

**11-O-86
ORDINANCE**

Sponsored by

THE HONORABLE JOAN PATRICIA MURPHY, COUNTY COMMISSIONER

Co-Sponsored by

**THE HONORABLE BRIDGET GAINER, JESUS G. GARCIA, PETER N. SILVESTRI,
JEFFREY R. TOBOLSKI, JOHN P. DALEY, PRESIDENT TONI PRECKWINKLE,
WILLIAM M. BEAVERS, JERRY BUTLER, EARLEAN COLLINS, JOHN A. FRITCHEY,
ELIZABETH "LIZ" DOODY GORMAN, GREGG GOSLIN, EDWIN REYES,
TIMOTHY O. SCHNEIDER, DEBORAH SIMS AND LARRY SUFFREDIN
COUNTY COMMISSIONERS**

**AMENDMENT TO CLERK'S FEES ORDINANCE AND TO THE FEE SCHEDULE
FOR COMMEMORATIVE MARRIAGE AND CIVIL UNION CERTIFICATES**

BE IT ORDAINED, by the Cook County Board of Commissioners that Chapter 2 Administration, Sections 2-173 and 2-174 of the Cook County Code are hereby amended as follows:

Sec. 2-173. Cook County Clerk automation fee.

(a) *Cook County Clerk Vital Records automation fee.* The fees in Section 2-174 include an automation fee as set out in Section 32-1, which shall be remitted monthly by the Clerk to the County Treasurer, to be retained in a special fund designated as the Clerk's Automation Fund. Upon request of the County Clerk, the Board shall make expenditure from the fund to pay costs related to the automation of functions performed by the Clerk including hardware, software, research and development costs and personnel related thereto.

(b) *Cook County Clerk marriage application automation fee.* The automation fee to apply for a marriage license as set out in Section 32-1 shall be remitted monthly by the Clerk to the County Treasurer, to be retained in a special fund designated as the Clerk's Automation Fund. Upon request of the County Clerk, the Board shall make expenditure from the fund to pay costs related to the automation of functions performed by the Clerk including hardware, software, research and development costs and personnel related thereto.

(c) *Cook County Clerk Civil Union application automation fee.* The automation fee to apply for a civil union license as set out in Section 32-1 shall be remitted monthly by the Clerk to the County Treasurer, to be retained in a special fund designated as the Clerk's Automation Fund. Upon request of the County Clerk, the Board shall make expenditure from the fund to pay costs related to the automation of functions performed by the Clerk including hardware, software, research and development costs and personnel related thereto.

(d) *Cook County Clerk Commemorative Certificate automation fee.* The automation fee to apply for a commemorative marriage certificate or a commemorative civil union certificate as set out in Section 32-1 shall be remitted monthly by the Clerk to the County Treasurer, to be retained in a special fund designated as the Clerk's Automation Fund. Upon request of the County Clerk, the Board shall make expenditure from the fund to pay costs related to the automation of functions performed by the Clerk including hardware, software, research and development costs and personnel related thereto.

Sec. 2-174. Vital records fees for County Clerk.

(a) *Birth records.* The Cook County Clerk shall continue to charge and collect a fee for the first copy, and a fee for each additional copy of a birth record as set out in Section 32-1.

(b) *Marriage records.* The Cook County Clerk shall continue to charge and collect a fee for the first copy, and a fee for each additional copy of a marriage record as set out in Section 32-1.

(c) *Death records.* The Cook County Clerk shall charge and collect a fee for the first copy, and a fee for each additional copy of a death record as set out in Section 32-1.

(d) *Genealogical records.* The County Clerk shall charge and collect a fee as set out in Section 32-1 for the first copy and a fee as set out in Section 32-1 for subsequent copies of any genealogical birth, death or marriage certificate.

(e) *Emergency fee.* The County Clerk shall charge and collect an emergency fee as set out in Section 32-1 for providing a copy of a vital record on an overnight basis. The emergency fee authorized in this subsection shall be in addition to any other fees authorized to be collected by the County Clerk for providing the requested document.

(f) *Waiver and refund of death record fee.* The County Clerk shall waive the County portion of the vital records fee for death records requested (first copy only) as set forth in Section 32-1 by those persons legally authorized to request and obtain a death certificate and seeking a copy of a death certificate for a decedent buried at Burr Oak Cemetery. Said waiver shall apply only to death records indicating a date of death prior to July 6, 2009, and burial at Burr Oak Cemetery; the waiver extends only to the County's portion of the fee for the first copy only and shall not extend to requests for additional copies. The County Clerk is required to continue to collect a \$2.00 fee for the first copy of the death record as required by State Statute unless waived by the State. The waiver shall run through September 15, 2009 unless otherwise authorized by the Cook County Board of Commissioners. In accordance with the County Clerk's records, the County Clerk is hereby authorized to refund Cook County's portion of the death records fee for death records requested (first copy only) to those individuals who legally requested and obtained a death record/certificate since July 6, 2009, for a decedent buried at Burr Oak Cemetery.

(g) *Civil Union records.* The Cook County Clerk shall charge and collect a fee for the first copy, and a fee for each additional copy of a civil union record as set out in Section 32-1.

(h) *Commemorative Certificates.* The Cook County Clerk shall charge and collect a fee for the issuance of a Commemorative Certificate of Marriage or for the issuance of a Commemorative Certificate of Civil Union as set out in Section 32-1. With each Commemorative Certificate issued, the Clerk shall also issue a certified copy of the underlying record. The fee charged and collected as set forth in Section 32-1 shall cover the cost of both the commemorative certificate and the certified copy.

BE IT FURTHER ORDAINED, by the Cook County Board of Commissioners that Chapter 32 Fees, Section 32-1 of the Cook County Code is hereby amended as follows:

Sec. 32-1. Fee schedule.

The fees or charges provided for or required by the below listed sections shall be as shown below:

| Code Section | Description | Fees, Rates, Charges (in dollars) |
|----------------------------------|--|--------------------------------------|
| CHAPTER 2, ADMINISTRATION | | |
| 2-173(d) | Commemorative Certificate automation fee | 10.00 |
| 2-174(h) | Commemorative Certificate fee | 55.00 |

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

Approved and adopted this 20th day of September 2011.

TONI PRECKWINKLE, President
Cook County Board of Commissioners

Attest: DAVID ORR, County Clerk

**11-O-87
ORDINANCE**

Sponsored by

**THE HONORABLE BRIDGET GAINER, JOHN P. DALEY,
ELIZABETH "LIZ" DOODY GORMAN AND JOAN PATRICIA MURPHY,
COUNTY COMMISSIONERS**

Co-Sponsored by

**THE HONORABLE JERRY BUTLER, JESUS G. GARCIA, GREGG GOSLIN, EDWIN REYES,
TIMOTHY O. SCHNEIDER, PETER N. SILVESTRI, DEBORAH SIMS, LARRY SUFFREDIN
AND JEFFREY R. TOBOLSKI, COUNTY COMMISSIONERS**

AMENDMENT TO TAXING DISTRICT DEBT DISCLOSURE ORDINANCE

BE IT ORDAINED, by the Cook County Board of Commissioners, that Chapter 2 Administration, Article IV Officers and Employees, Division 4 Treasurer, Subdivision 1 In General, Section 2-243 of the Cook County Code is hereby amended as follows:

Sec. 2-243. Taxing district debt disclosure.

(a) *Definitions.*

Actuarial accrued liability (AAL), other postemployment benefits (OPEB), unfunded actuarial accrued liability (UAAL), and healthcare cost trend rate shall have the same meanings ascribed to such terms under the generally accepted accounting principles for governmental accounting promulgated from time to time by the Governmental Accounting Standards Board.

Actuarial cost method, amortization method, asset valuation method, investment rate of return, and any other actuarial terms used and not defined herein shall have the same meanings as defined by Actuarial Standards of Practice, as promulgated from time to time by the Actuarial Standards Board.

Audited financial statements, current debt, current liabilities, long term debt, long term liabilities and any other accounting terms used and not defined herein shall have the same meanings as defined by Generally Accepted Accounting Principles, as promulgated from time to time by the American Institute of Certified Public Accountants, and shall conform with the accounting principles and auditing standards generally accepted in the United States, including without limitation those generally accepted accounting principles for governmental accounting as are set forth in publications of the Governmental Accounting Standards Board.

Taxing District shall have the same meaning as defined by 35 ILCS 200/1-150.

Total Pension Liability shall mean the sum total of all liabilities of a Taxing District in respect of the pension and retirement obligations of such Taxing District. Total Pension Liability includes both AAL for pension benefits and AAL for OPEB benefits.

Total Unfunded Pension Liability shall mean the sum total of all unfunded liabilities of a Taxing District in respect of the pension and retirement obligations of such Taxing District. Total Unfunded Pension Liability includes UAAL for pension benefits and UAAL for OPEB benefits.

(b) *Duty of Taxing Districts to disclose all debt.* Each Taxing District shall, on or before the last Tuesday in December, provide to the Office of the Cook County Treasurer, in the electronic format required by Office of the Cook County Treasurer, a full, complete, unabridged and unedited copy of such Taxing District's most recent audited financial statement (along with any and all auditor's notes and comments on such audited financial statements), accompanied by such Taxing District's written disclosure of the following information:

- (1) Sum total of all debts and liabilities from such financial statement(s);
- (2) Sum total of gross tax levy for the most recent tax year;
- (3) Gross operating budget revenue for the most recent fiscal year;
- (4) Total Pension Liability;
- (5) Total Unfunded Pension Liability, which shall be denoted as a separate line item below Total Pension Liability;
- (6) Actuarial cost method utilized by the Taxing District in its calculations of Total Pension Liability and Total Unfunded Pension Liability;
- (7) Asset valuation method utilized by the Taxing District in its calculation of Total Unfunded Pension Liability;
- (8) Each of the following actuarial assumptions underlying the Taxing District's calculations of Total Pension Liability and Total Unfunded Pension Liability:
 - (a) Investment rate of return;
 - (b) Annual rate of salary increases;
 - (c) Participant mortality rate; and,
 - (d) Healthcare cost trend rate for OPEB benefits;
- (9) Name and contact information (including telephone number, fax number, and email address, if available) for the chief elected official of the Taxing District and for the chief finance official of the Taxing District; and
- (10) If the Taxing District is a county, city, village, or incorporated town, the current total population of such Taxing District.

(c) In the event that a Taxing District does not have an audited financial statement for the most recent fiscal year, such Taxing District shall in lieu thereof provide to the Office of the Cook County Treasurer the most recent unaudited financial statement of such Taxing District, provided in all events that such unaudited financial statement shall include disclosures of the subject Taxing District's actual or contingent current debt, current liabilities, long term debt and long term liabilities. A Taxing District, whose financial statements are included or consolidated in the financial statements of another Taxing District, is not required to separately provide the required financial statements in the event said other Taxing District is in compliance with the requirements of this Ordinance.

(d) Independent of the duty of Taxing Districts to make annual disclosures pursuant to subsection (b) above, within 60 days following notification by the Office of the Cook County Treasurer, via United State's Postal Service first class prepaid mail, each Taxing District shall provide to the Office of the Cook County Treasurer, in the electronic format required by the Office of the Cook County Treasurer, a written disclosure containing the information required under Subsections (b)(6), (b)(7), (b)(8), and (b)(9) above.

(e) *Duty of Treasurer to make available disclosure of debt.* The Office of the Cook County Treasurer shall:

- (1) Create an electronic repository for the storage of all financial disclosures made by such Taxing Districts; and
- (2) Cause to be published on each regularly issued real estate tax bill the website address which provides, to taxpayers and other interested parties, electronic access to such financial disclosures by such Taxing Districts.

(f) *Publication of disclosures.* The Office of the Cook County Treasurer may, in the sole discretion of the Cook County Treasurer:

- (1) Publish on the Cook County Treasurer's official website the names of any Taxing Districts that have failed to comply fully with the requirements of this Ordinance; and,
- (2) Publish from time to time (but in no event more frequently than twice per calendar year) in one or more newspapers having a circulation within Cook County (i) any disclosures provided by Taxing Districts pursuant to this Ordinance or otherwise and/or (ii) the names of any Taxing Districts that have failed to comply fully with the requirements of this Ordinance.

(g) *Duty of Taxing District to provide and maintain contact information.* In the event of any change to the contact information provided by a Taxing District pursuant to Subsection (b)(9), the Taxing District shall forthwith provide revised and up-to-date contact information to the Office of the Cook County Treasurer.

Effective Date: This Ordinance Amendment shall be effective upon passage.

Approved and adopted this 20th day of September 2011.

TONI PRECKWINKLE, President
Cook County Board of Commissioners

Attest: DAVID ORR, County Clerk

**11-O-88
ORDINANCE**

Sponsored by

**THE HONORABLE GREGG GOSLIN, EDWIN REYES AND PETER N. SILVESTRI
COUNTY COMMISSIONERS**

OFFENSES AGAINST THE PUBLIC PEACE

BE IT ORDAINED, by the Cook County Board of Commissioners, that Chapter 58 Offenses and Miscellaneous Provisions, Article VI Offenses Against the Public Peace, Sections 58-171 through 58-174 of the Cook County Code is hereby enacted as follows:

ARTICLE VI. OFFENSES AGAINST THE PUBLIC PEACE

Sec. 58-171. Intoxication.

(a) It shall be unlawful for any person to drink any alcoholic liquor as defined bylaw on any public way under the jurisdiction of the County. This section shall not apply to portions of the public way occupied by a sidewalk cafe, which is properly licensed to sell alcoholic liquor.

(b) Any person violating any provision of this section shall be fined \$75.00, not to exceed \$300.00.

Sec. 58-172. Disorderly conduct.

(a) It shall be unlawful for any person to commit disorderly conduct. A person commits disorderly conduct when he knowingly:

- (1) Does any act in such unreasonable manner as to provoke, make or aid in making a breach of peace; or
- (2) Resists or obstructs the performance by one known to the person to be a police officer of any authorized act within his official capacity; or
- (3) Fails to obey a lawful order of dispersal by a person known by him to be a police officer; or
- (4) Does any offensive act which under the circumstances creates a clear and present danger of breach of the peace or imminent threat of violence; or
- (5) Appears in any public place manifestly under the influence of alcohol, narcotics or other drug, not therapeutically administered, to the degree that he may endanger himself or other persons or property, or annoy persons in his vicinity; or
- (6) Carries in a threatening or menacing manner, without authority of law, any razor, knife, stiletto, blackjack, bludgeon, metal knuckles, slingshot, any knife, the blade of which is released by a spring mechanism, including knives known as "switch-blades", undetectable knives as defined in Section 58-176 of this Code, an object containing

noxious or deleterious liquid, gas or substance or other weapon, or conceals said weapon on or about the person or vehicle.

(b) A person found violating any provision of this section shall be fined \$100.00, not to exceed \$300.00.

Sec. 58-173. Trespassing.

A person commits trespass when he knowingly:

(a) Enters the property, or any part thereof, of another when, immediately prior to such entry, he receives notice, either oral or written, from the owner or occupant that such entry is forbidden; or

(b) Remains upon the property, or any part thereof, of another after receiving notice, either oral or written, from the owner or occupant to depart.

(c) Any person found in violation of this section shall be fined \$100.00, not to exceed \$300.00.

Sec. 58-174. Administrative adjudication.

Any person issued a notice of violation for violation of Section 58-171 to Section 58-173 of this Article may request an administrative hearing in accordance with Chapter 2, Administration, Article IX, Administrative Hearings of this Code.

Effective date: This Ordinance shall be in effect 30 days from adoption.

Approved and adopted this 20th day of September 2011.

TONI PRECKWINKLE, President
Cook County Board of Commissioners

Attest: DAVID ORR, County Clerk