

ORIGINAL

**VILLAGE OF MAYWOOD
SPECIAL MEETING OF THE BOARD OF TRUSTEES
WEDNESDAY, AUGUST 28, 2013
125 SOUTH 5TH AVENUE
MAYWOOD, ILLINOIS 60153**

CALL TO ORDER

The Public Hearing concerning a 180 day moratorium on convenience was called to order by Mayor, Edwenna Perkins, at 7:00 P.M., in the Council Chambers at 125 South 5th Avenue, Maywood, IL 60153.

ROLL CALL

Upon roll call by Viola Mims, Village Clerk, the following answered **Present:** Mayor, Edwenna Perkins, Trustee(s) C. Ealey-Cross, A. Jaycox (late arrival), A. Dorris, M. Rogers, M Lightford and R. Rivers. **Absent:** None. **There being a Quorum Present, the Meeting was called to order.**

Staff Attendance:

William Barlow, Village Manager
Elijah Willis, Interim Police Chief
David Myers, Community Development Director
Michael Jurusik, Village Attorney
Wilhemina Dunbar, Human Resources Coordinator
Angela Smith, Director of Community Development
Connie Thompkins, Administrative Clerk

PUBLIC HEARING ON MORATORIUM ON CONVENIENCE STORES AND GENERAL MERCHANDISE RETAILERS

Clerk's Note: the Public Hearing was published once in the local newspaper and mailed to businesses located in the Village.

Mr. Barlow addressed the reason for the Public Hearing and the 180-day Moratorium – discussed the problem with the convenient stores selling “loosies” (cigarettes removed from the packets), loitering, violation of other Ordinances, 24 hours of operation, and crowds gathering late into the evening. The Public Hearing is required by due process of the Village Board to take action on the Ordinance.

Chief Willis distributed handouts to the Board members of information from an ongoing operation by a newly created “tag” team. All 24 stores were visited and photos were taken of the storage and selling areas. The issue of selling loose cigarettes is a major focus for the police department and is being addressed aggressively. The clientele patronizing these stores are aware that the police are actively working to rid the village of this practice. The items that are being sold are not illegal, but the illegal items being sold are behind the counters and difficult to prove their existence. The owners will not sell illegal items to a police officer. The same store type in other areas does not sell the merchandise being sold in the Village of Maywood.

Sergeant Diaz reported he was in full uniform, was able to purchase a pocket digital scale, glass pipe, a sleeping aid (used to cut heroine), blunts and blunt cutters. Sergeant Diaz was also given some of the items as a promotion for buying other items.

Mayor Perkins questioned if there was a law against selling the items. Chief Willis informed the Mayor that the items being sold are not illegal.

Trustee Rivers thanked Chief Willis for the hard work the police officers are doing for the Village. Trustee Rivers inquired about a list created by the village attorney and Chief Curry (4 months ago) on synthetic drugs and wanted to know if it was tied into the scope of the investigation. Mike Jurusik informed Trustee Rivers that the process of this Ordinance and review of the code book will include all aspects of the items being sold. The 180-Day Moratorium will include training and education to the police officers for any new regulations once the regulations have been set.

Trustee Rivers asked if the Village was able to cease and desist the sale of all items immediately. Mike Jurusik stated that cease and desist would only apply to illegal items and if the items were a part of the criminal books.

Trustee C. Ealey-Cross questioned if Chief Willis could verbally confirm that he is was aware of "what is on the books" for illegal and non-illegal items being sold. Trustee Ealey-Cross questioned if all stores were visited and checked for these items regardless of their reputation.

Trustee Rivers questioned with the assistance of Code Enforcement, would the police be able to search behind the counters of these stores. Chief Willis advised that any items concealed in drawers at these stores, even with Code Enforcement, would not be accessible without probable cause and a warrant.

Trustee Ealey-Cross requested that Mr. Barlow give a brief description of the Ordinance for convenient stores. Mayor Perkins advised that the Ordinance would be read by Mr. Barlow before the Public comments.

The Ordinance was read by Mr. Barlow.

PUBLIC COMMENTS:

- A. Comments from the Public: Comments were made from the following residents:** D. Lane-Thomas, L. Robinson, L. Grace, L. Redmond and I. Brandon. Mayor Perkins, Trustee(s) C. Ealey-Cross, A. Jaycox, M. Lightford and R. Rivers. Public Comments are available in the Clerk's Office upon request.
- B. Comments to the Public Comment:** Angela Smith, Mr. Barlow and Mike Jurusik responded to public comment. Their comments are available at the Clerk's Office upon request.

MOTIONED BY: TRUSTEE JAYCOX AND SECONDED BY, RIVERS TO CLOSE THE PUBLIC HEARING,

Discussion: None

Ayes: Mayor Perkins, Trustee(s) C. Ealey-Cross, A. Jaycox, A. Dorris, M. Rogers and M. Lightford

Nays: None

Absent: None

Abstain: None

MOTION CARRIES

RECESS TO EXECUTIVE SESSION:

MOTIONED BY, TRUSTEE JAYCOX AND SECONDED BY, TRUSTEE RIVERS TO RECESS TO EXECUTIVE SESSION AT 8:16 P.M. FOR THE PURPOSE OF DISCUSSING PROBABLE/IMMINENT LITIGATION

Ayes: Mayor Perkins, Trustee(s) C. Ealey-Cross, A. Jaycox, A. Dorris, M. Rogers, M. Lightford and R. Rivers,

Nays: None

Abstain: None

Absent: None

Motion Carries

RECONVENE THE SPECIAL BOARD MEETING CALL TO ORDER

The Special Meeting of the Board of Trustees held on Wednesday, August 28, 2013 was called to order by Mayor, Edwenna Perkins, at 9:41 P.M., in the Council Chambers at 125 South 5th Avenue, Maywood, IL 60153.

ROLL CALL

Upon roll call by Viola Mims, Village Clerk, the following answered **Present:** Mayor, Edwenna Perkins, Trustee(s) C. Ealey-Cross, A. Jaycox, A. Dorris, M. Rogers, M Lightford and R. Rivers. **Absent:** None. **There being a Quorum Present, the Meeting was called to order.**

MOTIONED BY, TRUSTEE RIVERS AND SECONDED BY, TRUSTEE LIGHTFORD TO APPROVE AN ORDINANCE TO ESTABLISH A TEMPORARY 180-DAY MORATORIUM ON THE DEVELOPMENT, INSTALLATION, CONSTRUCTION, LICENSING AND OPERATION OF NEW CONVENIENCE STORES AND GENERAL MERCHANDISE RETAILERS IN THE VILLAGE OF MAYWOOD.

Discussion: None

Ayes: Mayor Perkins, Trustee(s) C. Ealey-Cross, A. Jaycox, A. Dorris, M. Rogers, M. Lightford and R. Rivers

Nays: None

Abstain: None

Absent: None

Motion Carries

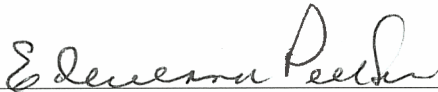
Public Comments: None

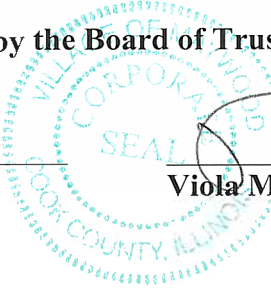
Trustee A. Dorris informed the audience of the funeral arrangements for Anthony Thomas. Mayor Perkins acknowledged a moment of Silence in honor of Mr. Thomas.

ADJOURNMENT

Mayor Edwenna Perkins, and the Board of Trustees adjourned August 28, 2013 Special Board Meeting Motion by, Trustee Jaycox and Seconded by, Trustee Lightford at 9:45 P.M.

The vote was affirmed unanimously by the Board of Trustees at 9:45 P.M.


Edwenna Perkins, Mayor




Viola Mims, Village Clerk

- cc: Mayor Edwenna Perkins, Sr.
- Trustees: C. Ealey-Cross
- A. Jaycox
- A. Dorris
- M. Rogers
- M. Lightford
- R. Rivers
- Viola Mims, Village Clerk
- William Barlow, Village Manager
- Michael Jurusik, Village Attorney