, including without limitation individual offices.~~

## COMMISSIONERS (continued)

### ITEM #14 cont'd

~~B. *Prohibition of Smoking in Brookfield Zoo Vehicles:* Smoking is prohibited in all vehicles owned or leased by the Brookfield Zoo.~~

~~C. *Reasonable Distance:* Smoking is prohibited within 15 feet of any entrance to the Brookfield Zoo, so as to prohibit congestion at exits that could constitute a fire hazard in the event of an emergency evacuation of the Brookfield Zoo.~~

~~D. *Implementation:* All appropriate Brookfield Zoo representatives shall implement the foregoing policy.~~

~~E. *Effect of Section:* This Section supersedes and replaces any and all earlier resolutions and ordinances pertaining to the subject of a smoking policy for the Brookfield Zoo. It is intended for this Section to apply to Brookfield Zoo facilities. However, to the extent that any provision of this Section is less restrictive in regulating smoking than another ordinance, the more restrictive provision shall apply. This Section shall take effect immediately upon passage.~~

### **3-3-16: SMOKING POLICY FOR CHICAGO BOTANIC GARDEN.**

~~A. *Prohibition of Smoking in Chicago Botanic Garden:* Smoking by inhaling, exhaling, burning or carrying any lighted cigarette, cigar, pipe or other lighted tobacco product in any other form ("smoking") is not permitted in any areas of any Chicago Botanic Garden facility, including, without limitation, those facilities housing administrative offices, maintenance facilities, exhibits, and all enclosed and semi-enclosed areas on the grounds of the Chicago Botanic Garden. This ban on smoking applies to all public areas as well as all areas used only by Chicago Botanic Garden employees or officials, including without limitation individual offices.~~

~~B. *Prohibition of Smoking in Chicago Botanic Garden Vehicles:* Smoking is prohibited in all vehicles owned or leased by the Chicago Botanic Garden.~~

~~C. *Reasonable Distance:* Smoking is prohibited within 15 feet of any entrance to the Chicago Botanic Garden, so as to prohibit congestion at exits that could constitute a fire hazard in the event of an emergency evacuation of the Chicago Botanic Garden.~~

~~D. *Implementation:* All appropriate Chicago Botanic Garden representatives shall implement the foregoing policy.~~

~~E. *Effect of Section:* This Section supersedes and replaces any and all earlier resolutions and ordinances pertaining to the subject of a smoking policy for the Chicago Botanic Garden. It is intended for this Section to apply to Chicago Botanic Garden facilities. However, to the extent that any provision of this Section is less restrictive in regulating smoking than another ordinance, the more restrictive provision shall apply. This Section shall take effect immediately upon passage.~~

### **3-3-11: ENTERING BUILDINGS OR AREAS CLOSED TO PUBLIC OR SCHEDULED FOR SPECIFIC GROUP OR ACTIVITY.**

## **COMMISSIONERS (continued)**

### **ITEM #14 cont'd**

- A. No unauthorized person shall enter or attempt to enter any building or area in the Forest Preserve where:
1. The property is closed to the public;
  2. A permit is required and no permit has been issued; or
  3. A permit has been issued to an individual or group for use of the property by invitees of the permit holder.
- B. Penalty: Any person violating any of the provisions of this Section shall be fined not less than \$75 or more than five hundred dollars (\$500.00) for each offense.

**3-3-12: USE OF RESTROOMS AND COMFORT STATIONS.** No person shall fail to cooperate in maintaining restrooms and washrooms in a neat and sanitary condition. Any person violating any of the provisions of this Section shall be fined \$75

**3-3-13: ENTERING OR REMAINING IN ANY BODY OF WATER.** Entering or remaining in any lake, stream, river or any other body of water shall be permitted on such days, at such times and subject to such rules and regulations of public health and safety as prescribed by the General Superintendent. The General Superintendent shall notify the public of the rules and regulations by posting them by the entrance of the Forest Preserve or near the body of water. Penalty: Any person violating any of the provisions of this Section shall be fined not less than \$75 or more than five hundred dollars (\$500.00) for each offense.

### **3-3-14: INJURY OR DESTRUCTION TO FOREST PRESERVE PROPERTY.**

No unauthorized person shall in any Forest Preserve:

A. destroy, cut, break, deface, mutilate, injure, disturb, sever from the ground or remove any sod, earth or growing thing including, but not limited to, any plant, flower, flower bed, shrub, tree, growth, or any branch, stem, fruit, or leaf thereof; or bring into or have in his/her possession in any Forest Preserve any tool or instrument intended to be used for the cutting thereof, or any garden or agricultural implements or tools which could be used for the removal thereof except as approved and allowed by permit; Penalty: Any person violating any of the provisions of this Subsection shall be fined not less than \$75 or more than five hundred dollars (\$500.00) for each offense.

B. set fire to any trees, shrubs, plants, flowers, grass, plant growth or living timber, or suffer any fire upon land to extend into Forest Preserve lands. Any person violating any of the provisions of this Subsection shall be fined not less than \$75 or more than five hundred dollars (\$500.00) for each offense.

C. go upon any lawn, grass plot, planted area, tree, shrub, monument, fountain, sculpture or structure where access is prohibited by signs or symbols which are posted or otherwise displayed or where access is restricted by fence or other physical barrier Any person violating any of the provisions of this Subsection shall be fined \$75.

## **COMMISSIONERS (continued)**

### **ITEM #14 cont'd**

D. cut, break or in any way injure, deface, destroy or alter any building, fence, monument, sculpture bridge, or other structure or property contained therein Any person violating any of the provisions of this Subsection shall be fined not less than \$75 or more than five hundred dollars (\$500.00) for each offense.

E. operate or drive any motor car, automobile or vehicle of any kind in the Forest Preserve in places other than roadways or in such a manner as to cause the same to collide with, run against, strike or cause to strike, injure, deface or damage any Forest Preserve property or appurtenance of any kind. Any person violating any of the provisions of this Subection shall be fined not less than \$75 or more than five hundred dollars (\$500.00) for each offense.

F. allow any animal to injure or deface any tree, plant, shrub, lawn or grassplot in any manner whatsoever Any person violating any of the provisions of this Subsection shall be fined \$75.

G. deface, destroy, cover over or otherwise make unreadable any warning or prohibitory sign or symbol on Forest Preserve property. Any person violating any of the provisions of this Subsection shall be fined not less than \$75 or more than five hundred dollars (\$500.00) for each offense.

**3-3-15: FIRES.** No unauthorized person shall light or make use of any fire in the Forest Preserve except that fires for cooking purposes may be made in portable metal containers or grills under such regulation as may be prescribed by the General Superintendent. The General Superintendent shall designate areas in the Forest Preserve in which grilling will not be permitted. Areas where grilling is permitted shall be equipped with special containers for deposit of charcoal and shall have access to water. Any such fire shall be continuously under the care and direction of a competent person over eighteen years of age from the time it is kindled until it is extinguished. No fire shall be built within ten feet of any tree or building, or beneath the branches of any trees or in any underbrush. Every person who starts any such fire and every person starting or using such fire shall completely extinguish fire or fires before leaving such Forest Preserve and shall dispose of any residue or refuse in an appropriate container. Cigars, cigarettes, charcoal briquettes and matches shall be extinguished and deposited in a suitable container provided for the reception thereof. Any person violating any of the provisions of this Section shall be fined not less than \$75 or more than five hundred dollars (\$500.00) for each offense.

### **3-3-16: GAMES AND SPORTS.**

A. *Skating, Sledding and Skiing in a Reckless Manner.* No person shall skate, skateboard, sled or ski in any part of the Forest Preserve in a reckless manner, or at the speed greater than is reasonable and proper, having due regard to the number of people in such part of the Forest Preserve System and the use thereof, or so as to endanger life or limb, or damage the property of any person; provided, however, that nothing herein contained shall be construed to prohibit any exhibition of, or contests in, fast or fancy skating on such portions of any ice pond or rink as may be set aside for that purpose by the General Superintendent or his/her designee. Any person violating any of the provisions of this Subsection shall be fined not less than \$75 or more than five hundred dollars (\$500.00) for each offense.

B. *Golf.* All persons are hereby prohibited from practicing and playing golf upon an forest preserve except upon the designated public golf links of Forest Preserve at the times and in the areas as

## **COMMISSIONERS (continued)**

### **ITEM #14 cont'd**

may be designated by the General Superintendent. Any person violating any of the provisions of this Subsection shall be fined \$75.

- C. *Bicycling.* Persons may operate a bicycle only on paths, trails, roadways or other areas designated for bicycle use. Any person operating a bicycle on forest preserve property other than on paths, trails, roadways or other areas designated for bicycle use. shall be fined not less than \$75 or more than five hundred dollars (\$500.00) for each offense.
- D. Persons operating bicycles must ride on the right-hand side of such path, trail, roadway or other area designated for bicycle use by the General Superintendent. No person may operate a bicycle while carrying another person on the handlebars, frame or fender, or so ride on a bicycle, except in a suitable seat attached to such bicycle for such purpose. No person may operate a bicycle in a reckless manner so as to endanger pedestrians. No person shall cling or attach himself/herself or his/her bicycle to any other moving vehicle. The operator of a bicycle shall yield the right-of-way to all pedestrians on walkways and to all vehicles on roadways, and shall walk his/her bicycle in all areas where riding is prohibited by the General Superintendent, as indicated by sign or notice. The operator of a bicycle shall give an audible warning, by horn, bell, voice or otherwise, when approaching any pedestrian from behind. Any person violating any of the provisions of this Subsection shall be fined \$75.

D. *Day Camps.* Day camps, play classes or organized groups not sponsored by the Forest Preserve may use facilities of the Forest Preserve when not in conflict with the Forest Preserve recreational program, with the approval of the General Superintendent.

**3-3-17: ANIMALS IN THE FOREST PRESERVE.** No unauthorized person shall within any Forest Preserve molest, kill, wound, trap, snare, hunt, take, chase, shoot or throw missiles at, remove or have in his/her possession any animal or animal habitat including, but not limited to, birds and bird or squirrel nests, fish, water fowl and reptiles. No unauthorized person shall feed animals confined in a cage area. No unauthorized person shall throw anything whatever into any animal cage or enclosure, or tease, annoy, frighten, molest or injure in any manner any animal or bird whether confined or otherwise. Any person violating any of the provisions of this Section shall be fined not less than \$75 or more than five hundred dollars (\$500.00) for each offense.

**3-3-18: LOITERING SO AS TO OBSTRUCT PUBLIC WAYS AND PLACE.** It shall be unlawful for any person to loiter, loaf, wander, stand or remain idle either alone and/or in consort with others or on Forest Preserve property in such a manner as to:

A. to obstruct any driveway, public sidewalk or any other place or building by hindering or impeding or tending to hinder or impede the free and uninterrupted passage of vehicles, traffic or pedestrians; or

B. Commit in or upon any driveway, public sidewalk or any other public place or building any act or thing which is an obstruction or interference to the free and uninterrupted use of property or with any business lawfully conducted by anyone in or upon or facing or fronting on any public street, public highway, public sidewalk or any other public place, or building, all of which prevents the free and uninterrupted ingress and egress.

## **COMMISSIONERS (continued)**

### **ITEM #14 cont'd**

#### **C. Any person violating any of the provisions of this Section shall be fined \$75.**

#### **3-3-19: POLLUTING AND LITTERING.**

A. Littering. No unauthorized person shall bring into, leave behind, or dump any material of any kind, whether waste or otherwise, in the Forest Preserve, except refuse, ashes, garbage and other material arising from the normal use and enjoyment of a picnic or other permitted activity provided such material is deposited in receptacles provided for such purposes.

B. Polluting. No material of any kind shall be left or deposited in the Forest Preserve so as to pollute the land, waters or air coursing through or over the Forest Preserve or otherwise to interfere with proper use and enjoyment of the Forest Preserve. No person shall throw, cast, deposit, damage, lay, place or scatter in the waters adjacent to the Forest Preserve, or on any waterway, harbor or lagoon of the Forest Preserve or upon any bathing beaches of the Forest Preserve any glass, bottles, nails, cans or other sharp or cutting substances of any kind. No person shall throw, cast, lay, drop or discharge into or leave in the bathing beaches or waters in any Forest Preserve or in any storm sewer, or drain flowing into said waters, any substance, matter or thing, liquid or solid, which may or shall result in the pollution of said waters.

Any person violating any of the provisions of this Section shall be fined not less than \$75 or more than five hundred dollars (\$500.00) for each offense.

#### **3-3-20: LIMITATION ON REMEDIAL ACTION.**

A. Notwithstanding anything to the contrary in the Forest Preserve District of Cook County Code (the Code), it being the intent of this Section to limit the type of remedial action which can be taken by the Forest Preserve District Police Force, it is hereby ordained that where a picnic/event/activity is taking place for which a Permit has been issued for the picnic/event/activity and the Forest Preserve District Police Force finds there is a violation of either the Code or any term of the Permit, the remedial action of the Police Force shall be limited to the issuance of a Citation for the Code or Permit violation. Any person violating any of the provisions of this Chapter shall be fined as provided for in Section of this Code. A person can contest a citation through an administrative hearing conducted by the Cook County Department of Administrative Hearings pursuant to Chapter 2, Article IX, Sections 2-901 et seq. of the Cook County Code.

It is further ordained that in such circumstances where said violation(s) exists and absent any imminent threat of grave harm to persons or property, the Forest Preserve District Police Force shall not order the curtailment of the conduct or activity violating the Code or any term of the Permit, nor shall the Forest Preserve District Police Force order the violating person(s) or organizer to terminate the picnic/event/activity or to vacate the premises of the Forest Preserve District. However, in those circumstances where the violation person(s) or organizer have previously been convicted of violating the Code or any term of Permits on at least three (3) separate picnic/event occasions, the Forest Preserve Police shall not be limited in the type of remedial action they are empowered to take, including curtailing of the violation conduct or activity or terminating the picnic/event under appropriate circumstances.

## **COMMISSIONERS (continued)**

### **ITEM #14 cont'd**

B. Notwithstanding, the foregoing provision of Section I of this Ordinance, where the violation of the Code or the Permit is the distribution of alcoholic if beverages, the remedial action of the Forest Preserve District Police Force shall include ordering curtailment of such distribution.

### **3-3-21: SMOKING POLICY FOR FOREST PRESERVE DISTRICT FACILITIES.**

A. Prohibition of Smoking in Cook County Forest Preserve District Facilities: Smoking by inhaling, exhaling, burning or carrying any lighted cigarette, cigar, pipe or other lighted tobacco product in any other form ("smoking") is not permitted in any areas of any District Facility, including, without limitation, those District Facilities housing administrative offices, maintenance facilities, and all enclosed or semi-enclosed areas. This ban on smoking applies to all public areas of District Facilities as well as all areas used only by District employees or officials, including without limitation individual offices. This ban does not include facilities utilized as private residences.

B. Prohibition of Smoking in District Vehicles: Smoking is prohibited in all vehicles owned or leased by the Forest Preserve District of Cook County.

C. Reasonable Distance: Smoking is prohibited within 15 feet of an enclosed area of any District Facility, so as to prohibit congestion at exits that could constitute a fire hazard in the event of an emergency evacuation of the District Facility. However, if the District operates District Facilities within buildings owned by third parties and the District's use in those buildings is not exclusive, this subsection shall apply only insofar as it restricts the conduct of District employees.

D. Implementation: All appropriate District representatives, including the General Superintendent, Superintendent of Maintenance and Operations, and all elected officials shall implement the foregoing policy.

E. Effect of Section: This Section supersedes and replaces any and all earlier resolutions and ordinances pertaining to the subject of a smoking policy for District Facilities. It is intended for this Section to apply to District Facilities. However, to the extent that any provision of this Section is less restrictive in regulating smoking than another ordinance, the more restrictive provision shall apply. This Section shall take effect immediately upon passage.

F. Penalty Any person violating any of the provisions of 3-3-21 A, 3-3-21 B and 3-3-21 C shall be fined \$75

### **3-3-22: SMOKING POLICY FOR BROOKFIELD ZOO.**

A. Prohibition of Smoking in Brookfield Zoo: Smoking by inhaling, exhaling, burning or carrying any lighted cigarette, cigar, pipe or other lighted tobacco product in any other form ("smoking") is not permitted in any areas of any Brookfield Zoo facility, including, without limitation, those facilities

## **COMMISSIONERS (continued)**

### **ITEM #14 cont'd**

housing administrative offices, maintenance facilities, exhibits, and all enclosed and semi-enclosed areas of the Brookfield Zoo. This ban on smoking applies to all public areas as well as all areas used only by Brookfield Zoo employees or officials, including without limitation individual offices, except smoking is permitted in those areas designated and identified with signs as smoking areas by the Chicago Zoological Society.

B. *Prohibition of Smoking in Brookfield Zoo Vehicles:* Smoking is prohibited in all vehicles owned or leased by the Brookfield Zoo.

C. *Reasonable Distance:* Smoking is prohibited within 15 feet of any entrance to the Brookfield Zoo, so as to prohibit congestion at exits that could constitute a fire hazard in the event of an emergency evacuation of the Brookfield Zoo.

D. *Implementation:* All appropriate Brookfield Zoo representatives shall implement the foregoing policy.

E. *Effect of Section:* This Section supersedes and replaces any and all earlier resolutions and ordinances pertaining to the subject of a smoking policy for the Brookfield Zoo. It is intended for this Section to apply to Brookfield Zoo facilities. However, to the extent that any provision of this Section is less restrictive in regulating smoking than another ordinance, the more restrictive provision shall apply. This Section shall take effect immediately upon passage.

F. Any person violating any of the provisions of this Section shall be fined \$75.

### **3-3-23: SMOKING POLICY FOR CHICAGO BOTANIC GARDEN.**

A. *Prohibition of Smoking in Chicago Botanic Garden:* Smoking by inhaling, exhaling, burning or carrying any lighted cigarette, cigar, pipe or other lighted tobacco product in any other form ("smoking") is not permitted in any areas of any Chicago Botanic Garden facility, including, without limitation, those facilities housing administrative offices, maintenance facilities, exhibits, and all enclosed and semi-enclosed areas on the grounds of the Chicago Botanic Garden, except *smoking is permitted in those areas designated and identified with signs as smoking areas by the Chief Executive Officer of the Chicago Botanic Garden or the Executive Officer's designate.* This ban on smoking applies to all public areas as well as all areas used only by Chicago Botanic Garden employees or officials, including without limitation individual offices.

B. *Prohibition of Smoking in Chicago Botanic Garden Vehicles:* Smoking is prohibited in all vehicles owned or leased by the Chicago Botanic Garden.

C. *Reasonable Distance:* Smoking is prohibited within 15 feet of any entrance to the Chicago Botanic Garden, so as to prohibit congestion at exits that could constitute a fire hazard in the event of an emergency evacuation of the Chicago Botanic Garden.

## **COMMISSIONERS (continued)**

### **ITEM #14 cont'd**

D. Implementation: All appropriate Chicago Botanic Garden representatives shall implement the foregoing policy.

E. Effect of Section: This Section supersedes and replaces any and all earlier resolutions and ordinances pertaining to the subject of a smoking policy for the Chicago Botanic Garden. It is intended for this Section to apply to Chicago Botanic Garden facilities. However, to the extent that any provision of this Section is less restrictive in regulating smoking than another ordinance, the more restrictive provision shall apply. This Section shall take effect immediately upon passage.

F. Any person violating any of the provisions of this Section shall be fined \$75

**Effective date:** This amendatory ordinance shall take effect immediately upon adoption.

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## **PROPOSED ORDINANCE AMENDMENT**

### **ITEM #15**

Submitting a Proposed Ordinance Amendment sponsored by

LARRY SUFFREDIN, Forest Preserve District of Cook County Board Commissioner

## **PROPOSED ORDINANCE AMENDMENT**

### **AN ORDINANCE REVISING GENERAL PENALTY CHAPTER OF THE CODE OF THE FOREST PRESERVE DISTRICT OF COOK COUNTY**

**BE IT ORDAINED**, by the Forest Preserve District of Cook County Board of Commissioners that Title 1, Chapter 4 of the Code of the Forest Preserve District of Cook County hereby is amended as follows:

1-4-1: General Penalty.

1-4-2: Application of Provisions.

1-4-3: ~~Liability of Officers and Employees Parties and Parental Responsibility~~

1-4-4: ~~Violations; Legal Procedures~~ Liability of Officers and Employees.

1-4-5: ~~Alternative Penalties--Compliance Tickets~~ Violations; Legal Procedures.

1-4-6: ~~Alternative Penalties--Compliance Tickets.~~

**1-4-1: GENERAL PENALTY AND LATE FEE. (A)** Whenever in any provision of this Code the doing of any act or the omission to do any act or duty is declared to be a breach thereof, and there shall be no specific fine or penalty declared for such breach or where the penalty provision specifically references this section, any person who shall be convicted of any such breach shall be fined not less than \$75 or more than five hundred dollars (\$500.00) for each such breach, ~~and no imprisonment for failure to pay any fine, penalty or cost shall exceed six (6) months for one offense~~

## **COMMISSIONERS (continued)**

### **ITEM #15 cont'd**

(B) In determining the amount of the fine, the following factors may be taken into consideration:

(1) the gravity of the offense, (2) the respondent's past history with respect to compliance with the provisions of this chapter, (3) the respondent's financial situation, if known, (4) the extent of respondent's cooperation (5) the likelihood that the respondent will violate the provisions of this chapter in the future, unless deterred from doing so by the imposition of the maximum fine, and (6) any other factors relevant to the circumstances relating to the violation.

(C) A late fee shall be assessed against a respondent who fails to fully pay any fine and costs assessed pursuant to this Code, within 35 days after service of the order assessing the fine. Where the respondent appeals an order to the Circuit Court, the 35 day period shall be tolled during pendency of the appeal. The Director of Department of Revenue or the Director's designate may in his or her discretion waive the late fee where the respondent has entered into a payment plan and is in compliance with that plan. The amount of the late fee shall be based on the total amount of the fines and costs assessed against the respondent, using the following formula:

#### **\$75 or less**

The late fee shall be equal to the total amount of the fine, where the fine is \$75 or less.

#### **More than \$75**

The late fee shall be \$75, plus 20% of the total amount of the fine in excess of \$75, where the amount of the fine is more than \$75.

D) In addition to the above, any person deemed to be in breach of the provisions of this Code shall be liable for the cost, as determined by the General Superintendent or his designee, to repair, replace or restore the item or property damaged as a result of such person's breach.

**1-4-2: APPLICATION OF PROVISIONS.** The penalty provided in this Chapter shall be applicable to every section of this Forest Preserve District Code the same as though it were a part of each and every separate section. Any person convicted of a violation of any section of this District Code where any duty is prescribed or obligation imposed, or where any action which is of a continuing nature is forbidden or is declared to be unlawful, shall be deemed guilty of a misdemeanor. A separate offense shall be deemed committed upon each day such duty or obligation remains unperformed or such act continues, unless otherwise specifically provided in this District Code.

In all cases where the same offense is made punishable or is created by different clauses or sections of this Forest Preserve District Code, the prosecuting officer may elect under which to proceed; but not more than one recovery shall be had against the same person for the same offense; provided, that the revocation of a license or permit shall not be considered a recovery or penalty or as to bar any other penalty being enforced.

### **1-4-3: PARTIES AND PARENTAL RESPONSIBILITY.**

A. The parent or legal guardian of a minor respondent, who resides with such parent or legal guardian, shall be jointly and severally liable for any fine or condition of restitution or reparation imposed by a court upon a minor for violation of this Code; provided that the payment may not be demanded of such parent or legal guardian unless and until the minor has not paid the fine or made restitution or

## COMMISSIONERS (continued)

### ITEM #15 cont'd

reparation within the time ordered by the court; and provided that said parent or legal guardian has been served with summons or notice to appear in the original cause and all proceedings thereafter as provided by law. For purposes of this Section a minor is a person under the age of 18.

B. Every person who commits, attempts to commit, conspires to commit, or aids or abets in the commission of any act declared herein to be unlawful, as a principal, agent, or accessory, shall be guilty of such offense, and every person who falsely, fraudulently, forcibly or willfully induces, causes, coerces, requires, permits or directs another to violate any provision of this Code is likewise guilty of such offense.

C. Any person who is the owner, registered owner, or person in control of any animal, vehicle or other property of any kind brought, placed, parked or allowed to remain on Forest Preserve property in violation of this Code or any regulations issued pursuant to the Code, shall be deemed prima facie responsible for such violation and shall be subject to the penalties provided for herein.

**1-4-3 1-4-4: LIABILITY OF OFFICERS AND EMPLOYEES.** No provision of this District Code designating the duties of any officer or employee shall be so construed as to make such officer or employee liable for any fine or penalty provided for a failure to perform such duty, unless the intention of the Board of Commissioners to impose such fine or penalty on such officer or employee is specifically and clearly expressed in the section creating the duty.

### **1-4-4: 1-4-5: VIOLATIONS; LEGAL PROCEDURES.**

#### A. *Suits and Actions:*

1. All actions or suits to recover any fine, or to enforce any penalty, under this Code and all prosecutions for the violation hereof, shall be brought and prosecuted in the name of the "Forest Preserve District of Cook County" or "County of Cook" before the ~~proper court~~ Cook County Department of Administrative Hearings pursuant to Chapter 2, Article IX, Sections 2-901 et seq. of the Cook County Code, or any other court of competent jurisdiction.
2. All fines, forfeitures, ~~and~~ penalties, and costs imposed against any person under this District Code may be recovered by suit, and judgment may be rendered and collected by execution, or other process, and all fines and moneys so collected shall be paid within sixty (60) days from date of collection to the Treasurer of the Forest Preserve District or the Cook County Department of Revenue pursuant to the intergovernmental agreement between the two governmental bodies.
3. ~~All actions and suits for the recovery of any fine, forfeiture or penalty under this District Code, in cases where no warrant is issued and where arrest is not made upon view without process, shall be begun by summons. A summons or notice is required to commence cases where no warrant is issued, where arrest is not made upon view without process, in all actions and suits for the recovery of any fine, forfeiture or penalty under this District Code, or under the Cook County Code of Ordinances.~~ No prosecution, recovery or acquittal for the violation of any provision of this Code shall constitute a defense to any other prosecution of the same party for any other violation of any provision of this Code, although

## **COMMISSIONERS (continued)**

### **ITEM #15 cont'd**

the different causes of action existed at the same time, and, if united, would not have exceeded the jurisdiction of the court.

#### **B. *Arrests:***

1. *Arrest Without Process:* Whenever any person shall be arrested on view, without process, and shall be taken before any court, the magistrate or judge shall note upon his docket the cause of such arrest, as stated by the officer making the arrest, and proceed to hear and determine the cause in the same manner as if the defendant had been arrested on a warrant.
2. *Complaint; Warrant Issue:* Whenever any person shall make a complaint in writing, duly verified by affidavit, to any magistrate or judge, and shall set forth in such complaint that any provision of this District Code has been violated, and that he, the complainant, had reasonable grounds to believe that the party charged in such complaint with such violation is guilty thereof, such magistrate or judge may issue in the first instance a warrant for the arrest of the person so charged.

C. *Special Bail or Cash:* Any person or persons so arrested for the violation of any provision of this District Code shall have the right to release himself or herself as provided for in the laws of the State of Illinois.

D. *Trial:* The manner of conducting trials, granting continuances and changes of venue, subpoenaing witnesses, summoning and impaneling juries, and taking appeals, shall be the same as in civil cases, except where the matter is prosecuted through the administrative adjudication process,

pursuant to the intergovernmental agreement between the District and the County of Cook. Where the alleged violation is adjudicated through the administrative process, the procedure set out in the Cook County Ordinance, Chapter 2, Article IX, shall apply.

#### **E. ~~Imprisonment~~ *Judgment of Commitment:***

1. Whenever judgment of commitment shall be rendered against any person for the violation of any provision of this District Code, such commitment shall be by process under the seal of the Circuit Court.
2. In all cases where any person, convicted of a breach of any provision of this District Code, shall fail, neglect or refuse forthwith to pay any fine or penalty and costs which may be adjudged against him, it shall be competent and lawful for the court, before whom such conviction is had, to order that such person so convicted as aforesaid, be committed to the County Jail of Cook County, or any police station within the District or other place provided by the Board of Commissioners or General Superintendent for the incarceration of offenders in such cases, there to remain until such fine, penalty and cost shall be fully paid or he be otherwise legally discharged; provided, that no such imprisonment shall exceed six (6) months for any one offense.

## COMMISSIONERS (continued)

### ITEM #15 cont'd

F. *Power of President to Remit Fines and Judgments:* The President of the Board of Commissioners shall have the power to commute, release, remit, suspend or diminish any judgment or fine rendered or imposed for violation of any provision of this District Code, but no other officers, other than a court of competent jurisdiction, shall have power, except by direction of the President of the Board of Commissioners to commute, release, remit, suspend or diminish any judgment or fine rendered or imposed for violation of any provision of this District Code, nor to give time for the payment of any such judgment or fine; but the officer rendering such judgment shall, unless the same be paid immediately upon the rendition of the same, issue the proper process for the collection of such judgment or for the committal of the person against whom the same was rendered.

### 1-4-6: ALTERNATIVE PENALTIES--COMPLIANCE TICKETS.

A. Notwithstanding any other provisions of the Code, any person who is accused of a violation of ~~any of the provisions set forth below, which violation can be cured by correction of the violation alleged, may be issued a Compliance Ticket and a parking ordinance set out in Title 4 Chapter 2 or any other provision punishable by a maximum fine in the amount of \$75.00 or less may settle and compromise such Compliance Ticket by:~~ charge, without being required to appear at a hearing. Parking violations may be satisfied by paying to the District the fine in the amount set by the ordinance within the time periods set out in Title 4 Chapter 2. Violations of other provisions punishable by a maximum fine in the amount of \$75.00 or less may be paid within ten calendar days after the date of the alleged violation.

- (i) ~~Paying to the District a fine of \$25.00 and~~
- (ii) ~~Showing proof of the correction of the violation (i.e. replacement of the faulty equipment, purchase of the required license or permit or otherwise asserting compliance with the Code) within ten (10) days after the date of such alleged violation.~~

Such fine shall be increased to \$50.00 if paid after such ten-day period has elapsed but before a Uniform Traffic Complaint or Notice to Appear shall issue, pursuant to Section 1-4-5.B.

B. ~~Compliance Tickets shall be issued as a courtesy in lieu of instituting a prosecution for the alleged offense. If the person accused of the violation does not settle the Compliance Ticket as set forth above, a Uniform Traffic Complaint or Notice to Appear will be issued for that violation and that person shall be subject to the general penalties set forth in this Code.~~

~~C. Violations of any of the following provisions of the Code may be handled by issuance of a Compliance Ticket:~~

<del>Section</del>	<del>Description of Offense</del>
<del>2-2-1 A</del>	<del>Destruction of native landscape</del>
<del>2-2-1 B</del>	<del>Livestock trespass</del>
<del>2-2-1 C.1</del>	<del>Fires</del>
<del>2-2-1 C.2</del>	<del>Set fires near trees</del>
<del>2-2-1 C.3</del>	<del>Scatter lighted matches</del>
<del>2-2-3 A</del>	<del>Killing or disturbing animals and birds</del>

<del>2-2-3-B-</del>	<del>Catching fish except as permitted—</del>
<del>2-2-3-C.1-</del>	<del>Hunting devices prohibited—</del>
<del>2-3-5-</del>	<del>Dumping or littering—</del>
<del>2-4-1-</del>	<del>Hours of operation—</del>
<del>2-4-2-</del>	<del>Picnicking without permit—</del>
<del>2-4-3-</del>	<del>Sports and games—</del>
<del>2-4-4-</del>	<del>Swimming—</del>
<del>2-4-5-A-</del>	<del>Navigate a boat in an unauthorized area—</del>
<del>2-4-5-B-</del>	<del>Motorboats—</del>
<del>2-4-7-</del>	<del>Model airplane flying fields rules—</del>
<del>3-1-8-A-</del>	<del>Resisting a police officer-</del>
<del>3-2-1-A-</del>	<del>Causing an animal to run at large—</del>
<del>3-2-1-B-</del>	<del>Animals prohibited—</del>
<del>3-2-1-C-</del>	<del>Unleashed dogs</del>
<del>3-2-1-D-</del>	<del>Unattended animals</del>
<del>3-2-1-E-</del>	<del>Hitching animals to trees</del>
<del>3-2-1-F-</del>	<del>Abandonment of an animal—</del>
<del>3-2A-2-</del>	<del>Riders and horse licenses—</del>
<del>3-2A-3-A-</del>	<del>Applications for licenses—</del>
<del>3-2A-3-B.1-</del>	<del>Private horse licenses—</del>
<del>3-2A-3-B.2-</del>	<del>License fees and application—</del>
<del>3-2A-3-B.3-</del>	<del>License tags—</del>
<del>3-2A-8-A-</del>	<del>Use of livery horse on trails—</del>
<del>3-2A-8-B-</del>	<del>Horse equipment—</del>
<del>3-2A-8-B.1-</del>	<del>Lame horses—</del>
<del>3-2A-8-B.2-</del>	<del>Unsafe riding equipment—</del>
<del>3-2A-9-A-</del>	<del>Uncontrolled horse—</del>
<del>3-2A-9-B-</del>	<del>Cruelty to horses—</del>
<del>3-2A-9-C-</del>	<del>Violation of riding regulations—</del>
<del>3-2A-9-D-</del>	<del>Safely equipped for riding—</del>
<del>3-2A-9-E-</del>	<del>Ride in a manner to endanger horse—</del>
<del>3-2A-9-F-</del>	<del>Ride without a current license—</del>
<del>3-2A-9-H-</del>	<del>Ride or lead a stallion—</del>
<del>3-2A-9-I-</del>	<del>More than one person on a horse—</del>
<del>3-2A-9-J-</del>	<del>Ride bareback—</del>
<del>3-3-1-A-</del>	<del>Breach of peace or disorderly conduct—</del>
<del>3-3-1-B-</del>	<del>Crowds for unlawful purpose—</del>
<del>3-3-1-F-</del>	<del>Assault or fighting—</del>

<del>3-3-2-B</del>	<del>Drunkenness</del>
<del>3-3-2-C</del>	<del>Liquor within 50 feet of roadway</del>
<del>3-3-3</del>	<del>Horse racing and gambling</del>
<del>3-3-4-A</del>	<del>Gambling devices</del>
<del>3-3-4-B</del>	<del>Operating gambling device</del>
<del>3-3-6-C</del>	<del>Discharging toy firearms</del>
<del>3-3-7</del>	<del>Setting off fireworks</del>
<del>3-3-8</del>	<del>Advertisements</del>
<del>3-3-9</del>	<del>Fortunetelling</del>
<del>3-3-10</del>	<del>Public exhibitions</del>
<del>3-3-11</del>	<del>Hindering District employee</del>
<del>4-1-2</del>	<del>Obedience to police</del>
<del>4-1-3</del>	<del>Speed limit</del>
<del>4-1-4</del>	<del>Right of way of horses</del>
<del>4-1-5-A</del>	<del>Driving on walkways and paths</del>
<del>4-1-5-B</del>	<del>Hill climbing with motor vehicle</del>
<del>4-2-1</del>	<del>No parking</del>
<del>4-2-2-A</del>	<del>All night parking</del>
<del>4-2-2-B</del>	<del>Parking vehicle for sale</del>
<del>4-2-2-C</del>	<del>Repairing vehicle in woods</del>
<del>4-2-3</del>	<del>Parking lights</del>
<del>4-2-4-B</del>	<del>Loading zone</del>
<del>4-3-1-A</del>	<del>Bicycles operated to the right</del>
<del>4-3-1-B</del>	<del>Two people on one bike</del>
<del>4-3-1-C</del>	<del>Operation of bike in prohibited area</del>
<del>4-4-2-A</del>	<del>Snowmobile decals</del>
<del>4-4-3</del>	<del>Operation of snowmobiles</del>
<del>4-4-4</del>	<del>Hours of operation</del>
<del>6-2-2</del>	<del>Hawking or peddling</del>

The following violations conform to Illinois Vehicle Code citations found at 625 Illinois Compiled Statutes, Act 5, and adopted as District Ordinances by Section 4-1-1 of the Code, as amended. These violations will be cited as follows:

<del>4-1-1: 5/3-401</del>	<del>No valid registration never applied</del>
<del>4-1-1: 5/3-412(a)</del>	<del>Improper display of license plates</del>
<del>4-1-1: 5/3-413(f)</del>	<del>Operation of vehicle with expired registration plate or sticker</del>
<del>4-1-1: 5/3-416</del>	<del>Failure to notify the secretary of state of name or address change</del>

<del>4-1-1: 5/3-417</del>	<del>Failure to apply for replacement registration card, plate or sticker</del>
<del>4-1-1 5/3-701</del>	<del>No valid registration — no valid plate or sticker obtained</del>
<del>4-1-1: 5/12-101</del>	<del>Operating vehicle with unsafe equipment/motorcycle headlamp</del>
<del>4-1-1:5/12-201(e)</del>	<del>No white rear registration light</del>
<del>4-1-1: 5/12-208(a)</del>	<del>No stop signal lamp or device</del>
<del>4-1-1: 5/12-211(a)</del>	<del>Improper lighting on vehicles other than motorcycle</del>
<del>4-1-1: 5/12-503(c)</del>	<del>Obstructed view of any window by stationary or suspended object(s)</del>
<del>4-1-1: 5/12-503(e)</del>	<del>Obstructed view due to defective condition or repair of any window</del>
<del>4-1-1: 5/12-611</del>	<del>(625 ILCS 5/12-611)Amplification \$50.00</del>

**Effective date:** This amended ordinance shall be in effect immediately upon adoption.

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**COMMITTEE REPORTS**

**ITEM #16**

- Zoological Committee..... Meeting of July 13, 2011
  
- Rules & Administration.....Meeting of July 13, 2011
- .
- Finance.....Meeting of July 13, 2011

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**OFFICE OF THE GENERAL SUPERINTENDENT**

**GRANT APPLICATION  
 FOR 2 ACRE PARCEL AT THE HICKORY LANE BUFFER**

**ITEM #17**

Transmitting a Communication, dated July 13, 2011 from

ARNOLD RANDALL, General Superintendent

requesting approval of a Resolution of Authorization required for filing a grant application for the purchase of a 2 acre parcel in the Hickory Lane Buffer through the Open Space Land Acquisition and

**OFFICE OF THE GENERAL SUPERINTENDENT (continued)**

**ITEM #17 cont'd**

Development (“OSLAD”) Grant Program administered through the Illinois Department of Natural Resources (“IDNR”).

The District and the IDNR have successfully acquired the approximately 80 acre Wolf Road Prairie Nature Preserve. Additionally, the District has previously purchased 18 acres, and the IDNR purchased an additional 15 acres to provide a buffer to the Wolf Road Prairie. This project would provide additional protection to Wolf Road Prairie by acquiring one of the few remaining unprotected parcels in the Wolf Road Prairie Buffer.

The estimated cost of the acquisition is \$1,004,000. This project would be financed on a reimbursable cost-share basis with the grant funding 50% of the project cost, up to \$ 502,000. The District would be responsible for 50% (\$ 502,000) of the project cost. The District’s Chief Financial Officer has reviewed this request and acknowledges that funds for the acquisition are available.

This project is located in Forest Preserve District of Cook County Board District 17.

Estimated Fiscal Impact: \$502,000.00. Grant Award: \$502,000.00. (#066000-680010 Real Estate Acquisition Account)

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**INTERGOVERNMENTAL AGREEMENT  
THE COUNTY OF COOK AND THE FOREST PRESERVE DISTRICT OF COOK COUNTY  
OAK FOREST HOSPITAL MASTER PLAN**

**ITEM #18**

Transmitting a Communication, dated July 13, 2011 from

ARNOLD RANDALL, General Superintendent

requesting authorization to enter into and execute an Intergovernmental Agreement (IGA) between the County of Cook and the Forest Preserve District of Cook County (FPD).

This agreement has been reviewed and approved as to form by the Chief Legal Counsel of the Forest Preserve District of Cook County.

Reason: The IGA would allow for the establishment of a joint planning committee to prepare plans for the development of the forest preserves on the land formerly owned by Cook County adjacent to the Oak Forest Hospital Campus. The Forest Preserve District and Cook County will solicit proposals through a Request for Proposals and recommend a consultant to develop a master plan for the site. The Forest Preserve District will be responsible for 50% of the project costs, with Cook County responsible for the remaining 50% up to \$150,000 each. This Intergovernmental Agreement was submitted to the Cook County Board of Commissioners for its consideration on July 12, 2011.

**OFFICE OF THE GENERAL SUPERINTENDENT (continued)**

**ITEM #18 cont'd**

The Forest Preserve District Chief Financial Officer has reviewed and approved the proposed expenditures.

This project is located in Forest Preserve District of Cook County Board District 6.

Estimated Fiscal Impact: \$150,000.00. (578000-620040, 588000-620040, 598000-620040, 608000-620040 and 618000-620040 Construction and Development Account Numbers)

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**ITEM #19**

**INTERGOVERNMENTAL AGREEMENT  
BETWEEN THE VILLAGE OF RIVERSIDE AND  
THE FOREST PRESERVE DISTRICT OF COOK COUNTY**

Transmitting a Communication, dated July 13, 2011 from

ARNOLD RANDALL, General Superintendent

requesting authorization to enter into and execute an Intergovernmental Agreement (IGA) between the Village of Riverside and the Forest Preserve District of Cook County (FPD).

Reason: The IGA would allow the FPD to provide signs that Riverside would install in their Village to provide an on-street connection to two disjointed portions of the District's Salt Creek Bicycle Trail. The signs will be fabricated through an existing sign contract of the FPD.

This agreement has been reviewed and approved as to form by the Chief Legal Counsel of the Forest Preserve District. The Forest Preserve District of Cook County's Chief Financial Officer has reviewed and approved the proposed expenditures.

This project is located in Forest Preserve District of Cook County Board District 16.

Estimated Fiscal Impact: \$5,000.00. (588000-670065 Construction and Development Account)

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**OFFICE OF THE GENERAL SUPERINTENDENT (continued)**

**MISCELLANEOUS BUSINESS  
INTERN INTRODUCTIONS**

**ITEM #20**

Transmitting a Communication, dated June 17, 2011 from

ARNOLD RANDALL, General Superintendent,

Presenting representatives of several Garden outreach programs – the President John H. Stroger, Jr. Interns, Science First, College First, Green Youth Farm and Windy City Harvest. The Chicago Botanic Garden's President John H. Stroger, Jr. Internship program is designed to offer college students a unique insight into the varied professional careers and activities of a large not-for-profit cultural institution. These paid internships, as well as the other outreach programs referenced above, offer young people of Cook County the opportunity to work with members of the Garden's staff who serve as their mentors throughout the eight week program. Earlier this year interested students completed an application and Commissioners nominated a single student from their district. An independent, unbiased committee comprised of educators and other professionals from outside the Garden interviewed all the nominees and ultimately made the final internship selections.

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**PERMISSION TO ADVERTISE  
FOR ECOLOGICAL RESTORATION**

**ITEM #21**

Transmitting a Communication, dated July 13, 2011 from

ARNOLD RANDALL, General Superintendent,

Requesting authorization for the Purchasing Agent to advertise for bids for the contracting for the following services Districtwide:

- Comprehensive contract for the control of invasive vegetation which will include herbicides, prescription burning, and mechanical removal
- Enhancement of shorelines of lakes throughout the District
- Vegetation Management and Emergency (Tree Removal Operations).

Contract period: January 1, 2012 through December 31, 2012 with two one-year renewal options.

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**OFFICE OF THE GENERAL SUPERINTENDENT (continued)**

**PERMISSION TO ADVERTISE  
FOR EQUIPMENT FOR ECOLOGICAL RESTORATION**

**ITEM #22**

Transmitting a Communication dated July 13, 2011 from

ARNOLD RANDALL, General Superintendent

Requesting authorization for the Purchasing Agent to advertise for bids for equipment that will be used District wide for Ecological Restoration.

This purchase provides for the following equipment:

**GPS Hand Held Devices and associated equipment:** This equipment would be utilized by the Resource Management (RM) staff to collect data from field activities related to tree removals, restoration work (How much was mowed/cleared), prescribed burning (what was burned and how much), and (herbicide treatments where chemicals were used and how big of area was sprayed).

**Five (5) Brush Chippers:** These would replace current chippers: three for the RM crews, two for the Trails crews. Two older ones are still in usable condition and would be used as back-ups and/or loaners to the Maintenance Department.

**One (1) All Terrain Utility Vehicle:** This utility vehicle would be utilized during the prescription/burn season, for restoration clearing operations work and accessing remote areas for ecological survey.

**One (1) Front End Loader:** This would be a new piece of equipment for the Trails Crews allowing one for the north and one for the south for tree removal operations. The machine has a cable winch attachment that allows for pulling trees down or over from a safe distance away.

**Two (2) Tractors with Mower attachments:** This is a smaller tractor with a boom type mower for trail work. There are several locations throughout the District where there is a slope, either up or down that doesn't allow for mowing with a regular bush-hog type mower. However, the vegetation continues to grow. The boom arm on the mower reaches down or up and cuts back the debris along the trail corridors, roadsides and parking lot areas. The second tractor would have a bat-wing mower that would cut a swath that is at least 15' in width and other mower attachments. They are used to mow large fields to keep down woody vegetation and invasive species mostly for ecological reasons, no mow areas and to mow snow mobile fields.

**Four (4) Fire Pumper Units:** these would be designed to fit into the new all-terrain utility vehicles referenced above and utilized during the prescription/burn fire season.

The Forest Preserve District's Chief Financial Officer has reviewed and approved the proposed expenditures.

One time purchase. (091000-670055 Account).

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**OFFICE OF THE GENERAL SUPERINTENDENT (continued)**

**PERMISSION TO PURCHASE  
FROM STATE OF ILLINOIS JOINT PURCHASING AGREEMENT  
EQUIPMENT FOR ECOLOGICAL RESTORATION**

**ITEM #23**

Transmitting a Communication dated July 13, 2011 from

ARNOLD RANDALL, General Superintendent

Requesting authorization for the district to purchase equipment that will be used District wide for Ecological Restoration through a Joint Purchasing Agreement with the State of Illinois.

This purchase provides for the following equipment:

**Three (3) Skid Steer Tractors with attachments:** Purchased from Clark Equipment Company DBA Bobcat Company, West Fargo, North Dakota. Contract No. 4016553, expiration 11/02/11. One of these would replace a tractor that was destroyed in a fire this past winter. One would be assigned to the RM crews and utilized mainly during the restoration season for mowing and clearing operations and would be shared with Trail Crews during the Spring/Summer mowing season for trail maintenance thus being used year-round. The third one would be assigned directly to the Trail Crews; they would have one north and one south for full time utilization. The total value of the contract shall not exceed \$220,000.00.

**Three (3) All Terrain Utility Vehicles:** Purchased from German Bliss Equipment, Inc. Princeville, Illinois Contract No. 4016955, expiration 6/30/13. These would replace or supplement current gator equipment in the field. The utility vehicles are used during the prescription/burn season for restoration clearing operations work; work around the nature centers and on the trails. The total value of the contract shall not exceed \$39,000.00.

Estimated Fiscal Impact: \$259,000. One time purchase. (091000-670055 Account).

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**PERMISSION TO ADVERTISE  
FOR THE REMOVAL AND REPLACEMENT OF ASPHALT PARKING LOTS,  
CONCRETE CURB, GUTTER AND SEWER REPAIRS**

**ITEM #24**

Transmitting a Communication, dated June 17, 2011 from

ARNOLD RANDALL, General Superintendent

requesting authorization for the Purchasing Agent to advertise for bids for work including removing and replacing the asphalt parking lots, concrete curb and gutter and sewer repairs required to be performed at

**OFFICE OF THE GENERAL SUPERINTENDENT (continued)**

**ITEM #24 cont'd**

Blandings, Blue Beach, Fullerton Woods, Indian Boundary, Quercus Woods, River Bend, John E. Traeger, Silver Creek and Massasauga family picnic areas.

This work will be supervised by the Planning and Development Department.

The District's Chief Financial Officer has reviewed this request and acknowledges that the funds for this contract are available.

These projects are located in Forest Preserve Board Districts 9, 14, and 17.

Contract period: The contract completion date is May 31, 2012. (588000-670058, 598000-670058, 608000-670058 and 618000-670058. Construction and Development Accounts)

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**PERMISSION TO ADVERTISE  
FOR REPAIR OF FOREST PRESERVE PICNIC SHELTERS**

**ITEM #25**

Transmitting a Communication, dated May 4, 2011 from

ARNOLD RANDALL, General Superintendent

requesting authorization for the Purchasing Agent to advertise for bids for required repair work to be performed at White Eagle Woods Number 2 and Sauk Trail Woods Number 7.

This work will be supervised by the Planning and Development Department and includes repairs to existing picnic shelters that were damaged by trees that fell during storms.

The District's Chief Financial Officer has reviewed this request and acknowledges that the funds for this contract are available.

These projects are located in Forest Preserve Board Districts 6 and 16.

Contract period: The contract completion date is July 15, 2012. (Construction and Development Accounts 598000-670045 and 608000-670045 and Capital Improvement Account 091000-670045 )

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**PERMISSION TO ADVERTISE  
FOR VEHICLE PARTS AND SERVICES**

**ITEM #26**

Transmitting a Communication, dated May 4, 2011 from

**OFFICE OF THE GENERAL SUPERINTENDENT (continued)**

**ITEM #26 cont'd**

ARNOLD RANDALL, General Superintendent

requesting authorization for the Purchasing Agent to advertise for bids for vehicle parts and repair services.

This request includes parts and repair services for vehicles Districtwide of which trucks are included. Repairs are performed on an as needed basis.

The District's Chief Financial Officer has reviewed this request and acknowledges that the funds for this contract are available.

Contract period: August 1, 2011 through December 31, 2012. (015100-620120 Account).

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**PERMISSION TO DECLARE  
EQUIPMENT AS SALVAGE**

**ITEM #27**

Transmitting a Communication, dated July 13, 2011 from

ARNOLD RANDALL, General Superintendent

Requesting authorization for the District to declare as salvage the list of vehicles and/or equipment approved by the Vehicle Steering Committee on July 11, 2011. The referenced items have extensive mileage and/or are in a deteriorating condition. The items will be sold as salvage.

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**PROPOSED RESOLUTION**

**ITEM #28**

Transmitting a Communication dated June 17, 2011 from

ARNOLD RANDALL, General Superintendent

requesting a Proposed Resolution regarding the University of Illinois Extension Service Master Gardener State Teamwork Award.

Submitting a Proposed Resolution sponsored by

TONI PRECKWINKLE, President, Cook County Board of Commissioners

**OFFICE OF THE GENERAL SUPERINTENDENT (continued)**

**ITEM #28 cont'd**

**PROPOSED RESOLUTION**

**UNIVERSITY OF ILLINOIS EXTENSION SERVICE  
MASTER GARDENER STATE TEAMWORK AWARD**

**WHEREAS**, the Sand Ridge Master Gardeners, a unit of the Cook County South Suburban Unit Master Gardeners, have won the University of Illinois Extension Service Master Gardener State Teamwork Award; and

**WHEREAS**, this Award recognizes the Sand Ridge Master Gardeners' volunteer work on the Sand Ridge Nature Center Interpretive Gardens; and

**WHEREAS**, this Award was presented at the University of Illinois Extension Master Gardener Reception on July 7, 2011 in Champaign, Illinois; and

**WHEREAS**, the Sand Ridge Master Gardeners provide a level of dedication and expertise that are second to none; and

**WHEREAS**, the Sand Ridge Master Gardeners have been instrumental in developing many of the beautiful interpretive gardens at the Nature Center, including the Calumet (pollinator) Garden, the Dune Country (sand) Garden, and the three-tiered vegetable garden, consisting of a Native American Three-Sisters Garden (corn, beans and squash), a Pioneer Garden (depicting a garden from settlement times) and a modern Pizza Garden; and

**WHEREAS**, the Sand Ridge Master Gardeners also have provided assistance in managing other Sand Ridge Gardens, including the Forest Preserve District's Butterfly Garden, and have been instrumental in educating the public on gardening best practices through involvement in workshops, festivals, and special events.

**NOW, THEREFORE, BE IT RESOLVED**, that I, Toni Preckwinkle, President of the Cook County Forest Preserve District Board of Commissioners, and on behalf of the 5.4 million residents of Cook County, do hereby congratulate the Sand Ridge Master Gardeners on their receipt of the University of Illinois Extension Service Master Gardener State Teamwork Award, and I also express my gratitude to the Sand Ridge Master Gardeners for their hard work and dedication to beautifying our land and to educating our residents.

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**RELOCATION AND MOVING PAYMENTS  
ROLLING KNOLLS COUNTRY CLUB**

**ITEM #29**

Transmitting a Communication, dated July 13, 2011 from

ARNOLD RANDALL, General Superintendent

## **OFFICE OF THE GENERAL SUPERINTENDENT (continued)**

### **ITEM #29 cont'd**

Requesting authorization to issue relocation assistance and replacement housing payments to displaced individuals and other entities pursuant to the Illinois Eminent Domain Act in connection with the District's acquisition of Rolling Knolls Country Club (the "Subject Property").

Reason: Pursuant to the Eminent Domain Act, public bodies are required to provide relocation benefits to displaced persons and entities based on standards adopted by federal regulations. (See Section 735 ILCS 30/10-5-62.) Because of the complexity of these regulations, as applied to the business operation being conducted on the Subject Property, the District, in conformity with common practice, retained the services of an experienced relocation consultant, Relocation Consulting Services, Inc., to assist in processing the relocation claims. The District also requested a second opinion letter from the Cook County Board of Ethics regarding the propriety of the payment of such benefits to Commissioner Schneider and his family members, who are the former owners of the Subject Property.<sup>1</sup> In its letter dated June 1, 2011, the Cook County Ethics Board opined that the payment of such benefits, based on the adherence to Federal guidelines pursuant to the Illinois Eminent Domain Act, and the use of an independent third party for the purpose of determining the benefits, does not constitute a conflict of interest under the current Ethics Ordinance.

Upon completion of the acquisition of the Subject Property, Rolling Knolls phased out its golfing and special event operation and the District, with assistance from the ownership of the Subject Property, prepared an inventory of the extensive personalty and equipment to be relocated. The District secured an appraisal of this inventory, and myriad relocation cost and valuation analyses were completed, all as required by federal regulations. All equipment and personalty of Rolling Knolls has either been appraised to determine a payment for direct loss of personal property or has been relocated, and the District has secured the former buildings on the premises which were occupied by Rolling Knolls.

In addition to the two residences occupied by members of the Schneider family the District's consultant determined that, of the additional residential structures, two (2) were occupied by employees of the golf course, and five (5) were occupied by non-employees, who were tenants of Ownership. The District's outside legal counsel has provided an opinion that the non-employee tenants are eligible displaced persons, and that relocation payments to them are mandated under the federal relocation regulations.<sup>2</sup>

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<sup>1</sup> On October 22, 2008, the Cook County Board of Ethics determined that, in light of the County's Conflict of Interest provisions, the Subject Property only could be acquired by the District through eminent domain proceedings.

<sup>2</sup> According to the federal regulations, in addition to reimbursement for relocation expenses, rental assistance payments must be provided to displaced persons, predicated upon a formula contained in the federal regulations based upon the replacement housing/existing rent differential, for a period of 42 months. Several of the payments referenced exceed the regulatory limits for rental or down payment assistance either because the tenants are considered to be of low income or there was no satisfactory housing available within their financial means; therefore, as required in this situation, the payments were calculated under the provisions of Housing of Last Resort referenced in the Federal guidelines.

**OFFICE OF THE GENERAL SUPERINTENDENT (continued)**

**ITEM #29 cont'd**

The reports prepared by the District's independent consultant, which detail the procedures and analyses performed, have been provided to the Board as backup for this board item. Approval is requested for payment of the following benefits:

Claimant	Moving Payment	DLP/Replacement Housing Payment
Rolling Knolls Country Club	\$93,348.00	\$303,674.00
Bell, Tony	\$900.00	\$16,254.00
Costello, John	\$1,000.00	\$14,784.00
Ignaszak, Luria	\$1,150.00	\$31,164.00
Konieczski, Leonard	\$1,400.00	\$38,052.00
Konieczski, Roxanne	\$1,000.00	\$21,798.00
Rios, Guadalupe	\$1,000.00	\$39,354.00
Rios, Jesus	\$1,000.00	\$28,854.00
Schneider, Harry	\$1,300.00	\$0
Schneider, Helen	\$1,300.00	\$0
Sheahan, Dennis & Gabriesen, Kyle	\$1,150.00	\$18,354.00

The Forest Preserve District Chief Financial Officer has reviewed and approved the proposed expenditures.

This project is located in Forest Preserve District of Cook County Board District 15

Estimated Financial Impact: \$616,836.00 (066000-680010 Real Estate Acquisition Fund Account)

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**TRANSFER OF FUNDS FOR THE  
 SAND RIDGE CABIN REPAIR PROJECT**

**ITEM #30**

Transmitting a Communication, dated June 17, 2011

ARNOLD RANDALL, General Superintendent

requesting approval by the Board of Commissioners to transfer funds totaling \$375,000.00 from the District's 2011 Working Cash Fund to Grant Fund Account No. 108068-670061.

Reason: At the November 4, 2010 Board Meeting, Item No. 4, the Board was informed of the award of a \$375,000.00 grant for Project Job Number 05-80-19.1.3.E, Sand Ridge Cabin Repairs. This grant was awarded by the State of Illinois, Department of Natural Resources, and Public

**OFFICE OF THE GENERAL SUPERINTENDENT (continued)**

**ITEM #30 cont'd**

Museum Capital Grants Program. Because this is a reimbursable grant, the transfer is required until funding is received from the grant. This transfer is temporary and by law will be returned back to the Working Cash Fund by the end of 2011. As this is a multi-year project, subsequent transfers will be required in following years.

The District's Chief Financial Officer has reviewed the funding for Job Number 05-80-19.1.3.E, Sand Ridge Cabin Repairs and acknowledges that \$375,000.00 is available in the 2011 Working Cash Fund to be transferred to Grant Account 108068-670061.

This project is located in Forest Preserve District of Cook County Board District 4

Estimated Fiscal Impact: None

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**REPORT  
(UPDATE ON THE EMERALD ASH BORER)**

**ITEM #31**

Transmitting a Communication, dated June 17, 2011

ARNOLD RANDALL, General Superintendent

The District would like to update the Board of Commissioners on the status of the Emerald Ash Borer (EAB). Previous updates were provided to the Board of Commissioners on 12/7/06, 4/4/07, 11/7/07 and 9/4/08.

The Emerald Ash Borer was confirmed on District property December 31, 2008 by the United States Department of Agriculture Animal & Plant Health Inspection Service in the Tinley Creek Division. The District has since confirmed the presence of EAB throughout the Forest Preserve District in various stages of infestation. Forest Preserve District staff is in the process of managing the EAB in accordance with the Forest Preserve District Emerald Ash Borer Management Plan (attached) presented to the Board of Commissioners on September 4, 2008. To date the District has removed approximately 3,694 Ash Trees

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**REPORT  
(SUBMITTAL OF THE COMPREHENSIVE ANNUAL FINANCIAL REPORT)**

**ITEM #32**

Submitting the Comprehensive Annual Financial Report of the Forest Preserve District of Cook County for the Fiscal Year ending December 31, 2010 as prepared by the auditing firm of Legacy Professional, LLP. To be referred to the Audit Committee.