

CITY OF WEST CHICAGO

WHERE HISTORY & PROGRESS MEET

NOTICE

PUBLIC AFFAIRS COMMITTEE

Monday, October 23, 2017
7:00 P.M. - Committee Room (A)

AGENDA

1. Call to Order, Roll Call, and Establishment of a Quorum
2. Approval of Minutes
 - A. Public Affairs Committee of September 25, 2017
3. Public Participation / Presentations
 - A. Community Open Project
4. Items for Discussion
5. Items for Consent
 - A. Ordinance No. 17-O-0040 - Amending Chapter 9, Article XXI, Alarms of the West Chicago Code of Ordinances
 - B. Ordinance No. 17-O-0041 - Amending Chapter 11, Article II, Division 6, Animal and Control and Care of the West Chicago Code of Ordinances
6. Unfinished Business
7. New Business
8. Reports from Staff
 - A. West Chicago Police Department Monthly Report
9. Adjournment

MINUTES

PUBLIC AFFAIRS COMMITTEE

Monday, September 25, 2017 6:00 P.M.

1. Call to Order, Roll Call, and Establishment of a Quorum.

Chairman Chassee called the meeting to order at 6:00pm. Roll Call found Brown, Hallett, Garcia, Birch Ferguson, Meissner and Gagliardi.

2. Approval of Minutes.

A. Public Affairs Committee Minutes of July 24, 2017. Alderman Meissner made a motion, seconded by Alderman Garcia to approve the minutes of the Public Affairs Committee meeting with changes. Voting Aye: Chairman Chassee, Alderman Brown, Hallett, Garcia, Birch Ferguson, Meissner and Gagliardi. Voting Nay: 0. Motion carried.

B. Public Affairs Committee Minutes of August 28, 2017. Alderman Brown made a motion, seconded by Alderman Gagliardi to approve the minutes of the Public Affairs Committee meeting with no changes. Voting Aye: Chairman Chassee, Alderman Brown, Hallett, Garcia, Birch Ferguson, Meissner and Gagliardi. Voting Nay: 0. Motion carried.

3. Public Participation / Presentations.

A. Marketing Plan

Marty Ellery of Mungo Creative Group gave a presentation to the Committee on a three-year plan that will help the City focus on marketing and communication strategy which will help the City attract new businesses, residents and newcomers.

The Committee unanimously gave staff direction to proceed this item to the next City Council meeting.

4. Items for Discussion.

5. Items for Consent.

6. Unfinished Business.

7. New Business.

Chairmen Chassee asked if staff can look into a PA system for the City's downtown area similar to the one Plainfield uses. This PA system can be used at our events and can also be used to play music throughout the day. This request will be looked into and brought back to the Committee with the findings.

Chairmen Chassee asked the Committee if they would vote on having the Public Affairs Meeting at 6:00 PM or back to 7:00 PM for the winter. Alderman Brown made a motion, seconded by Alderman Garcia to meet back at 7:00PM.

8. Reports from Staff.

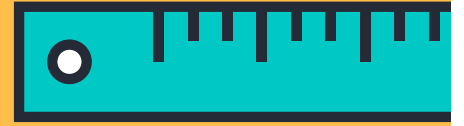
A. West Chicago Monthly Police Report

9. **Adjournment.** Alderman Hallett made a motion to adjourn, seconded by Alderman Gagliardi. The motion was approved by voice vote, and the meeting adjourned at approximately 6:38pm.

Respectfully submitted,

Yahaira Bautista

Executive Secretary to the Chief of Police
West Chicago Police Department



West Chicago Community Open Project:

Opportunities for
Engagement for the
Latino Population



Intent and Purpose: Create civic engagement opportunities for the Latino community

The purpose of this Report is to provide information to the City Council and staff about the existing mechanisms and tools being utilized to promote and coordinate City services as well as civic engagement. Additionally, this Report will provide a brief analysis and assessment on the current demographics of the community, a review of the current tools being used to educate and inform residents and, finally, provide recommendations on how to engage with the Latino community in order to provide the highest levels of service and improve the quality of life for our residents. For each recommendation an implementation timeframe will be provided, however all will fall within an immediate to 16-month timeframe.

This Report will use and build on the 2016 West Chicago Strategic Plan, which provided a call to action for the City to better engage with its Spanish-speaking population. As an organization, that prides itself on its history, one of the recommendations of the 2016 Strategic Plan is for the City to own and promote its rich cultural heritage and diversity. The outreach activities and opportunities recommended in this Report will attempt to celebrate the City's historical richness and diversity to engage one another in meaningful conversations and discussions.

Organizational assessment and challenges

The 2016 Strategic Plan identified a few of the challenges facing the community. Below are a few examples of those challenges.

1. How can we bridge the divide between Whites and Latinos?
2. How can we promote diversity in the community?
3. How do we increase Latino representation in civic life?
4. How do we broaden participation with all members of the community and form partnerships?

As an organization, we must revert back to our guiding principles when starting to address these challenges. These guiding principles are:

1. Mission Statement – “To assure a safe, cohesive and dynamic community that is responsive to the needs of both citizens and businesses as it strives for continuous improvement.”
2. Values – Diversity / Cooperation / Collaboration / Pride / Inclusiveness
3. Vision Statement – “To take the actions and make the investments needed to modernize and update the community to meet the needs of the next generation.”

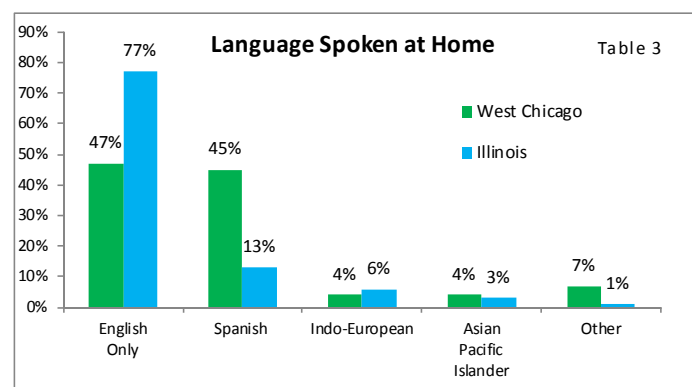
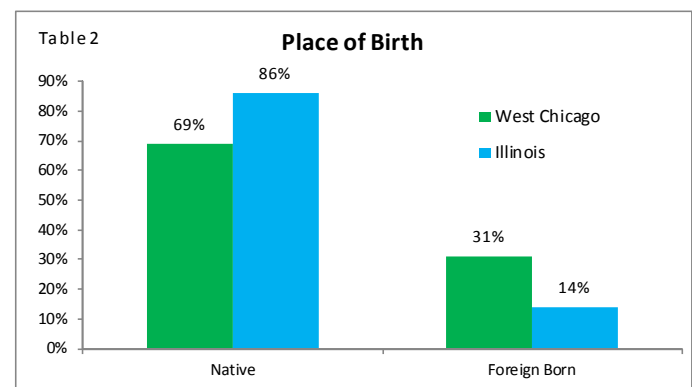
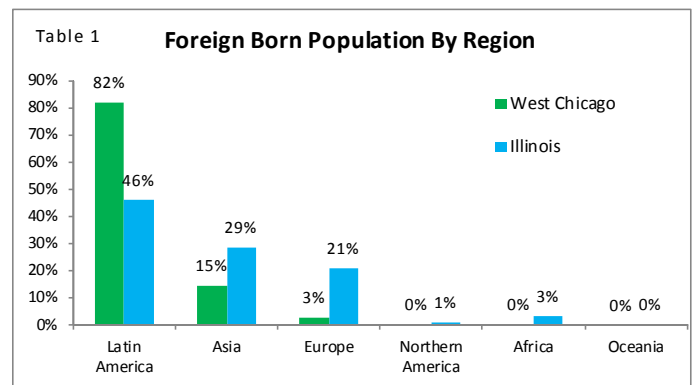
The way we measure and define success through this process needs to be closely tied to the City’s guiding principles.

The Latin American flare of West Chicago

A review of the data provided by the U.S. Census, through its 2011-2015 Community Survey, provides insight into the demographic makeup of the City.

West Chicago has a significant foreign-born population when compared to the state of Illinois. In 2015, the foreign-born population of West Chicago was 31% of the total population. In comparison, the foreign-born population was 14% of the total population at the state level (See Table 1). In addition, approximately 82% of the foreign-born population of West Chicago came from Latin American, which is significantly higher than the 46% at the state level.

The most surprising piece of data is the percentage of the population who speak Spanish at home. It showed that 45% of the population of West Chicago spoke Spanish at



home which is, again, significantly higher than 13% at the state level (see Figure 3).

What assumptions can we make from the data about the West Chicago community? A significant portion of the population of West Chicago prefers communicating in Spanish at home. However, 25% percent of the 45% also indicated that they spoke English, thus we need to examine further and find out the language in which Latinos in West Chicago prefer to receive their City news and information.

The groundwork to better understand our neighbors

To best assess the needs of the community and to identify the barriers to civic participation, a significant amount of time and effort will need to be spent building trust and partnerships. In other words, to get a more in-depth knowledge of the community, I must build a strong foundation of trust with residents, community organizations and community groups.

I must seek partnerships with existing community organizations that are already entwined in the social fabric of the community. These groups have already established the trust and credibility with members of the community whose input and participation City Council and City staff are seeking.

One of the most difficult challenges facing our organization will be how to obtain and keep the public's trust. Therefore, it is important that when starting the groundwork to build a strong foundation of trust we must be willing to listen, as well as provide a safe environment for people to speak up and share their stories or concerns. Allowing people or groups to provide valuable input in the process will create a buy-in of the programs or opportunities that the City will provide. Inevitably this free sharing of ideas and thoughts will provide insight into issues that we as an organization may not have considered or understood as barriers to civic engagement.

Tools currently used to engage and educate the public

The City's website is by far the most frequently used tool by City staff to inform residents. The "news" feature is usually updated on a daily basis. Staff also maintains an active Twitter account that provides useful information about happenings throughout the

City, public meetings, safety tips, and alerts. The City does not have an official Facebook or Instagram account, the Police Department does however, have its own Facebook account that is utilized to inform residents about City Ordinances, events, news articles and other relevant information regarding policing.

The City also publishes a quarterly newsletter that is mailed to each household and businesses in the community and copies are put out for the public at City Hall, the West Chicago Park District, the Western DuPage Chamber of Commerce, the West Chicago Library, Supermercado Tampico and Carniceria Jimenez. The newsletter includes a message from Mayor Pineda, useful tips that pertain to that particular season, a calendar of events, and contact information for elected officials.

Tools for future opportunities and avenues for civic engagement

A few ideas for civic engagement opportunities have been mentioned briefly in this Report; however, this section will highlight specific tools and opportunities, including their intended objectives.

Social Media– Technological innovations continue to alter the way we communicate and the City needs to adapt to the changes. Communication with a diverse audience is important and social media plays an important role in building new relationships and starting conversations. About 80% of adults in the United States use at least one of five social media sites (Facebook, Instagram, Twitter, Pinterest, LinkedIn), according to an [analysis by the Pew Research Center](#). The most widely used platform is Facebook which is used by 71% of adults. Among Latinos, Facebook is the most used platform (73%). The second most used social media platforms for Latinos are Instagram (34%) followed by Twitter (25%), according to the same survey.

Therefore, as the Community Outreach Specialist I will setup accounts on Facebook, Twitter and Instagram to use as communication tools with the Latino community. I will use these proactive outreach tools by sharing relevant information about City or non-City events, services or information that is beneficial or relevant to my followers. The information will be from a broad range of resources such as local community organizations to local and national

government organizations. Currently, staff and the City's marketing consultant are exploring the idea of creating an official City Facebook and Instagram account.

A social media policy will need to be approved so that designated employees of the City can properly set up an account as a City employee to share information they deem relevant and important. The goal is to reach out to a broader audience who doesn't have the time to browse the City's website or come to City Hall and ask about City services. *Time frame: Immediate. (Objectives: Broaden participation with all members of the community and form partnerships; aligns with our values statement by meeting the needs of the next generation).*

New Community Events – Aside from Mexican Independence Day there are other significant and important holidays that the Latino community celebrates throughout the year. December is a month filled with many celebrations in the Latino community and the City can incorporate a few traditions into the existing Frosty Fest event. Things to consider are pastries, "champurrado" (a type of hot chocolate), healthy tamales, gifts and a raffle. The budget for adding such things can range from \$500 to \$1,500.

Another important event to consider is "Día del Niño" or Children's Day which is celebrated on April 30th. Children's Day is a national holiday in Mexico in which families celebrate their children. We can provide families with free health screenings (glucose/diabetes, asthma, dental exams, blood pressure and hemoglobin screenings), interactive games for nutrition and physical activities, a health walk, art and craft activities, music and community performers. This can be done in coordination with other community partners such as the DuPage County Health Department and the West Chicago Park District. The budget for this event would range from \$7,500 to \$12,500.

Finally, the popular holiday of "Día del los Muertos" (Day of the Dead) is celebrated from October 31 to November 2. The holiday is dedicated to remembering loved ones who are no longer living. This event can be incorporated as part of the City's Halloween festivities and can include the following activities; an art exhibit, people can set up their own "ofrendas" (offerings), face painting, art activities and the serving of the traditional "pan de

muerto” (day of the dead bread). The budget for adding such things can range from \$500 to \$1,500.

The purpose of these events would be to foster a sense of community and to provide a gathering place for residents to fraternize and build bonds with one another and for non-Latinos to learn more about the lesser known Latino holidays. City staff will seek partnerships from community members and organizations to make these events inclusive and engage the entire community. *Time frame: Will be included in Fiscal Year 2018. (Objectives: Bridge the divide between Whites and Latinos; promote diversity in the community).*

Community Market- With the Healthy West Chicago initiative in mind, another event that can serve the community well would be a weekly outdoor event throughout the summer called “Mercadito” or Little Market. If you have ever traveled to Latin American, you will recognize that markets play a vital role in the local economy. One reason is that they are very convenient since they usually have a variety of booths that sell groceries, hardware supplies, books, electronics, clothes, and crafts. Additionally, they are a hub for the entrepreneurial spirit. At “Mercadito” people can sell local produce and products, experience musical or dance performances, participate in live cooking demonstrations and food sampling, and once a month we can host a family movie night in Spanish (with subtitles).

This event would need to be done in partnership with the West Chicago Park District to determine the best location. An event of this size and frequency would require a significant amount of investment from the City in terms of financial and resource allocation. In addition, partnerships would be sought out to assist in planning and running the event to reduce the burden on City staff, as well as reduce costs. *Time Frame: Interest can be gauged in 2018 for a start date of summer 2019. (Objectives: Promote diversity in the community; broaden participation with all members of the community and form partnerships).*

Participatory Budget – The participatory budget is a concept that allows people to engage and participate in the management of public funds. In other words, it is a democratic process in which people in the community directly decide how to spend their tax dollars. One of the first steps to exercise a participatory budget approach is to seek public input relating to the annual budget by placing “Budget Input Boxes” throughout the community as well as on

the City's website. For example, if during the budget process there are six items for consideration but only funding for one item, then the City can reach out to the community for input and final say. Whatever the outcome is, the City must honor it. This can start at the upcoming budget discussion for Fiscal Year 2018. This process has worked well in the City of San Antonio, TX (<http://www.sanantonio.gov/Budget/Budget-Development#187231989-community-input>). *Time frame: Immediate.*

The next step in the participatory process is to come up with suggestions that can save, improve services, or solve a problem in the community using a designated amount of funds. A few cities in the United States have already implemented this process, including the City of Chicago. The amount of money that residents are able to spend can range from \$25,000 to \$75,000. We can always start with a low amount and consider increasing the amount the following fiscal year. Residents get together in small groups to discuss new ideas to implement or provide a solution to a particular need. Then, residents shape those ideas or concerns into proposals and seek community support. The entire West Chicago community is then invited to vote on what project(s) are included in the Budget. Facebook polls can be used as part of the civic engagement tools. This is similar to a neighborhood council as described in the 2016 Strategic Plan. *Timeframe: first, we need to engage our community partners as well as gauge the interest of the community to find out if a process like this would be beneficial. If enough stakeholders are interested the program/process can start summer/fall 2018. (Objective: Increase Latino representation in civic life).*

West Chicago Civic Academy- This would be a partnership with the schools to create teaching opportunities for the City to educate its young residents (middle school and high school students) about the impact they have on how services are rendered. It can be a course during the summer or as part of an after-school program that would involve City staff. At the successful completion of the program, we can celebrate with a graduation ceremony to instill positive self-esteem in the students. Family members would be invited to attend to make it a community celebration. By including family members, we can attempt to gauge their interest and see if they are willing to take a similar course to learn about government. For those students who show a significant amount of interest in local government, the City can offer

two programs: “policy in local government “and “adminstrating local government”. Both programs provide an in-depth look at local government in action.

The “adminstrating local government” program provides a position within a City Department to learn more about the day to day operations. The “policy in local government” program appoints a student as a non-voting member of the City Council and be assigned a Council member to shadow ([see Keizer, Oregon - https://www.keizer.org/youth-councilor](https://www.keizer.org/youth-councilor)). Those students selected to these programs will be urged to recruit candidates to fill their positions at the end of the program. The programs will follow the school year and each session will be a semester long.

Aside from teaching opportunities, we can explore the option of allowing young people to volunteer in local government or create a mentor program that would allow the interaction between students and staff. Students would get an idea of how government works and staff would get a personal take on the issues facing the community.

Another option is for a City Council member to adopt a resident and allow said resident to shadow a Council member, during City Council meetings, for a few months or weeks as they navigate the legislative and governing process at the City Council level. The idea is to tear down barriers of preconceived notions about what government is and does. By opening up the doors of City Hall, specifically providing a seat at the City Council table, many will be able to see their local elected officials in action. This may remove the fear of not wanting to participate in the democratic process due to a lack of understanding the processes. Choosing which residents participate can be a partnership with the community organizations as they can best assess someone’s interest in community participation. *Time frame: Implementation for these programs can begin in spring 2018. (Objectives: Bridge the divide between Whites and Latinos; promote diversity in the community; increase Latino representation in civic life; broaden participation with all members of the community and form partnerships).*

After Hours City Hall – Bring City Hall directly to the residents by creating a “City Hall To Go”. This idea started out in Boston, MA and has since been introduced by a few other cities. The idea is to bring City services into the community whether it is a farmer’s

market, block party, neighborhood associations or festival by using a mobile truck (much like a food truck). The purpose is to answer questions from the public, provide information on City services and allow people to pay police tickets, utility bills or code enforcement tickets. However, to minimize the liability of cash handling only debit/credit cards will be accepted as a form of payment. This is similar to a library bookmobile. Below is a list of cities that are already implementing this type of program with links to information about their programs. *(Objectives: Broaden participation with all members of the community and form partnerships; a community that is responsive to the needs of citizens).*

- Boston, MA (<https://www.boston.gov/departments/city-hall-go>)
- Salem, MA (<http://www.salem.com/home/news/salem-launches-city-hall-go>)
- Durham, NC (<https://durhamnc.gov/2883/City-Hall-on-the-Go>)

Time frame: a program like this would require a significant financial investment from the City and therefore more research would need to be done before attempting to start such a program. The assessment process can start in fall/winter 2018.

Identifying the risks

As an organization we must understand that communication doesn't just flow in one direction. As City staff and I engage with residents and ask them to share their concerns, the City Council and City staff must also reciprocate in opening up government. In other words, we must be ready to hear criticisms with no repercussions, about how we as an organization operate. It is also just as important to identify ourselves as partners and not necessarily the drivers of the outreach activities, as the purpose of the programs are to make people feel included and part of the process. City Council and City staff must be willing to get out of the way in order for the flow of communication, ideas and concerns to take a hold.

Another risk is to miscommunicate the purpose or intent of the City's programs or engagement opportunities and the spirit in which I or other City staff are to carry out our duties. As an organization, the City Council and City staff must be able to come to a consensus as to how programs will be evaluated and more importantly how we define

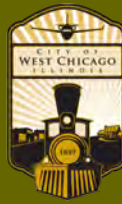
success. This will have a tremendous impact on the continuation of programs and opportunities.

Understanding the Community

A community survey aimed at understanding the Latino community is an essential component of this project. The survey's purpose is to gather valuable information about how members of the Latino community perceive themselves, their feelings towards the community, and their evaluation of City services. I intend on obtaining, using the attached sample survey, an immediate assessment of the preferences of the Latino community and issues with respect to receiving written communication and certain City services.

Closing thoughts

The West Chicago Community Open Project is a tremendous opportunity for the City to bring about innovation in the way we provide services to the community. Often times, local government is reactive, which does not provide the opportunity to seek and understand the needs of the community. By reaching out and seeking out partnerships with our neighbors and residents, we can make a tremendous impact in the lives of those we serve. Local government is where democracy impacts a person's daily life the most. From providing a basic service like safe drinking water to maintaining the streets and public safety. Let us open our hearts, minds and doors so that we can embrace democratic participation especially with the Latino population of West Chicago.



CITY OF WEST CHICAGO - COMMUNITY SURVEY

Thank you for participating in our survey.

We want to hear from you so that we can better know and understand the community. Please complete this survey and share your thoughts (your response is anonymous).

Typically, how do you get information about City services, please check all that apply?

City website
E-mail notifications
Twitter
City newsletter, "Window to West Chicago"
Monument sign with LED display

In which category is your age?

0-25 years
26-35 years
36-50 years
51-65 years
Over 65

What is the primary language spoken at home?

English
Spanish
Other

What is your preferred language of communication?

English
Spanish
Other

Which of the following social networking sites are you a member of?

Facebook
Instagram
Twitter
Snapchat
LinkedIn
YouTube

We want to make it easier for you to stay informed. How would you prefer to receive information regarding the City? (Check all that apply)

Email
Social Media (i.e. Facebook, Twitter)
Newsletter
Mail to Home
Newspaper
Text Message

In your opinion, in what three (3) areas can West Chicago improve on?

Pedestrian Safety
Developing Vacant Lots or Structures
Code Enforcement
Potholes and Street Repairs
Enforce Speeding / Traffic / Parking
Housing: More / Affordable
Crime
More Business Friendly
Special Events
Focus on Downtown Redevelopment
Customer Service

Thank you for taking our survey! We appreciate your participation and feedback

CITY OF WEST CHICAGO

PUBLIC AFFAIRS COMMITTEE AGENDA ITEM SUMMARY

ITEM TITLE:

Ordinance No. 17-O-0040

Amending Chapter 9, Article XXI, ALARMS of the West Chicago Code of Ordinances.

AGENDA NO. 5.A.

FILE NO. _____

AGENDA DATE: October 23, 2017

COUNCIL AGENDA DATE: November 6, 2017

STAFF REVIEW: Michael Uplegger, Chief of Police

SIGNATURE _____

APPROVED BY CITY ADMINISTRATOR: Michael Guttman

SIGNATURE _____

ITEM SUMMARY:

The City currently requires every person, who wishes to install a direct or indirect burglary or robbery alarm system in their home or place of business, to obtain a user permit from the City for each separate alarm system they wish to connect. The Police Department receives a fair amount of permit requests every year, but nowhere near the amount we should be receiving if everyone were to submit a request as spelled out in the Ordinance. Upon checking with our dispatch center, DU-COMM, we learned that they do not require the information nor do they wish to maintain a copy of the permit. DU-COMM advised they can obtain the necessary information from the alarm company when they call to report alarm activations. The Police Department also has no reason to store this information due to the fact we can obtain any needed information from DU-COMM. Therefore, staff is requesting we discontinue the practice of requesting individuals and businesses to submit Alarm User Permits.

ACTIONS PROPOSED:

Staff recommends adoption of Ordinance No. 17-O-0040.

COMMITTEE RECOMMENDATION:

ORDINANCE NO. 17-O-0040

**AN ORDINANCE AMENDING CHAPTER 9, ARTICLE XXI, ALARMS,
OF THE WEST CHICAGO CODE OF ORDINANCES**

WHEREAS, the City of West Chicago (hereinafter referred to as “City”) is a body politic and corporate, organized and existing pursuant to the Illinois Municipal Code, 65 ILCS 5/1-1-1 *et seq.*; and

WHEREAS, the City is authorized and empowered, under the Illinois Municipal Code, 65 ILCS 5/11-20-5 to regulate for the public health; and

WHEREAS, the City is authorized, pursuant to its police power, 65 ILCS 5/11-1-1, to carry out the powers delegated to it under its grants of authority.

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and City Council of the City of West Chicago, DuPage County, Illinois, as follows:

Section 1. That Article XXI, Alarms, Chapter 9, Licenses, Permits and Business Regulations of the Code of Ordinances of the City of West Chicago be amended to read as follows:

“Sec. 9-650. - Definitions.

Alarm system. Any burglar and/or holdup alarm system referred to in this article.

Burglar alarm system. An alarm system signaling an entry or attempted entry into the area protected by the system.

Burglar and holdup alarm business. Any business operated by a person for a profit, which engages in the activity of altering, installing, leasing, maintaining, repairing, replacing, selling, serving or responding to a burglar or holdup alarm system, or which causes any of these activities to take place.

Central station. Any premises, usually maintained by an alarm company, equipped to receive and displace signals from intruder alarm systems.

Communicator panel. The device that receives alarm signals from subscribers whose lines terminate at the police dispatch point.

Direct alarm. Any police alarm device running directly from a specific location to the police dispatch point, connected by leased telephone lines.

False alarm means activation or transmission of any alarm signal caused by human error, mechanical or electronic malfunction, negligence of the alarm user or alarm user's employee, whether or not the exact cause of the alarm activation is determined, or any other activation or transmission of any alarm signal where no actual or attempted burglary or robbery exists. Severe weather, power outages, transmission line malfunctions, acts of God, malicious acts of persons not under the control of the alarm user, or any other cause clearly beyond the control of the alarm user will be considered in determining if an alarm activation was false and whether or not any occurrence, fine, warning or other punitive action will be taken against the alarm user as provided for by this article.

Holdup alarm system. An alarm system signaling a robbery or attempted robbery.

Indirect alarm. Any police alarm device running indirectly from a specific location to the police dispatch point through an alarm company's receiving location to the police dispatch point. The alarm may

be connected to the police dispatch point by leased telephone lines or called in by the alarm company's receiving location personnel.

Interconnect. To connect an alarm system to the voice grade telephone line, either directly or through a mechanical device that utilizes a standard telephone, for the purpose of using the telephone line to transmit an emergency message upon the activation of the alarm system.

Local alarm (audible type). These alarms sound audibly on the premises whether or not connected as a "direct" or "central station" alarm.

Person. Any person, firm, partnership, association, corporation, company or organization of any kind.

Subscriber. A person who contracts for or receives service or maintenance with respect to any alarm system from an alarm business.

(Ord. No. 04-O-0010, § 1, 3-1-2004)

Sec. 9-651. - Responsibility to answer alarms.

- (a) *Generally.* When an alarm has been activated at a business or private residence and the police respond, the owner or his representative shall be present at such location after being requested to do so by a representative of the West Chicago Police Department. Response shall be as soon as possible but should not exceed thirty (30) minutes from time of request.
- (b) *Audible alarms.* Every local alarm shall be constructed, equipped, and installed in such a fashion that the alarm shall be incapable of sounding for more than thirty (30) minutes following a single activation. The sounding of such audible alarm for a continuous period of more than thirty (30) minutes shall constitute a public nuisance.

(Ord. No. 04-O-0010, § 1, 3-1-2004)

~~Sec. 9-652. — Alarm user permit.~~

~~*Required.* Every person, who wishes to install a direct or indirect burglary or robbery alarm system in his home or place of business, shall obtain a user permit for each separate alarm system he wishes to connect.~~

~~(Ord. No. 04-O-0010, § 1, 3-1-2004)~~

Sec. 9-652. - Interconnected alarm systems, regulations and standards.

No automatic dialing service shall be interconnected to the police department or police dispatch unit.

(Ord. No. 04-O-0010, § 1, 3-1-2004)

~~Sec. 9-654. — Inspection of alarm devices.~~

- ~~(a) The chief of police or a person designated by the police chief shall have the authority to enter the premises of any business in the city, which has a direct alarm system, for the purpose of checking the alarm system.~~

~~(b) If any inspection reveals any problems with an alarm system, the owner or lessee shall have a period of thirty (30) days after receiving written notice to make required corrections or repairs. If the corrections or repairs are not made in the specified amount of time, the alarm will be disconnected.~~

~~(c) There will be no testing or demonstrating of an alarm system without first obtaining permission from the police department.~~

~~(Ord. No. 04 O-0010, § 1, 3-1-2004)~~

Sec. 9-653. - Transmission of excessive false alarms, grounds for revocation of permit.

(a) Except due to factors beyond the control of the subscriber, it shall be unlawful for any person to transmit more than two (2) false alarms within any calendar year from any single alarm system.

False alarms shall not include alarms activated by the following:

- (1) Attempted or actual criminal activity or forcible or unauthorized entry;
- (2) Structural damage to the protected premises due to earthquake, high winds, lightning or flooding caused by the overflow of natural drainage;
- (3) Telephone line malfunction;
- (4) Electrical service interruption; and
- (5) System malfunction within thirty (30) days of a new installation or modification of an existing system, provided that the chief of police has received prior notice of the work performed.

(b) For the purpose of this section, factors within the "control of the subscriber" shall be defined as follows:

- (1) Any act or omission by a subscriber or his employee;
- (2) Faulty equipment;
- (3) Equipment not properly maintained or serviced;

~~(c) The chief of police may revoke or suspend any permit issued pursuant to the provisions of this article for:~~

- ~~(1) The violation of any provision of this article;~~
- ~~(2) The failure to comply with any applicable law or code;~~
- ~~(3) The transmission of two (2) or more false alarms in any calendar year; and/or;~~
- ~~(4) The failure of a permittee or his designated representative to respond within thirty (30) minutes to a request for access to the protected premises by a city police officer following the activation of any alarm system.~~

~~No permit shall be revoked or suspended without the chief of police having first given the permittee, in writing, the grounds for such revocation or suspension and giving the permittee an opportunity to request a hearing before the chief of police or his designee to show why such a permit should not be revoked or suspended. Any person aggrieved by a decision of the chief of police or his designee shall have the right to appeal to the city administrator. Such appeal shall be taken by filing with the city administrator, within ten (10) days after the action complained of, a written statement, under oath, setting forth, specifically, the grounds for the appeal. The city administrator shall thereupon set the time and place for a hearing on such appeal, notice of such hearing being given to the permittee and chief of police. Decision of the city administrator on such appeal shall be final.~~

(Ord. No. 04-O-0010, § 1, 3-1-2004)

Sec. 9-654. - Penalties.

- (a) *False alarm response charges.* When the West Chicago Police Department responds to false alarms received from the same premises more than two (2) times in a calendar year (January through December), the alarm user or subscriber shall pay the city the following amount within thirty (30) days after receiving billing notification.

One through two (1-2) responses: free

After the second alarm, each false alarm is \$100.00.

If payment is not received within the thirty-day period, as provided above, the charge for said response shall be increased to double the amount of the initial response charge.

- (b) *Informal hearing.* Each alarm user shall be entitled to an informal hearing with the chief of police or his designate for each false alarm in excess of two (2). At the informal hearing, the subscriber may offer evidence that the alarm activation for which he is charged was not under his control as stated in section 9-655. The hearing must be requested, in writing, by certified or registered mail, directed to the Chief of the West Chicago Police Department, seven (7) days after the mailing of the statement of charges for the false alarm(s). Failure to timely request a hearing shall constitute an admission that the service charge is justified and payable to the city and shall further constitute an irrevocable waiver of such hearing.

(Ord. No. 04-O-0010, § 1, 3-1-2004)

~~**Sec. 9-657. - Failure to pay charges for false alarms.**~~

~~Alarms interconnected to the police department or police dispatch shall be disconnected in the event of a failure to pay for penalties assessed within thirty (30) days of receipt of a statement. When all assessments have been paid and all problems with the signaling system and/or its users have been corrected, and a reconnection of the system is desired by the user, the party requesting reconnection to the system may reapply for permit pursuant to the above provisions.~~

(Ord. No. 04-O-0010, § 1, 3-1-2004)

Sec. 9-655. - Municipal liability.

The city and its officers, agents, employees or assignees shall not be liable for any defects in the equipment or operation of the alarm system or use of signaling systems. Nothing contained herein shall be construed as a warranty by the city that any system will work or that any equipment or services will be without defect. The city shall not be held liable for any damages, consequential or otherwise, for any claim or dispute arising out of our in connection with an alarm or signaling system.

(Ord. No. 04-O-0010, § 1, 3-1-2004)

Sec. 9-656. - Severability.

Should any section, paragraph, sentence, clause or phrase of this article be declared unconstitutional or invalid for any other reason, the remainder of this article shall not be affected thereby and shall remain in full force and effect and the same shall not affect validity of the remaining portions of this article.

(Ord. No. 04-O-0010, § 1, 3-1-2004)

Secs. 9-657—9-664. - Reserved.”

Section 2. That all ordinances and resolutions, or parts thereof, in conflict with the provisions of this Ordinance are, to the extent of such conflict, hereby repealed

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

PASSED this 6th day of November 2017.

Alderman J. Beifuss	_____	Alderman L. Chassee	_____
Alderman J. Sheahan	_____	Alderman H. Brown	_____
Alderman A. Hallett	_____	Alderman Michael Ferguson	_____
Alderman Birch Ferguson	_____	Alderman S. Dimas	_____
Alderman K. Meissner	_____	Vacant – Ward 5	_____
Alderman R. Stout	_____	Alderman G. Garcia	_____
Alderman N. Ligino-Kubinski	_____	Alderman B. Gagliardi	_____

APPROVED as to form: _____
City Attorney

APPROVED this 6th day of November 2017.

Mayor, Ruben Pineda

ATTEST:

City Clerk, Nancy M. Smith

PUBLISHED: _____

CITY OF WEST CHICAGO

PUBLIC AFFAIRS COMMITTEE AGENDA ITEM SUMMARY

ITEM TITLE: Ordinance No. 17-O-0041

Amending Chapter 11, Article II, Division 6, ANIMAL CONTROL
AND CARE of the West Chicago Code of Ordinances

AGENDA NO. 5. B.

FILE NO. _____

AGENDA DATE: October 23, 2017

COUNCIL AGENDA DATE: November 6, 2017

STAFF REVIEW: Michael Uplegger, Chief of Police

SIGNATURE _____

APPROVED BY CITY ADMINISTRATOR: Michael Guttman

SIGNATURE _____

ITEM SUMMARY:

Staff would like to revise the City Code with regards to animal regulations so that it includes a section on animals that make disturbing noises, such as a barking dog. This will allow us to write tickets for this particular type of violation of the Ordinance.

ACTIONS PROPOSED:

Staff recommends adoption of Ordinance No. 17-O-0041.

COMMITTEE RECOMMENDATION:

ORDINANCE NO. 17-O-0041

**AN ORDINANCE AMENDING CHAPTER 11, ARTICLE II, DIVISION 6,
ANIMAL CONTROL AND CARE, OF THE WEST CHICAGO CODE OF ORDINANCES**

WHEREAS, the City of West Chicago (hereinafter referred to as “City”) is a body politic and corporate, organized and existing pursuant to the Illinois Municipal Code, 65 ILCS 5/1-1-1 *et seq.*; and

WHEREAS, the City is authorized and empowered, under the Illinois Municipal Code, 65 ILCS 5/11-20-5 to regulate for the public health; and

WHEREAS, the City is authorized, pursuant to its police power, 65 ILCS 5/11-1-1, to carry out the powers delegated to it under its grants of authority; and

NOW, THEREFORE, BE IT ORDAINED by the Mayor and City Council of the City of West Chicago, DuPage County, Illinois, as follows:

Section 1: That Chapter 11, OFFENSES AND MISCELLANEOUS PROVISIONS, Article II. OFFENSES, Division 6, ANIMAL CONTROL AND CARE of the Code of Ordinances of the City of West Chicago be amended to read as follows:

Chapter 11 OFFENSES AND MISCELLANEOUS PROVISIONS

“Article II

DIVISION 6. - ANIMAL CONTROL AND CARE

Sec. 11-76. - Purpose.

The purpose of this article is to provide harmonious relationships in the interaction between man and animal by:

- A. Protecting the citizens of West Chicago from rabies by specifying such preventive and control measures as may be necessary;
- B. Protecting animals from improper use, abuse, neglect, inhumane treatment and health hazards, particularly rabies;
- C. Providing security to residents from annoyance, intimidation and injury from dogs and other animals;
- D. Encouraging responsible pet ownership; and
- E. Providing for the assessment of penalties for violators and for the enforcement and administration of this article

Sec. 11-77. - Definitions

As used in this article, the following words are defined.

Administrator: The licensed veterinarian appointed by the DuPage County Board pursuant to the Illinois animal control act or his authorized representative.

Animal: Any live vertebrate creature except man.

Animal capable of transmitting rabies: All animals classified as mammals.

Animal control warden: A DuPage County employee appointed by the administrator.

Animal Shelter: A facility operated, owned, or maintained by a duly incorporated humane society, animal welfare society, or other non-profit organization for the purpose of providing for and promoting the welfare, protection, and humane treatment of animals. "Animal shelter" also means any veterinary hospital or clinic operated by a veterinarian or veterinarians licensed under the Veterinary Medicine and Surgery Practice Act of 2004 which operates for the above mentioned purpose in addition to its customary purposes.

Bird: Any flying vertebrate that is covered with feathers.

Bite: Seizure of a person or animal with the jaws or teeth of any cat, dog or other animal capable of transmitting rabies so that the person so seized has been wounded or pierced and further includes contact of the saliva of such cat, dog or other animal with any break or abrasion of the skin.

Cat: All members of the classification, *Felis catus*.

Companion animal: An animal that is commonly considered to be, or is considered by the owner to be, a pet. "Companion animal" includes, but is not limited to, canines, felines, and equines.

Confined: Restriction of an animal at all times by the owner, or his agent, to an escape-proof building, house, or other enclosure away from other animals and the public.

Control: Any owned animal that is either secured by a leash or lead, under voice control, contained by invisible fence or within the premises of its owner or another person with the consent of the person and prevented from leaving said premises by some suitable barrier or restriction, or confined within a crate or cage, or confined within a vehicle.

Dangerous animal: Includes any of the following types of animals regardless of past behavior: lion, tiger, leopard, ocelot, jaguar, cheetah, margay, mountain lion, lynx, bobcat, jaguarundi, any hybrid thereof, or any other similar feline animal; bear, hyena, wolf, coyote, wolf-dog or coyote-dog hybrid; any member of the crocodilian family; poisonous reptiles, or any other life threatening reptile; or any other animal which is wild by nature and not usually tamed ("feral naturae") in the eyes of the law.

Dangerous dog: Any individual dog, as defined by DuPage Animal Control and Care, anywhere other than upon the property of the owner or custodian of the dog and unmuzzled, unleashed, or unattended by its owner or custodian that behaves in a manner that a reasonable person would believe poses a serious and unjustified imminent threat of serious physical injury or death to a person or a companion animal or a dog that, without justification, bites a person and does not cause serious physical injury.

Department: The Department of Agriculture of the State of Illinois.

Dog: All members of the classification *Canis familiaris*.

Domestic animal: Any animal which has been domesticated by man so as to live and breed in a tame condition.

Enclosure: A fence or structure of at least 6 feet in height, forming or causing an enclosure suitable to prevent the entry of young children, and suitable to confine a vicious dog in conjunction with other measures that may be taken by the owner or keeper, such as tethering of the vicious dog within the enclosure. The enclosure shall be securely enclosed and locked and designed with secure sides, top, and bottom and shall be designed to prevent the animal from escaping from the enclosure. If the enclosure is a room within a residence, it cannot have direct ingress from or egress to the outdoors unless it leads directly to an enclosed pen and the door must be locked. A vicious dog may be allowed to move about freely within the entire residence if it is muzzled at all times.

Feral cat: Any cat that is undomesticated or untamed or has returned to an undomesticated or untamed state and is living uncontrolled in the wild.

Guard dog: A dog used in a commercial business or by a municipal or police department for the purposes of patrol and protection.

Guide dog: A dog trained by a recognized organization to lead the legally blind.

Impounded: Taken into the custody of the public animal control facility in the city, town, or county where the animal is found.

Inoculation against rabies: The injection of a rabies vaccine approved by the Illinois Department of Agriculture and administered by a licensed veterinarian in accordance with the company's recommendations for the vaccine used.

Intact animal: An animal that has not been spayed or neutered.

Leash: A cord, rope, strap, or chain which shall be securely fastened to the collar or harness of a dog or other animal and shall be of sufficient strength to keep such dog or other animal under control.

Licensed veterinarian: A veterinarian licensed by the State in which he engages in the practice of veterinary medicine.

Owner: Any person having a right of property in an animal, or who keeps or harbors an animal, or who has it in his care, or acts as its custodian, or who knowingly permits a dog to remain on any premises occupied by him or her. "Owner" does not include a feral cat caretaker participating in a trap, spay/neuter, return or release program.

Person: Any individual, firm, corporation, partnership, society, association or other legal entity, any public or private institution, the State of Illinois, municipal corporation or political subdivision of the State, or any other business unit.

Police animal: An animal owned or used by a law enforcement department or agency in the course of the department or agency's work.

Pound or animal control facility: Any facility licensed by the Illinois Department of Agriculture and approved by the administrator for the purpose of enforcing this article and used as a shelter for seized, stray, homeless, abandoned or unwanted animals.

Service animal: Means an animal trained in obedience and task skills to meet the needs of a person with a disability.

Stray animal: Any owned animal that is not controlled.

Vicious dog: A dog that, without justification, attacks a person and causes serious physical injury or death or any individual dog that has been found to be a "dangerous dog" upon three (3) separate occasions.

Voice control: The immediate recall of an animal at the sound of the voice of the owner.

Wolf-dog or coyote-dog hybrid: Any animal that results from the cross breeding of a wolf or coyote with a dog.

Sec. 11-78. – Animal Care

- A. No owner shall fail to provide his animals with sufficient wholesome food and water, proper shelter and protection from the weather, veterinary care when needed to prevent suffering and with humane care and treatment. Proper shelter and protection from the weather shall be defined as for a dog to be a building, moisture proof, with a dry floor and adequate and clean bedding material. A horse shall need a building of a least three (3) walls and a roof. It shall have a dry floor with clean and adequate bedding of straw, chips or other suitable material. The inside dimensions of the building shall have a measured area (length times width) of at least three (3) times the length of the animal. For a horse the dimensions shall be five (5) times the length of the animal. The length of the animal is the distance from the nose to base of tail.
- B. No person shall beat, torment, overload, overwork or otherwise abuse an animal.
- C. No person shall own, keep, harbor, or otherwise maintain within the City, any breeds of fowl that are or will be used in the pursuit of and staging of cockfighting on any premises.
- D. No person shall promote, conduct or carry on, advertise, collect money or in any other manner assist in the presentation for purposes of sport, wagering, or entertainment, any show, exhibition, program, or other activity involving a fight between two (2) or more animals or any animal or human, or the intentional killing or injuring of any animal nor any simulated version of the same that involves baiting or inciting an animal toward intent to fight.
- E. No person shall hold a greased pig contest.
- F. No person shall be permitted to keep animals in violation of the "Illinois Humane Care for Animals Act" or the "Illinois Animal Welfare Act".
- G. No owner may abandon any animal where it may become a public charge or may suffer injury, hunger or exposure.
- H. No person shall keep any animal within a building or upon any premises without food, water or proper care and attention for a period of time sufficient to cause undue discomfort or suffering. If the owner cannot be located after reasonable search, or if the owner shall be known to be absent due to injury, illness, incarceration or other involuntary circumstances, it shall be the duty of the Officer/Community Service Officer to act upon the complaint as directed by the "Illinois Humane Care for Animals Act".
- I. No person shall give away or use any live animal as a prize for or as an inducement to enter any contest, game or other competition or as an inducement to enter a place of amusement or offer such animal as an incentive to enter any business agreement whereby the offer was for the purpose of attracting trade.

- J. No person shall bring or cause to have brought into the City, sell, offer for sale, barter or display living baby chicks, ducklings or other fowl or rabbits which have been dyed, colored or otherwise treated so as to impart to them an artificial color, or give away as pets or sell, offer for sale, barter or give away at no cost or as novelties or prizes. Nothing in this subsection shall be construed to prohibit legitimate commerce in poultry for agricultural or food purposes.
- K. No person may knowingly poison or cause to be poisoned any domesticated animal. The only exception will be written permit from the Illinois Department of Agriculture for the purpose of controlling diseases transmissible to humans or other animals and only when all other methods and means have been exhausted. Such a permit shall name a person or persons conducting the poisoning, specify the products to be used, give the boundaries of the area involved and specify the precautionary measures to be employed to ensure the safety of humans and other animals. Any drugs for euthanasia shall be administered by a licensed vet or a certified euthanasia technician.
- L. No person shall kill or wound, attempt to kill or wound or take the nest or eggs or young of any bird that is protected by federal or state law. Birds that are not regulated by the Illinois Department of Conservation are excluded from this restriction during the period of regulation.
- M. No person shall kill or wound, or attempt to kill or wound, or take or attempt to take any fish or wildlife in violation of any federal or state law or regulation.
- M. No person shall keep or permit to be kept or display for exhibition purposes any wild animal contrary to federal, state and local laws or regulations.
- N. No person shall permit at any time his animal to:
1. Run uncontrolled;
 2. Make disturbing noises, including but not limited to, continued and repeated howling, barking, whining, or other utterances causing unreasonable annoyance, disturbance, or discomfort to neighbors or others in close proximity to the premises where the animal is being kept or harbored;
 - ~~3.~~ Molest persons or vehicles by chasing, barking or biting;
 - ~~2,4.~~ Attack other animals;
 - ~~3,5.~~ Damage property other than the owner's.
- O. No person shall allow cat or dog feces to accumulate in any yard, pen or premises in or upon which a cat or dog shall be confined or kept so that it becomes offensive to those residing in the vicinity or a health hazard to the residing cat or dog.
- P. No person shall fail to remove feces deposited by his cat or dog, except guide dogs, upon the public ways or within the public places of the City or upon the premises of any person other than the owner without that person's consent.
- Q. No person shall leave any animal unattended in a motor vehicle or enclosed trailer when the outside temperature shall exceed thirty (30) degrees Celsius (86° F) or contain any animal in such manner that said animal does not have proper air circulation while confined in a motor vehicle, trailer, kennel, dog house, or any type of container or structure in which an animal may be confined.
- R. No person shall own any animal which is known to be infected with, or an animal which an owner should know is infected with, any disease transmissible to other animals or man, including severe parasitism, unless such animal shall be confined in such a manner as not to expose other animals or man.

- S. Any animal which is on any public way or public place and which appears to be injured or severely diseased and for which care is not being provided on the scene by the owner or any injured or severely diseased animal that has strayed onto private premises shall be removed, if possible, to the care of the DuPage County Department of Animal Care and Control, or to the nearest veterinarian or veterinary hospital willing to accept same without guarantee of payment. If immediate removal shall not appear practical or possible or if the removed animal is in critical condition such animal may be deprived of life by the most humane method available on the scene unless the owner shall come forward beforehand and assume responsibility for immediate removal and care.
- T. Any person who, as the operator of a motor vehicle, strikes an animal shall stop at once and render such assistance as may be possible; or shall immediately report such injury to the animal owner, if known; or to the appropriate law enforcement agency.
- U. Any person having a dead animal within his possession or control or upon any premises owned or occupied by such person without the proper permit shall dispose of the dead animal in compliance with the Illinois Dead Animal Disposal Act.
- V. Every person in possession or control of any stable or place open for public use where any animals are kept, shall maintain the stable or place at all times in a clean, sanitary condition and conform to Illinois Fire Prevention Regulations.
- W. No person shall chain or leash a dog unattended outside unless the chain is at least twelve (12) feet long so as to allow for adequate exercise and freedom of movement and the period of confinement is less than thirty (30) minutes. The use of the term "unattended" shall for the purposes of this subsection be defined as the absence of an owner or other care taker of a dog from the premises where the dog is located.
- X. No person driving a motor vehicle shall transport any animal in the back of the vehicle in a space intended for any load on the vehicle unless the space is enclosed or has side and tail racks to a height of at least forty-six (46) inches extending vertically from the floor, the vehicle has installed means of preventing the animal from being discharged, or the animal is cross tethered to the vehicle, or is protected by secured container or cage in a manner which will prevent the animal from being thrown, falling or jumping from the vehicle.
- Y. Nothing in this article shall prohibit the use of traps designed to kill pests or vermin such as mice, rats, gophers or moles when used for their intended purpose.

Sec. 11-79. – Rabies Vaccination

- A. Every owner, except animal shelters, animal impounding facilities and laboratory animal facilities, of a cat or dog four (4) months or more of age shall cause such cat or dog to be inoculated with rabies vaccine by a licensed veterinarian at such intervals as approved by the Illinois Department of Agriculture. The rabies vaccine shall be licensed by the United States Department of Agriculture and approved by the Illinois Department of Agriculture.
- B. Evidence of such rabies inoculation shall be entered on a certificate approved by the DuPage County Board. Veterinarians who inoculate a cat or dog shall procure from the DuPage County Animal Care and Control serially numbered tags, one (1) to be issued with each inoculation certificate. Only one (1) cat or dog shall be included on each certificate. Upon change of ownership application shall be made for a new inoculation certificate. Such tags shall be attached to the collar or harness worn by the cat or dog which the tag was issued when the cat or dog is off the property of the owner.

Sec. 11-80. - Biting Animal Capable of Transmitting Rabies

- A. It shall be unlawful for any person knowing that an individual has been bitten by an animal to refuse to notify, within twenty-four (24) hours, the police or other officer with the delegated authority who are responsible for the area in which the bite occurred.
- B. When the administrator receives information that any person has been bitten by an animal the administrator shall have the owner confine the biting animal under observation of a licensed veterinarian for a period of ten (10) days beginning within twenty-four (24) hours of the biting incident. All dogs and cats under observation, owned by a resident of the City, shall be implanted with a microchip approved by the administrator at the time of the first examination unless the animal is to be euthanized. The microchip number shall be reported to DuPage Animal Care and Control with the DuPage County Rabies Observation Notice. The biting animal may be confined in the house of its owner in a manner which will prohibit it from biting any person or animal if the administrator or other licensed veterinarian adjudges such confinement satisfactory.
 - 1. When the biting animal is currently inoculated with rabies vaccine the animal's health shall be reported by the veterinarian to the DuPage County Animal Care and Control on the first and tenth days of the observation period for rabies.
 - 2. When the biting animal is not currently inoculated with rabies vaccine the animal's health shall be reported by the veterinarian to the DuPage County Animal Care and Control on the first, fifth and tenth days of the observation period for rabies.
 - 3. When the biting animal is not currently inoculated with rabies vaccine and the owner refuses to have the animal examined by a veterinarian, DuPage County Animal Care and Control shall impound the animal for a period of ten (10) days. If the animal is not reclaimed by the owner within five (5) days of the end of the observation period, the animal will be euthanized.
- C. Confirmation of the health of the biting animal shall be sent by the veterinarian to the DuPage County Animal Care and Control within twenty-four (24) hours of the first and final examinations. Official forms shall be provided by DuPage County Animal Care and Control.
- D. When an animal confined for biting shows signs of rabies or acts in a manner which would lead a person to believe that an animal may have rabies, the owner or veterinarian shall notify the administrator immediately by telephone or in person of these signs. The administrator shall immediately notify the physician attending the bitten person or responsible health agency as soon as he receives notice of such signs.
- E. If the animal confined is determined not to be infected with rabies at the end of the period of confinement it shall be released from quarantine. The animal owner shall show proof of rabies inoculation for cats and dogs and shall pay any fee, charge or penalty including any fee for veterinary services attributed to the bite. A confined animal, when not redeemed by the owner may be disposed of in accordance with the Illinois state law.
- F. It shall be unlawful for the owner of a biting animal to euthanize, sell, give away or otherwise dispose of or have inoculated against rabies the animal known to have bitten a person until it has been released from confinement for observation for rabies by the administrator. It shall be unlawful for the owner of such animal to refuse or fail to comply with the written or printed instructions made by the administrator. If such instructions cannot be delivered in person they shall be mailed to the owner of such animal by regular mail, postage prepaid. The affidavit or testimony of the administrator delivering or mailing such instructions is prima facie evidence that the owner of such animal was notified of his responsibilities.

Sec. 11-81. – Rabies Case Procedure

- A. It shall be unlawful for the owner of an animal which shows signs of rabies or which acts in a manner which would lead a person to believe that such animal may have rabies to fail to notify the local police immediately by telephone or in person.
- B. The administrator shall investigate each report of an animal which shows signs of rabies or acts in a manner which would lead a person to believe that the animal may have rabies. Upon determination by the administrator or a licensed veterinarian that an animal may be infected with rabies, the owner of such animal shall be required by the administrator to surrender the animal to the administrator or a licensed veterinarian for confinement for a period of time as determined by the Illinois Department of Agriculture.
- C. When the animal confined is determined to be infected with rabies by the examining veterinarian the administrator shall order the animal humanely destroyed. A copy of this order shall be given to the owner of the animal or mailed to the last known address of the owner. Any animal capable of transmitting rabies in direct contact with the rabid animal whether or not the exposed animal has been inoculated with rabies shall be confined as recommended by the administrator. The administrator may order the exposed animal euthanized.
- D. If the animal confined is determined not to be infected with rabies at the end of the period of confinement it shall be released to the owner of such animal upon presenting proof of a current rabies inoculation certificate for cats and dogs and payment of any fee, charge or penalty including any fee for veterinary services. If the animal is not redeemed by the owner, the animal may be disposed of in accordance with Illinois State Law.
- E. Whenever a case of rabies has occurred in a locality, or whenever the proper officials of a government unit are apprehensive of the spread of rabies, the administrator shall act as directed by the rules and regulations of the Illinois Department of Agriculture.

Sec. 11-82. Stray Animals.

- A. Whenever an Officer or Community Service Officer observes or is informed that an animal is roaming freely and not under the control of the owner, the animal shall be immediately apprehended and impounded. Any person may apprehend a stray animal and inform the local police or the administrator so that the stray animal can be impounded.
 - 1. All stray animals impounded shall have a record. The record shall include the owner's name, address and telephone number, if known; species or breed, color, sex and physical condition of the animal; license or tag number, if known; and the time and date impounded.
 - 2. The stray animal owner is responsible for all costs relating to the apprehension and impoundment of the animal found not under control.
 - 3. Owners of any dog or cat adopted from DuPage County Animal Care and Control shall have the animal examined by a veterinarian within seven (7) days of adoption and receive any necessary vaccinations and medications. The adopting owner shall not sell the animal nor use it in any way as a source of revenue. The adopting owner shall not give away or dispose of in any manner the animal within one (1) year of the date of adoption without the approval of the administrator.

Sec. 11-83. Restrictions on Controlled Cats and Dogs

- A. Cats and dogs shall not be permitted to enter any place where food is processed for human consumption. Guide dogs and Guard Dogs used in food establishments are exempt from this restriction.
- B. Cats and dogs, except guide dogs, shall not be present at or upon any school premises, public playground or public swimming pool unless official written permission has been granted by the public agency or its agent owning the property. At no time shall cats and dogs be permitted in any sand box or sand piles in which children play.

Sec. 11-84. Female Cats and Dogs in Heat

All cats and dogs in heat (estrus) shall be confined in a building or secure enclosure and attended in such a manner that such female cat or dog cannot come into contact with a male of the same species except for planned breeding.

Sec. 11-85. Certain Animals Prohibited

Possession of a lion, tiger, leopard, ocelot, jaguar, cheetah, margay, mountain lion, lynx, bobcat, jaguarundi, any hybrid thereof, or any other similar feline animal, bear hyena, wolf coyote, wolf-dog or coyote-dog hybrid, any member of the crocodilian family, poisonous reptile, or any other life threatening reptile or any other animal which is feral naturae in the eyes of the law shall be prohibited except by any person or institution possessing state and/or federal permits enabling them to keep such animals.

Possession of any roosters, chickens or any similar fowl, or hybrid thereof is also prohibited.

Sec. 11-86. Vicious Dogs

The applicable sections of the Illinois Animal Control Act, including, but not limited to, 510 Illinois Compiled Statutes Sections 5/15 and 5/26 are hereby incorporated as if set forth fully herein relative to the regulations of vicious dogs within the City.

Sec. 11-87. Limit on number of animals

There shall be a maximum limitation per household of three (3) domestic animals; provided however, that any newborn animals shall be allowed to remain in the household despite the limitation of this section for up to four (4) months from the date of birth. Every animal exceeding the limit per household is subject to impoundment.

Sec. 11-88. Invisible Fencing

Persons who utilize "invisible fencing" to contain any animal must display prominently on their property immediately adjacent to the public right-of-way a sign, **no more than one square foot in area**, which indicates that any animal located thereon is contained by way of "invisible fencing." Invisible fencing installed after July 3, 2017, must be set back from the public right-of-way a minimum of four (4) feet.

Sec. 11-89. Violations; Punishments

Violations of this section may be abated pursuant to the procedures set forth in section 10-4 of this Code. In addition, anyone violating this section shall be subject to the penalty set forth in section 1-8 of this Code.”

Secs. 11-90. – Reserved.”

Section 2. That all ordinances and resolutions, or parts thereof, in conflict with the provisions of this Ordinance are, to the extent of such conflict, hereby repealed

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

PASSED this 6th day of November 2017.

Alderman J. Beifuss	_____	Alderman L. Chassee	_____
Alderman J. Sheahan	_____	Alderman H. Brown	_____
Alderman A. Hallett	_____	Alderman Michael Ferguson	_____
Alderman Birch Ferguson	_____	Alderman S. Dimas	_____
Alderman K. Meissner	_____	Vacant – Ward 5	_____
Alderman R. Stout	_____	Alderman G. Garcia	_____
Alderman N. Ligino-Kubinski	_____	Alderman B. Gagliardi	_____

APPROVED as to form: _____
City Attorney

APPROVED this 6th day of November 2017.

Mayor, Ruben Pineda

ATTEST:

City Clerk, Nancy M. Smith

PUBLISHED: _____

WEST CHICAGO POLICE DEPARTMENT MONTHLY REPORT



[SEPTEMBER 2017]

Michael Uplegger Chief of Police

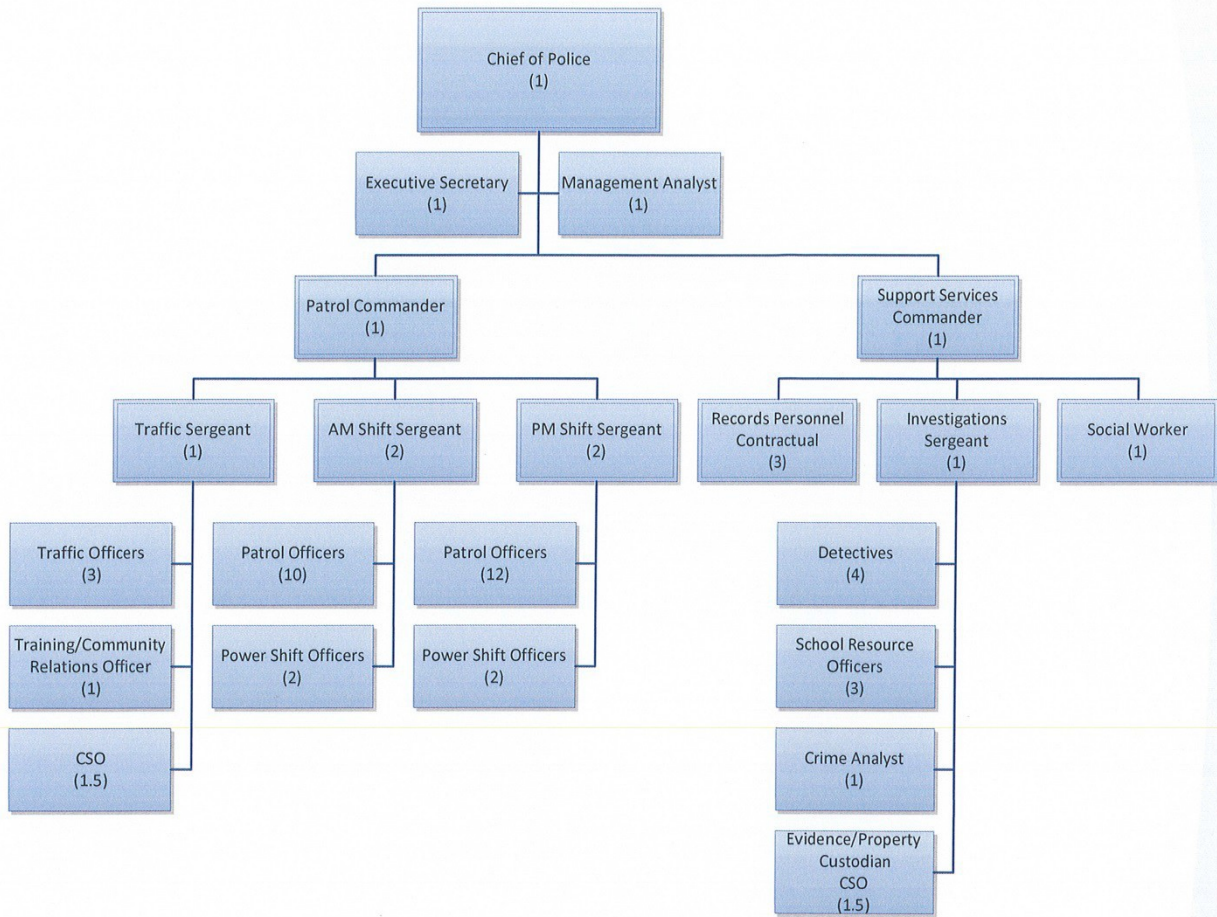
WEST CHICAGO POLICE DEPARTMENT MONTHLY REPORT

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WEST CHICAGO POLICE DEPARTMENT



March 1, 2017

DEPARTMENT OVERVIEW

The Mission of the West Chicago Police Department is to Protect Life and Liberty, Provide Quality Police Services, and Forge Community Partnerships with Integrity and Professionalism.

There are three divisions in the Police Department: Office of the Chief of Police, Support Services Division, Patrol Division.

The Office of the Chief of Police's primary responsibility is to provide general management direction and control for the Department. The Office of the Chief of Police consists of the Management Analyst, and the Executive Secretary.

The Support Services Division consists of the Investigations Unit, School Resource Officers, Crime Analysis, Evidence/Property, Vehicle and Building Maintenance, Records, and Social Services.

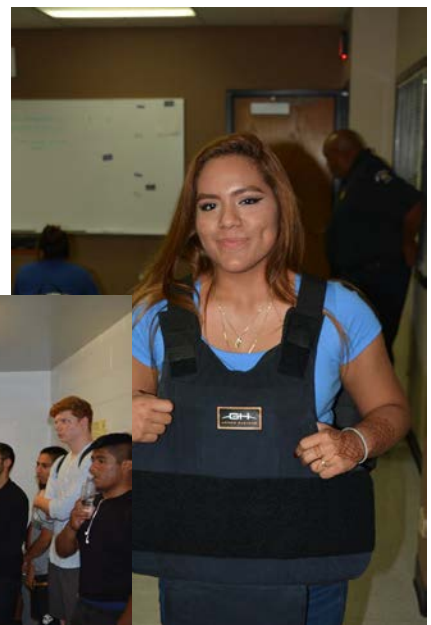
The Patrol Division consists of Uniformed Patrol, Traffic Safety Unit, Community Relations and Community Service Officers.

PERSONNEL

On September 16th, Department members participated in Safety Saturday at the DuPage County Fairgrounds in Wheaton. Safety Saturday, which is hosted by the DuPage County Sheriff's Department, is an effort to heighten public awareness about safety and crime prevention. Officer Moos had the opportunity to meet and talk with many people, including a Stormtrooper from Star Wars.



On September 21st, students studying criminal justice with Ms. Haas from the West Chicago Community High School visited the Police Station. Students toured the Station, participated in a question and answer period and viewed some of the Department's equipment.



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PERSONNEL

On the evening of September 21st, West Chicago Community Emergency Response Team (CERT) members received training in Traffic Incident Management. Members received training on how to safely manage an incident that occurs within the City. Community Service Officers Antonio Garcia and Justin Rigler, and Sergeant Eugene Samuel provided the training.



On September 23rd, the Department conducted a Child Safety Seat Inspection Event. Officers Jones and Perry, and Community Service Officers Garcia and Rigler and Sergeant Samuel participated in the event. 15 child seats were inspected.



CRIMINAL ACTIVITIES

Aggravated Battery:

On 09/10/2017, a victim went to an apartment in the 300 block of Wilson Ave. to purchase drugs. While in the apartment, the suspect accused the victim of stealing money. A confrontation ensued and the victim grabbed a knife to protect herself. During the struggle the victim received a deep cut on her left arm after which she left the scene and was taken to Edwards Hospital in Naperville by a friend. Initial attempts by Officers to contact someone at the apartment were unsuccessful. Investigation is ongoing.

Criminal Damage to Motor Vehicle:

Person(s) unknown damaged a vehicle as it drove northbound on Blakely St. from Brown St. The back seat passenger of a second vehicle had thrown something at the victim's car. A dent and scratch was observed on the passenger side quarter panel of the vehicle.

Person(s) unknown damaged a vehicle while it was parked at the Cascade Drive-in located at 100 E. North Ave. The rear window had been shattered by a rock.

Person(s) unknown damaged a vehicle parked in the employee lot of the West Chicago Post Office located at 1130 W. Washington St. A six inch nail had been driven into the sidewall of the rear passenger tire.

Person(s) unknown damaged a vehicle parked in the 200 block of N. Neltnor Blvd. The exterior of the car had been "keyed".

Criminal Damage to Property:

Person(s) unknown entered two trailers parked at a business in the 1200 block of W. Roosevelt Rd. Entry was made by cutting off the latches on the trailers' side doors. Nothing was reported missing from inside the trailer.

Person(s) unknown damaged the property of two businesses located in the 100 block of W. Washington St. Damaged were two flower pots and an exterior light fixture.

Residential Burglary:

Person(s) unknown entered a residence in the 400 block of E. Stimmel St. Entry had been gained by prying open the rear door. Missing from the home are pieces of jewelry.

On 09/01/2017, a known suspect entered a residence in the 700 block of Hickory Ln. Entry is believed to have been made through the garage as the suspect knows the code to the garage door. Missing from the residence are 16 business checks and keys to the owner's business. Investigation is ongoing.

CRIMINAL ACTIVITIES

Criminal Defacement:

Person(s) unknown spray painted gang-related graffiti on a fence in the 400 block of Church St.

Criminal Trespass to Property :

Four individuals unknown to the homeowner were found in his fenced in back yard. The suspects fled the scene prior to the Officers arrival. One offender was located in the area and was issued a local Ordinance citation for Criminal Trespass to Property.

Theft Over \$500:

Person(s) unknown removed jewelry from an apartment in the 1200 block of Kings Cross. Missing is a gold bracelet, four rings, and a pair of fish shaped earrings. Loss is estimated at \$6,100.00. There was no evidence of forced entry to the apartment.

Person(s) unknown removed three hub caps from a vehicle parked in a lot in the 900 block of Main St. Loss is estimated at \$600.00.

Person(s) unknown removed a laptop computer from a residence in the 500 block of S. Neltnor Blvd. The laptop was delivered by Amazon, and was left outside by the front door. Loss is estimated at \$1,329.00.

Theft of Lost/Mislaid Property:

Person(s) unknown removed a cellphone from the BP gas station located at 1491 W. Roosevelt Rd. The owner had left the phone in the restroom of the station. Upon returning to check for the phone, it was discovered to be missing.

Theft Under \$500:

Person(s) unknown removed a cell phone from a bench in the girls' locker room of the West Chicago Community High School located at 326 Joliet St. The phone is valued at \$400.00.

Person(s) unknown removed a potted flower from a gravesite at Glen Oaks Cemetery.

Person(s) unknown removed ten bags of dog food from the Real Life Church Food pantry located at 525 N. Neltnor Blvd.

Criminal Sexual Assault (Non-Aggravated):

A known 20 year old suspect engaged in numerous sexual encounters with a fourteen year old at a residence in the 200 block of Church St. The DuPage County Children's Center is investigating this matter.

CRIMINAL ACTIVITIES

Retail Theft:

An offender placed items from the Jewel Food Store located at 177 E. Roosevelt Rd. in a backpack and left the store without paying for the items. The items cost \$94.23. The offender was located, and charged with one count of Retail Theft. The offender was processed and transported to Central DuPage Hospital by West Chicago Fire Protection District Paramedics due to the fact the offender said he wanted to kill himself.

Person(s) unknown removed medicine and powdered baby formula from the Jewel Food Store located at 177 E. Roosevelt Rd. without paying for the items. The offender(s) entered a vehicle and left the area prior to police arrival. This case is under investigation.

Theft of Motor Vehicle Parts:

Person(s) unknown removed parts from an unsecured vehicle in the 800 block of Burr Oaks Dr. Taken from the vehicle was a vehicle computer, the driver side racing seat, the shifter knob, a toolbox with Craftsman tools and an air intake pipe.

Burglary from Motor Vehicle:

Person(s) unknown removed a backpack from an unsecured vehicle in the 600 block of Kenwood Ave. The backpack contained \$4,300.00 U.S.C., a MacBook Air laptop, Addidas soccer shoes and miscellaneous forms of identification. Loss is set at \$2,075.00.

Person(s) unknown entered two unlocked vehicles in the 400 block of Bellevue Ave. Missing from one of the vehicles is a pair of sunglasses valued at \$200.00.

Person(s) unknown entered three vehicles parked in the 400 block of W. Blair St. The contents of the vehicles appeared to have been “rifled through”, but nothing appears to have been removed. The complainant did not state if the vehicles were locked or unlocked.

Person(s) unknown entered an unlocked vehicle parked in a garage in the 400 block of Grand Lake Blvd. The overhead and service doors to the garage were both open. Removed was a wallet containing \$32.00, a Driver's License, and numerous credit cards. Prior to making the report, some of the credit cards and the Driver's License had been found in the north-south alley to the east of the 300 block of Arbor Ave.

Arson:

Person(s) unknown started a fire, damaging playground equipment, at Meadow Woods Park. This case is under investigation.

WEST CHICAGO POLICE DEPARTMENT MONTHLY REPORT

MONTHLY PERFORMANCE

Activities	Jun 2017	Jul 2017	Aug 2017	Sep 2017	YTD 2017	YTD 2016	Total 2016
Calls for Service (911 Calls)	1,293	1,003	934	855	7,909	7,745	10,073
Officer Generated Activity	1,947	1,699	1,571	2,169	17,013	16,107	21,186
Traffic Stops	741	732	619	756	6,704	6,736	8,982
Traffic Citations	350	317	273	334	2,681	2,165	2,829
Traffic Warnings	494	472	335	536	4,675	5,020	6,703
Parking Citations	264	229	188	302	2,242	3,057	3,665
Traffic Crashes	74	74	77	74	677	709	993
Incident Reports	352	349	366	307	2,886	2,576	3,475

WEST CHICAGO POLICE DEPARTMENT MONTHLY REPORT

UNIFORM CRIME REPORT

State law mandates that Illinois law enforcement agencies report the occurrence of selected offenses and arrests within specific Index Crime categories. The State then forwards the data to the Federal Bureau of Investigation. The Uniform Crime Reporting (UCR) Program has been the starting place for law enforcement executives, students of criminal justice, researchers, members of the media, and the public at large seeking information on crime in the nation.

Crime	<u>2015 Total</u>	<u>2016 Total</u>	<u>2017 YTD</u>
Murder	0	0	0
Robbery	11	10	4
Criminal Sexual Assault	11	6	2
Aggravated Assault/Battery	10	18	11
Burglary	79	46	38
Theft	289	233	192
Arson	2	2	1
Motor Vehicle Theft	21	14	13
Human Trafficking Commercial Sex Acts	*	1	0
Human Trafficking Involuntary Servitude	*	0	0
Total UCR	423	330	261

SUPPLEMENTAL CRIMES

Criminal Damage to Motor Vehicle	111	102	56
Criminal Damage to Property	74	58	44
Criminal Defacement	61	91	28
Simple Assault/Battery	55	81	48
Total Supplemental	301	332	176

OFFICER ACTIVITIES

On August 26th, Officer Landbo was dispatched to La Chiquita located at 133 W. Roosevelt Rd., for a credit card theft report. Two suspects presented a credit card as payment for a \$311.00 purchase. There appeared something was wrong as the card would not process when run through the reader. One of the suspects advised that the card needed to be processed manually. The transaction was completed manually and the suspects left the store. One of the suspects returned later to make four separate purchases of alcohol at \$52.00 each. The card would not process and the offender presented three more credit cards. The transaction was completed manually with the third card. On August 30th, Officer Landbo was dispatched back to La Chiquita for a subject attempting a purchase with a suspected bad credit card. Officer Schoonhoven assisted. Upon arrival, Officers met with a suspect and others in a parked vehicle. Advised of the reason why Officers were meeting with them, the passenger presented the Officers with a credit card. The Officers contacted the company that supposedly issued the card and found the card number was not serviced by the company. Officers located another seven credit cards under the vehicle occupied by the suspects. The suspects were brought to the Station for further investigation. The DuPage County State's Attorney's Office was contacted and approved one count of Altered or Counterfeited Card-Possession against each of the suspects. The suspects were processed and transported to DuPage County Jail.

Between August 13th and August 25th, three burglary to motor vehicles reports were taken: two at the Thornton's gas station located at 1330 S. Neltnor Blvd. and one at the BP gas station located at 1491 W. Roosevelt Rd. In these instances, the crimes occurred when the victims momentarily left their vehicles unattended and unlocked to go inside the gas station. Items removed include a backpack, GPS units and cell phones. Officers Alaniz and Schoonhoven obtained surveillance video from both gas stations. School Resource Officer Fuller recognized the suspects in the video as being the parents of a former student. Both individuals were brought into the Station for questioning. One of the individuals authorized a consent search of their home. Proceeds from the Burglaries were located within the home. One of the suspects admitted to committing the three known burglaries as well as two additional burglaries in unincorporated West Chicago. He advised where additional items taken in the burglaries could be located in his house. The DuPage County State's Attorney's Office approved three counts of Burglary. The suspect was processed and transported to DuPage County Jail.

OFFICER ACTIVITIES

On September 4th, Officer Landbo responded to the report of a burglary in the 1200 block of W. Roosevelt Rd. Surveillance video showed three offenders entering the business by removing a window on the southwest overhead door. Removed from the business were a number of string trimmers, leaf blowers and other equipment as well as keys to the trailers and trucks of the business. The offenders loaded the equipment into one of the company's trucks, and drove away. The next day, the DeKalb County Sheriff's Department called and advised that they had located the stolen truck in a corn field west of Maple Park, Illinois. On September 12th, Officer Winton along with Detective Herbert initiated a traffic stop on a vehicle in the area of Augusta Ave. and Joliet St. During the course of the stop, Officers located a pair of black gloves, a ski mask and bolt cutters in the vehicle. The above described items were confiscated and the driver was released with a warning for his traffic violation. A review of the surveillance videos from inside the business led to the identification of the suspects. Detective Peterson interviewed one of the suspects and learned of a location on Clayton Street where the stolen items were stored. The items were recovered from that address. Detective Herbert, and Officers Levato and Reyes, interviewed the two other suspects, one of whom was the driver in the above described traffic stop. All three suspects admitted to their part in the burglary. The DuPage County State's Attorney's Office approved Burglary and Motor Vehicle Theft charges against the three offenders. The offenders were processed and transported to the Kane County Juvenile Detention Center.

On April 25th, Officer Winton was dispatched to Menard's located at 220 W. North Ave., for a delayed theft report. The offender in this instance was described as having placed over 100 reciprocating saw blades in his pants and leaving without paying for the blades. Loss in this theft was set at \$271.13. On April 20th, Menard's security advised Officer Bertany that the same suspect removed three carbon monoxide detectors from the store without paying for them. This loss was set at \$193.85. Officer Winton reviewed a photo of the suspect and his vehicle and identified the offender from previous contacts. The DuPage County State's Attorney's Office approved two counts of Retail Theft. An arrest warrant for Retail Theft was obtained on September 7th for the suspect's arrest. As of the writing of this report, the suspect has not been arrested.

On September 15th, Officers Berg and Gelsomino were dispatched to the 1000 block of Hahn Pl. for a report of an individual going through cars. The suspect was last seen walking toward the area of Oak St. and Glen Ave. where he met with others. Officer Gelsomino observed the suspects enter a vehicle and drive away at which time she initiated a traffic stop on the vehicle. Upon meeting with the occupants of the vehicle, Officer Gelsomino observed a backpack in the vehicle. The driver of the vehicle stated the back pack was his and gave Officer Gelsomino permission to search it. A credit card, that did not belong to any of the occupants of the vehicle, was located in the backpack. The driver stated he did not know how the credit card got into his backpack. The occupants and their vehicle were transported to the Police Station for further investigation. Upon a search of the vehicle, numerous other items were located that did not belong to any of the occupants. The driver of the vehicle, who is the individual observed going through cars, was charged with two counts of burglary and the other two individuals were released with no charges.

OFFICER ACTIVITIES

On September 15th, Officers Kowalik, Winton, Nielsen, Reavley, and Moos, Detective Bowers and Sergeants Shackelford and Cargola were dispatched to the Main Park Apartment Complex for a report of a man with a gun. Officers were further advised that the offenders were last seen running into one of the apartment buildings. Upon arrival, Officers checked the apartment complex and met with two individuals, later determined to be victims. One victim alleges he saw one of the subjects take his friend's wallet after which a verbal altercation ensued which escalated to a physical fight. During the fight, one offender was accused of pulling a black handgun from his waist band and threatening one of the victims. The victims attempted to run away at which time one of the offenders struck one of the victims in the head with a beer bottle, cutting him above the eye. Officers were able to locate the suspects and take them into custody. The suspect alleged to have the handgun, which turned out to be an air soft gun, was charged with Disorderly Conduct. The offender who struck the victim with a bottle was charged with Battery. Both offenders were processed and released from custody.

On September 22nd, Officer Gelsomino was dispatched to the 300 block of Wilson Ave. The caller advised that a person was in full arrest, not conscious and not breathing. Upon arrival, two individuals were located unconscious on the living room floor of the apartment. Officer Gelsomino administered a dose of Narcan and a sternum rub to one of the males after which he started to regain consciousness. The second male did not respond to the sternum rub. Officer Bertany and Sergeant Zurick arrived to assist. A dose of Narcan was provided to the second male after which he began to regain consciousness. Both were transported to Central DuPage Hospital by West Chicago Fire Protection District personnel.

While doing parking enforcement on September 28th, at approximately 3:00 a.m. in the area of the 100 block Oak St., Officer Diveley observed a group of people hanging around two vehicles. Parking tickets were placed on the vehicles and in doing so, Officer Diveley detected a strong odor of burnt cannabis coming from both of the vehicles. Officer Diveley observed both vehicles drive away and was able to initiate a traffic stop on only one of the vehicles after it committed a number of traffic violations. Officers Perry and Zepeda arrived to assist. Upon meeting with the occupants of the vehicle, officers detected a strong odor of cannabis emitting from the vehicle. The driver admitted to smoking cannabis. Due to this admission by the driver, a search of the vehicle was conducted. During the search a .22 caliber revolver was found in the trunk. The driver and passenger were placed in custody and transported to the Station. Detectives Herbert and Bowers were called out to assist with the investigation. No charges have been filed at this time, and the investigation is ongoing.