

*Note: These minutes are not official until approved by the Economic Development Committee at a subsequent meeting. Please refer to the meeting minutes when these minutes are approved to obtain any changes to these minutes.*

DeKalb County Government  
Sycamore, Illinois

**Economic Development Committee Minutes  
January 7, 2020**

The DeKalb County Economic Development Committee met on Tuesday, January 7, 2020 in the Administration Building's Conference Room East in Sycamore, Illinois. Chair Emmer called the meeting to order at 7:00 p.m. Those Members presented were Mr. Tim Bagby, Ms. Rukisha Crawford, Mr. Tim Hughes, Ms. Terri Mann-Lamb, Ms. Sandra Polanco, and Chair Laurie Emmer. A quorum was established with all six Members present.

Others present included Gary Hanson, Derek Hiland, Doug Johnson, Paul Borek, Jeff Whelan, and Matthew Wells.

**APPROVAL OF THE AGENDA**

**It was moved by Ms. Polanco, seconded by Ms. Crawford, and it was carried unanimously to approve the meeting agenda as presented.**

**APPROVAL OF THE MINUTES**

**It was moved by Mr. Hughes, seconded by Mr. Bagby, and it was carried unanimously to approve the minutes from the November 5, 2019 meeting.**

**PUBLIC COMMENTS**

Mr. Jeff Whelan inquired to Mr. Paul Borek when a business takes part in the DeKalb County Enterprise Zone who gets the credits the manufacturer/business that is moving into a location or the contractor who is building the building. Mr. Borek shared that the sales tax exemption is provided to the project and the builder and how that is allocated is between the owner/operator/developer and/or company and their builder/contractors.

Mr. Whelan additionally asked if in the newly proposed Raffle & Poker Run Ordinance if those licenses were still going to be free to Charities and Non-profits. Mr. Johnson answered no, he is proposing there be a charge.

**APPROVAL OF AMENDMENTS TO THE DEKALB COUNTY ENTERPRISE ZONE & ENTERPRISE ZONE INTERGOVERNMENTAL AGREEMENT**

DeKalb County Economic Development Corporation Executive Director Paul Borek brought forth to the Committee two amendments to the DeKalb County Enterprise Zone along with two Enterprise Zone Intergovernmental Agreement Amendments for consideration by the County.

The first being the DeKalb County Enterprise Zone Amendment II – Boundary Amendment – Option 2. Mr. Borek explained that the City of DeKalb has requested that the County's Enterprise Zone add approximately 500 acres located south of Gurler Road between Illinois Route 23 and a property line just east of Peace Road extended.

This proposed addition involves five separate parcels and is intended to allow the County to be able to more effectively compete for large scale projects. By having such a large acreage

available in the Zone, DeKalb County will be able to be considered for large square footage facilities which can provide significant quality jobs and capital investment. Mr. Borek continued that currently, the County is at a disadvantage due to the lack of parcels which meet the needs of today's high impact projects and development prospects.

In order to accomplish this addition, Mr. Borek shared they will be pursuing an Option 2 Boundary Amendment which is, by definition, designed to help eliminate impediments to economic development. Approval of this Boundary Amendment would enable the County to compete for development like Project Ventus, a Confidential Knowledge-Based or Technology Industry Project.

The proposed Boundary Amendment site is located in DeKalb County (Afton Township), south of Gurler Road between Illinois Route 23 and the property line just east of Peace Road extended. It would be annexed to the City of DeKalb to provide for utilities and an upgrade to Gurler Road.

The DeKalb County Enterprise Zone has a maximum capacity of 15 square miles. Currently, territory totaling 13.1 square miles is included within the Zone, which capacity available for additional 1,100 acres.

Mr. Borek reminded that current Enterprise Zone Participating Units of Government applicable to this site are the City of DeKalb, DeKalb County Government, DeKalb Park District, DeKalb Public Library, Afton Township, Kishwaukee Water Reclamation District, DeKalb School District #428 and Kishwaukee College.

This Boundary Amendment will require the following:

- Approval of a Add Territory Boundary Amendment to the Designating Ordinance by the Designating Units of Government; as well as
- Amendment to the DeKalb County Enterprise Zone Intergovernmental Agreement between Designating Units; and
- Approval of an "Add Territory Boundary Amendment – Option 2" Application by the Illinois Department of Commerce and Economic Opportunity (DCEO).

**After brief discussion, Mr. Bagby moved to recommend the approval of a DeKalb County Enterprise Zone Boundary Amendment along with an Amendment to the DeKalb County Enterprise Zone Intergovernmental Agreement to the full County Board. Ms. Polanco seconded the motion and it was carried unanimously.**

Mr. Borek continued that the next amendment would be a DeKalb County Enterprise Zone Amendment III – Incentive Modification Amendment. He further explained that the City of DeKalb is working to attract two extraordinarily large development projects. All phases of development for each of these projects are projected to amount to 2 million square feet of development and more than \$100,000,000 to \$800,000,000 of investment.

Tax revenue generation for Project Hammer is estimated to amount to \$69 million or more over 15 years. This amount nearly matches the revenue generated by a major portion of DeKalb's industrial base – Nestle, Panduit, 3M, Goodyear and Target – during a 15-year period.

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He reminded that Project Hammer is a food processing company planning to development 2.4 million square feet of new building space, 1.4 million of which would be manufacturing, with ample room for expansion. Job creation is estimated to be 1,000 permanent jobs and another 1,000 temporary construction jobs.

The second project, codenamed Project Ventus, is proposing to invest \$800 million in the development of 900,000 square feet of space during Phase I. Project Ventus is planning to purchase a 500-acre site enabling development of one or additional identical phases during the near future (5 to 15 years). In order to compete successfully for these projects, tax abatement terms of 15 to 20 years are required. The annual rate of tax abatement, or revenue-sharing agreement, would be 50% and 55% respectively, each year throughout the term of the 15- or 20-year span of the agreement.

It is proposed that tis Incentive Amendment would be limited to the Interstate Commerce Market (ICM) area of the DeKalb County Enterprise Zone, located within 3 ½ miles of the centerline of Interstate 88. This amendment would not impact the criteria, terms and conditions of the Countywide DeKalb County Enterprise Zone Property Tax Abatement Program.

In order to accommodate one of these projects, and address similar future projects, the following Enterprise Zone Property Tax Abatements are proposed:

- 15-years at 50% per year for project with a minimum of \$100 million of investment, 400 jobs and 900,000 square feet of development.
- 20-years at 55% per year for projects with a minimum of \$800 million of investment, 50 jobs and 900,000 square feet of development.

The project will require the following:

- Approval of Amendments to the Designating Ordinance by the Designating Unites of Government; as well as
- Amendment to the DeKalb County Enterprise Zone Intergovernmental Agreement between the Designating Units: DeKalb County, City of DeKalb, City of Genoa, City of Sandwich, City of Sycamore and Township of Cortland and Village of Waterman; and
- Approval of an Incentive Amendment Application by the Illinois Department of Commerce and Economic Opportunity (DCEO).

**After brief discussion, Mr. Bagby moved to recommend the approval of a DeKalb County Enterprise Zone Incentive Amendment along with another Amendment to the DeKalb County Enterprise Zone Intergovernmental Agreement to the full County Board. Ms. Mann-Lamb seconded the motion and it was carried unanimously.**

#### **DCEDC UPDATE**

Mr. Borek additionally provided the Committee with his presentation from the 2019 State of the County PowerPoint that was given at the DeKalb County Economic Development Corporation's Annual Dinner on November 21, 2019. The presentation gave an in-depth look at many economic developments that are happening around DeKalb County. *The PowerPoint along with the presentation notes are attached.*

The Committee thanked Mr. Borek for joining them and for all the information he brought along.

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**AMENDMENTS TO THE DEKALB COUNTY RAFFLE & POKER RUN ORDINANCE / APPLICATION**

County Clerk & Recorder Doug Johnson joined the Committee once again to review an updated revised version of the County Raffle & Poker Run Ordinance that had been sent back to the Committee for further review a couple month's ago. He shared that after reviewing the Committee/Board's concerns as well as suggestions from the State's Attorney's Office, he is bringing forth to them a newly revised version of the Ordinance. The Committee was sent the revisions ahead of time to have adequate time to review.

Mr. Johnson also shared, as he had previously noted, if he was going to go back through this process again, he was going to start reinstating fees, which is not reflected within the Ordinance. Prior to 2012, the County Clerk's Office did have a \$10.00 per Raffle License fee that was assessed. A previous County Clerk eliminated that fee and for many years now the process has been done without any fee attached. Since that time, reporting requirements have become quite cumbersome for office staff and Mr. Johnson is proposing to reinstate a \$10.00 fee to obtain a Raffle or Poker Run License. A Class D License is calling for a \$50.00 fee but that is because it is a twelve-month license.

He also explained that per the State's Attorney's Office's recommendation, where Political Committee's apply for a license is outlined in the Ordinance. Mr. Johnson noted that his goal was to stay as close as possible to what is outlined in the Illinois State Statute regarding Raffle & Poker Runs. He also wanted to maintain a separation of raffles from gambling.

Ms. Polanco shared that she went through the Illinois Raffle & Poker Run Act and compared that to the proposed Ordinance prior to the meeting. She reviewed with Mr. Johnson a few discrepancies between the two. Mr. Johnson noted the additional items and stated that he would incorporate those into the final version that is sent to the full County Board if the Committee were to choose to forward the item at this time.

**Mr. Bagby moved to forward the DeKalb County Raffle & Poker Run Ordinance with the technical corrections and substantive paragraph additions suggested by Ms. Polanco to the full County Board recommending its approval. Mr. Hughes seconded the motion as presented and it was carried unanimously.**

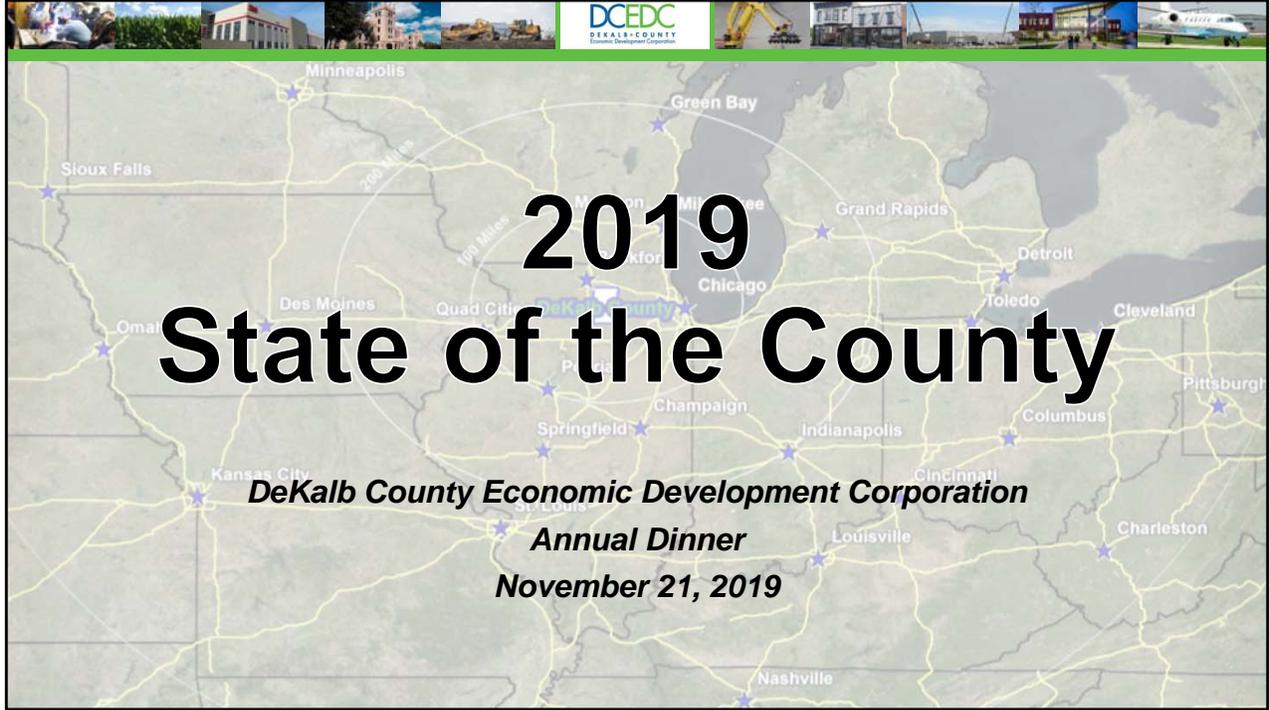
**ADJOURNMENT**

**It was moved by Ms. Polanco, seconded by Ms. Crawford and it was carried unanimously to adjourn the meeting at 8:11 p.m.**

Respectfully submitted,

  
Chairman Laurie Emmer

  
Tasha Sims, Recording Secretary



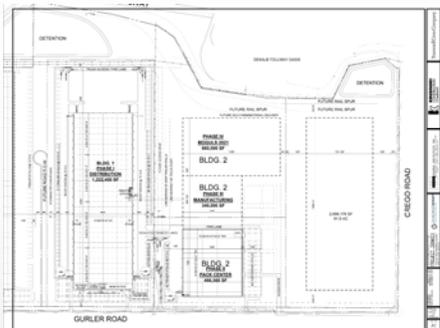
As we approach the close of 2019, DeKalb County is on the verge of attracting developments of significant size and impact that they could begin to transform our economy.

## ChicagoWest Business Center *DeKalb*



Two potential projects in the City of DeKalb, south of I-88, east of Route 23, involve food processing and technology industries that could distinguish DeKalb County while generating substantial investment, jobs and tax revenue.

## ChicagoWest Business Center - Food Processing *DeKalb*



The DeKalb Planning and Zoning Commission approved Planned Development Amendments for the ChicagoWest Business to accommodate a Food Processing company north of Gurler Road.

The prospect is considering development of a:

- 1.2 million square foot distribution center, and
- 460,000 square foot packaging center.

Projected employment would be approximately 1,000 workers.

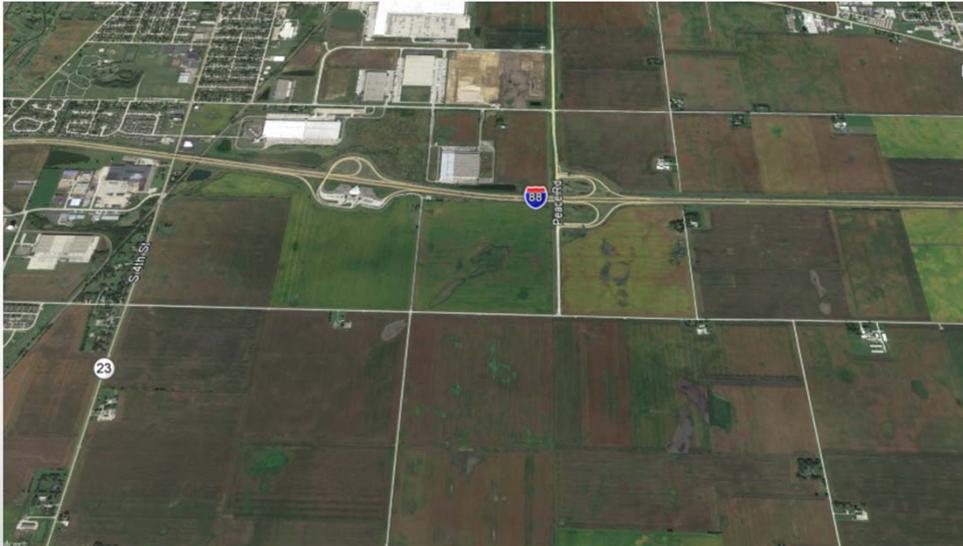


**ChicagoWest  
Business Center**  
*DeKalb*



To support expedited development, the City of DeKalb issued a mass grading permit to enable builder - Krusinski Construction Company - to accelerate the preparation of 106 acres to accommodate the two proposed buildings.

## ChicagoWest Business Center *DeKalb*



South of Gurler Road, a Knowledge-Based company is considering development of a sizeable tract of land over several years.

DCEDC has assisted the City of DeKalb and City Manager Bill Nicklas and landowner developer Jerry Krusinski on these projects, working with:

- the State of Illinois, and
- prospective company officials and consultants;
- together with utilities - ComEd, Nicor, the DeKalb Water Division and the Kishwaukee Water Reclamation District.

DeKalb taxing bodies and State elected officials have been all been supportive.

**Projects are progressing** and decisions are anticipated in the coming weeks for one, and months for the other.



**K & M Tire** *DeKalb*

**Solotech** *DeKalb*



**K & M Tire**, an Ohio-based distributor of passenger, light truck, commercial truck and farm tires, acquired the 202,000 SF 2600 Wirsing Parkway building (formerly leased by 3M).

Company founder and officials traveled to the DeKalb Airport in their corporate airplane to tour the building. The City of DeKalb made building plans available and is guiding the company through the occupancy process. K & M is relocating from a smaller building in Bolingbrook.

**Solotech** completed buildout of 8,200 square feet of office in the 711 Fairview Drive building doubling employment from 20 to 40.

The company specializes in audio, video, lighting, and control systems serving the needs of their global entertainment clients



**Byers Brewing Company**  
*DeKalb*

**The Write Stuff**  
*DeKalb*



**Byers Brewing Company** established operations on the 1<sup>st</sup> Floor of the Sundog building in Downtown DeKalb. The family-owned start-up brews small batches of distinctive craft beers.

**The Write Stuff** school supply company has relocated to the 733 Enterprise Drive building in the Airport North Industrial Park to expand their growing sales and distribution business

## The Suter Company *Sycamore*



**The Suter Company** is expanding their Bethany Road facility in the Sycamore Prairie business park with a two-story office addition.

We look forward to hearing more about The Suter Company from our keynote speaker, Tim Suter.

## Seymour of Sycamore *Sycamore*



Seymour of Sycamore has begun construction of 30,000 SF addition to their 220,000 SF headquarters and manufacturing plant on Crosby Avenue in Sycamore.

Seymour invented aerosol spray paint in 1949 and now serves industrial, automotive, consumer, commercial and private label markets.

## Tech-Weld *Sycamore*



**Tech-Weld** of Elburn has contacted to purchase the 805 Thornwood Drive building in the Sycamore Prairie Business Park. The move will triple the size of their operations in Elburn.

Tech-Weld is a family-owned manufacturer of precision welded tubes, tanks, cones and weldments. Buildout will include air conditioning and a clean-room.

Tech-Weld serves industries including Aerospace, Aircraft, Automotive, Agricultural and Defense. (Also Government, Motor Housing, Petrochemical, Food Processing and Water/AirTreatment.)



**Swedberg  
Electric**  
*Sycamore*



**Alexander Drywall**  
*Sycamore*

**Swedberg Electric** acquired the 525 Brickville Road building to accommodate their growing commercial and industrial electrical contracting business.

**Alexander Drywall** acquired the 917 Borden Avenue building to accommodate their business, and to lease space to Grainger development and construction and Masterflight Stairs.



**Natural Polymers** *Cortland*



**Fabtek** *Sandwich*

**Natural Polymers** completed renovations and relocated to the 14438 E. North Avenue building in Cortland from West Chicago.

They are an energy-efficient, urethane foam insulation manufacturer using an environmentally-friendly raw material base.

**Fabtek** expanded to the 775 Duvick Avenue building in Sandwich from Plano. Fabtek is a family-owned and operated company specializing in efficient, durable stainless steel boiler systems.



**Whiskey Acres**  
*Afton Township*

**The DeLong Company**  
*Waterman*



**Whiskey Acres Distilling Company** opened their new 3,600 square foot Visitor's Center on Keslinger Road adjacent to the Distillery and Tasting Room.

In September, Whiskey Acres hosted a Business Roundtable Event where President Jamie Walter described: the importance of branding to their business, as DCEDC pushes a branding initiative for DeKalb County.

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**The DeLong Company** completed construction of new grain bins to increase storage capacity at the Delco Elevators in Waterman.

**Meijer**  
**Sycamore**



**Meijer Stores** is progressing on construction of a 159,000 square foot Supercenter. The project is located on a 31-acre site in the Sycamore Crossings development on Peace Road.

City Manager Brian Gregory advises that construction is progressing, despite volatile weather conditions. Completion projected for Spring 2020.



**MorningStar Media Group** *Sycamore*



**Chelsea McGee Studios**



**Coroco Coffee Roaster Collective**

**MorningStar Media Group** has complete renovations to the 220 South California building in Downtown Sycamore.

MorningStar is a full-service ad agency offering video and web production, as well as brand marketing.

The building also houses the **Coroco Coffee Roaster Collective** featuring hand-roasted craft coffees sourced from small farms throughout the world.

**Chelsea McGee Studios** expanded to a new location at 942 West State Street. Space is available for corporate events, receptions and parties; as well as adult and youth art classes.



**Tavern on Lincoln**

## Cornerstone *DeKalb*



**Cornerstone DeKalb** is complete with full occupancy of the project's 51 furnished luxury units located at the corner of Lincoln Highway and First Street.

The **Tavern on Lincoln** restaurant & pub opened to rave reviews joining, Barb City Bagels and DeKalb Nail Spa in filling out the ground floor commercial units.

## Plaza *DeKalb*



## Jamrah



Construction of **Plaza DeKalb** on the corner of Lincoln Highway and Second Streets is progressing.

The 4-story, mixed use project will include 21 apartments and a Mediterranean Specialty Grocer on the ground level.

John Pappas advises that construction will be complete by February 1<sup>st</sup> and occupancy is already at 60%.

**Jamrah** opened its second DeKalb County location at the Plaza. The restaurant features popular middle eastern cuisine.



**Agora Tower**  
*DeKalb*



The **Agora Tower** project will begin shortly with the demolition of the former Mooney building. The project is located east of 4<sup>th</sup> Street, between Oak and Locust.

The mixed-use development will include 94 high end apartments with retail and office space on the ground floor.

The \$13.8 million project was supported with \$3 million in TIF funding from the City of DeKalb.

Mixed use development is designed to accommodate demand for walkable downtown living close to entertainment and amenities.



**Mason Indoor Golf USA** *DeKalb*



**Stage Left by Hometown Sports Bar & Grill**

Jim Mason is building out 12,000 square feet of space at 1500 Sycamore Road for **Mason Indoor Golf USA**. **The project will include** indoor sports simulators along with pizza and beverages.

**Hometown Sports Bar & Grill** expanded to an adjacent storefront creating a space called **“Stage Left”** to host live entertainment.



**Planet  
Fitness**

## **Aldi DeKalb**



**Aldi** completed construction of its new expanded grocery store at the Northland Plaza Shopping Center.

**Planet Fitness** also established a health club at Northland Plaza, part of an effort by ownership to drive traffic to the shopping center.



**Home2  
Suites**  
*DeKalb*



Developer **NewGen Assets** is progressing with construction of the **Home2 Suites by Hilton** on Annie Glidden Road and Knolls Avenue.

The 90-room extended-stay hotel is designed to serve business travel demand from corporations in DeKalb County, as well as the needs of Northern Illinois University.



**IBEW  
Electrical  
Training  
Facility**  
*Genoa*



**Prairie State  
Supper Club**

**Smoking  
Grill &  
Pizzeria**



The **International Bureau of Electrical Workers** is beginning construction of a training facility for electric utility linemen on Walnut Avenue.

**Smoking Grill & Pizzeria** was established in the shopping center on the corner of Routes 72 and 23.

The **Supper Club** membership restaurant & pub opened in the original Prairie State Winery building in Downtown Genoa.



**Castle View  
Real Estate**  
*Maple Park*



**Emerald  
Butterfly**  
*Shabbona*



**Burger  
King**  
*Sandwich*

**Castle View Real Estate** established an office on Main Street in Maple Park.

**Emerald Butterfly**, gift and home specialty store, opened on Route 30 in Shabbona.

A new **Burger King** restaurant was constructed on Route 34 in Sandwich.



**Old Mill Park**  
*Sycamore*

**River Bend**  
*Genoa*



New residential communities established in the county include:

- **Old Mill Park** on Main Street & Mt. Hunger Road in Sycamore, and
- The reopening of the **River Bend** project in Genoa; developed and constructed by Grainger Development.

Both are 55 and older senior living communities.



**Holmes Student  
Center**  
*Northern Illinois  
University*



**Northern Illinois University** has “reimagined, revamped and revitalized” the first floor of the **Holmes Student Center**, as proudly described by President Lisa Freeman.

The redesign focused specifically on creating hub for campus life that is exciting for students to visit. The project includes:

- A Starbucks coffee shop.
- Depot convenience store
- Remodeled Huskie Book Store.
- Study lounge and collaborative work spaces, and
- “The OASIS” - space for the Student Association, the Campus Activities Board and a Student Affairs office.



**Library &  
Academic  
Support  
Services  
Center**  
*Kishwaukee  
College*



**Kishwaukee College** completed remodeling of the Library and Academic Support Services Center.

President Laurie Borowicz noted that the College used input from students to include space for tutoring, group study rooms and technology support within the library space.



**Egyptian Theatre** *DeKalb*

Extensive renovations and the long-awaited addition of air conditioning are progressing at **the Egyptian Theatre**.

Year-round operation, enabled by the air conditioning, will help drive expanded programming. Doing so will attract more patrons and visitors, increasing the economic impact of the unique arts and cultural venue.



**Northwestern  
Medicine  
Kishwaukee  
Hospital**  
*DeKalb County*



Construction of a new breast health center at **Northwestern Medicine Kishwaukee Hospital** has been completed.

The center will include state-of-the-art mammography, ultrasound, new breast health equipment, as well as diagnostic and staging areas.

Northwestern Medicine has also partnered with Northern Illinois University to provide campus healthcare for students.



**DeKalb County  
Nursing &  
Rehab Center**  
*DeKalb County*

Construction is progressing on the expansion of the **DeKalb County Nursing & Rehab Center** on Annie Glidden Road.

A 15,000-square-foot transitional care unit is being constructed as well as 18-room new patient rooms, and the renovation of 15 existing rooms.

Upgraded communication systems as well as boiler and chiller improvements are also being installed.

## Family Service Agency *DeKalb*



**Family Service Agency** doubled its space with the acquisition and renovation of the 1325 Sycamore Road Building in DeKalb.



**Kishwaukee Education Consortium**

**DeKalb Ogle  
Workforce  
Development  
Consortium**



The **DeKalb Ogle Workforce Development Consortium's** 7<sup>th</sup> Annual Heavy Metal Tour introduced high school students to local manufacturers, as well as the career technology labs at Kishwaukee College.

This career development program also brought students to the FABTEK metal forming, fabricating, welding and finishing show at McCormick Place. The Workforce Development Consortium a partnership of the Kishwaukee Education Consortium and DCEDC.

On behalf of the DCEDC public/private partnership, we congratulate all the businesses, communities, institutions and service/support organizations that have contributed to economic development in 2019. I'd like to give all of you a hearty round of applause!

And now, to highlight the steps this public/private partnership is taking accelerate growth and development - to the generate even bigger and better results in the future - I'm please to introduce our President, Cohen Barnes...

## DeKalb County Thriving! Comprehensive Economic Development Strategy - CEDS Plan



**Goal 1:** *Ensure DeKalb County has a talent pipeline that meets the needs of workers and employers.*

**Goal 2:** *Identify and recruit target industries.*

**Goal 3:** *Create a countywide business climate in DeKalb County that contributes to business success.*

**Goal 4:** *Brand and promote the “DeKalb County Experience” that focuses on the county’s unique assets.*

**Goal 5:** *Collaborate countywide to maximize the economic health of all communities in DeKalb County.*

The **DCEDC Board** worked together with **DeKalb County Government**, the **DeKalb County Community Foundation** and the **NIU Center for Governmental Studies** to complete *the DeKalb County Thriving! Comprehensive Economic Development Strategy* or CEDS Plan.

The plan identified Five Broad Goals each with a series of implementation strategies.

Five Working Groups involving **business and community leaders** have detailed and are now executing implementation action strategies.

## CEDS #1 - Talent Pipeline Committee

- Conducted a **hiring practices survey** to better understand talent pipeline challenges faced by the DeKalb County business community.
- As a result of the survey, enhanced the on-line **hiring/workforce development resources** on the DCEDC website
- Initiated planning for a DCEDC-sponsored **workshop on workforce hiring and training** for the first quarter of 2020

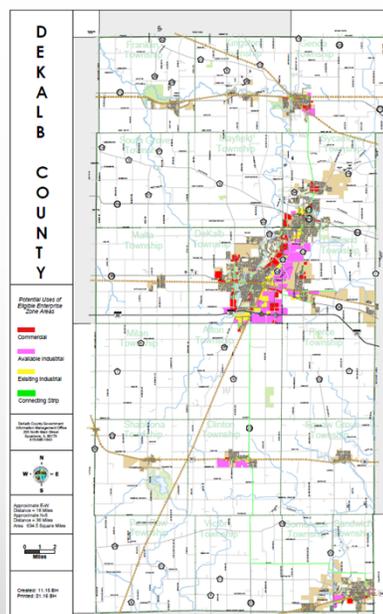


## CEDS #2 - Target Industries Subcommittee

- ***Engage with NIU CGS to analyze Food Processing sector; health care analysis will be conducted next fiscal year.***
  - ***Engage with our existing, local companies and organizations to learn more about strengths, weaknesses, opportunities and threats of the region.***
  - ***Collaborate with CEDS #1, Talent Pipeline, to identify synergies in workforce education in order attract and retain target industries to the region.***
- Agriculture & Food Processing
  - Computer & Electronic Products Manufacturing
  - Creative Economy Industries
  - Fabricated Metal Products
  - Health Care
  - Machinery Manufacturing
  - Research, Development & Information Technology
  - Transportation Logistics & Distribution

## CEDS #3 - Business Climate Committee

- Convened **Economic Development Boot Camp** for local officials.
- Convened **Mayor's Forum** to foster collaboration among DeKalb County Chief Elected Officials.



## **CEDS #4 - Branding DeKalb County Committee**

- *Studied emerging place marketing/branding practice, interviewed cutting edge firms and selected consultant to prepare **Branding Strategy**.*
- *DCC Marketing is uniquely suited to the challenge and opportunity of promoting DeKalb County to **attract families, students, professionals, and entrepreneurs**; as well as research, technology, business and industry.*
- *Execution of forthcoming **Strategic Branding Playbook Strategy** through Private and Public Investment Campaign to promote attraction and retention of investment, talent, students, families and businesses to DeKalb County.*

## CEDS #5 - Community Champions Committee

- *Built a **'Community Champions Committee'** consisting of representatives of each community throughout DeKalb County, including unincorporated areas.*
  - *Some who are elected officials, but most are **people who volunteer to help build economic opportunities** in their community.*
  - *12 of the 14 communities are actively participating along with several countywide organizations.*
- *The Champions Committee meets every 2 months in different communities around the county. The two meetings held to date have **encouraged new relationships, successful sharing of information and discussion of collaborative projects.***
- *There is potential for this Committee to meet collaboratively from time to time with the **Mayor's Forum** group from the CEDS #3 Committee*

### **I. TITLE**

This chapter shall be known, cited and referred to as the “DeKalb County Raffle and Poker Run Ordinance”.

### **II. PURPOSE**

The purpose of this Ordinance is to regulate and control the conduct of raffles and poker runs within the unincorporated areas of the County and within the corporate limits of any municipality that is a party to any intergovernmental cooperation agreement for raffle and poker run licenses with the County. The DeKalb County Clerk is charged with the administration of the DeKalb County Raffle and Poker Run Ordinance.

### **III. DEFINITIONS**

In the construction of this Ordinance, the definitions hereunder shall be observed and applied.

A. “Business” is a voluntary organization composed of individuals and/or businesses who have joined together to advance the commercial, financial, industrial and civic interests of a community.

B. “Charitable Organization” is an organization or institution organized and operated to benefit an indefinite number of the public. The service rendered to those eligible for benefits must also confer some benefit upon the public.

C. “Educational Organization” is an organization or institution organized and operated to provide systematic instruction in useful branches of learning by methods common to schools and institutions of learning which compare favorably in their scope and intensity with the course of study presented in tax-supported schools.

D. “Fraternal Organization” is an organization of persons having a common interest, the primary interest of which is to both promote the welfare of its members and to provide assistance to the general public in such a way as to lessen the burdens of government by caring for those who otherwise would be cared for by the government.

E. “Hardship” is a situation in which an organization that has not been in existence continuously for a period of five (5) years immediately before making application for a license organizes for the sole purpose of providing financial assistance to an identified individual or group of individuals suffering extreme financial hardship as the result of an illness, disability, accident or disaster.

F. “Key Location” means:

1. For a poker run, the location where the poker run concludes and the prizes are awarded.

2. For a raffle, the location where the winning chances in the raffle are determined.

G. “Labor Organization” is an organization composed of workers organized with the objective of betterment of the conditions of those engaged in such pursuit in and the development of a higher degree of efficiency in their respective occupations.

H. “Law Enforcement Agency” means an agency of this State or a unit of local government in this State that is vested by law or ordinance with the duty to maintain public order and to enforce criminal laws or ordinances.

I. "Licensee" is an organization which has been issued a license to operate a raffle or poker run.

J. "Net Proceeds" means the gross receipts from the conduct of raffles or poker runs, less reasonable sums expended for prizes, local license fees and other operating expenses incurred as a result of operating a raffle or poker run.

K. "Non-Profit" means organized, operated and conducted on a not-for-profit basis without personal profit to individual(s) or the organization.

L. "Person" means an individual, firm, organization, public or private corporation, government, partnership or unincorporated association.

M. "Poker Run" means a prize-awarding event organized by an organization licensed under the Raffles and Pokers Runs Act (230 ILCS 15) in which participants travel to multiple predetermined locations, including a key location, to play a randomized game based on an element of chance. draw a playing card or equivalent item at each location in order to assemble a facsimile of a poker hand or other numeric score. "Poker run" includes dice runs, marble runs or other events where the objective is to build the best hand or highest score by obtaining an item at each location.

N. "Raffle"

1. "Raffle" means a form of lottery, as defined in subsection (b) of Section 28-2 of the Criminal Code of 2012, conducted by an organization licensed under the 230 ILCS 15/ (Raffles and Poker Runs Act), in which:

- a. The player pays or agrees to pay something of value for a chance, represented and differentiated by a number or by a combination of numbers or by some other medium, one or more of which chances is to be designated as the winning chance; and
- b. The winning chance is to be determined through a drawing or by some other method based on an element of chance by an act or set of acts on the part of persons conducting or connected with the lottery, except that the winning chance shall not be determined by the outcome of a publicly exhibited sporting contest.

2. Pursuant to State Law, "raffle" does not include any game designated to simulate:

- a. Gambling games as defined in the Riverboat Gambling Act
- b. Any casino game approved for play by the Illinois Gaming Board
- c. Any games provided by a video gaming terminal, as defined in the Video Gaming Act, or
- d. Savings promotion raffle authorized under Section 5g of the Illinois Banking Act, Section 7008 of the Savings Bank Act, Section 42.7 of the Illinois Credit Union Act, Section 5136B of the National Bank Act, or Section 4 of the Home Owner's Loan Act

O. "Religious Organization" is any church, congregation, society or organization founded for the purpose of religious worship.

P. "Veterans Organization" is any association comprised of members of which substantially all are individuals who are veterans or spouses, widows, or widowers of veterans, the primary purpose of which is to promote the welfare of its members and to provide assistance to the general public in such a way as to confer a public benefit.

#### IV. LICENSE REQUIREMENTS

A. Any person seeking to conduct or operate a raffle or poker run as outlined in this Ordinance shall submit a Raffle / Poker Run Application using the form provided by the DeKalb County Clerk. Applications must be submitted to the County Clerk at least five (5) days prior to conducting a raffle or poker run and prior to selling tickets or chances for a raffle. The fee for the license is \$10 for classes A, B, C and E. The fee for a class D license is \$50. Completion of an application does not guarantee approval or issuance of a raffle / poker run license. ~~An organization may appeal license decisions in writing within ten (10) business days of decision by submitting notice of appeal to the county board office.~~

B. It shall be unlawful for any person, firm, business, corporation, organization or other entity to conduct or operate a poker run, ~~conduct or operate a raffle~~ or raffle, or to sell, offer for sale, convey, issue or otherwise transfer for value, tickets or a chance on a raffle unless conducted pursuant to terms outlined on a raffle or poker run license duly issued by the County of DeKalb ~~or other applicable Key Location licensing authority~~ and in accordance with the provisions of this Ordinance and the Raffles and Poker Runs Act. A raffle or poker run license shall be valid for the period outlined on the license and shall not be valid for more than twelve (12) months.

C. Raffle and poker run licenses shall be issued only to bona fide business, religious, charitable, labor, fraternal, educational ~~or, veterans, or other bona fide not-for-profit~~ organizations that operate without profit to their members and which have been in existence continuously for a period of five (5) years or more immediately before applying for a license and which have ~~had~~ during that entire five (5) year period, ~~a bona fide membership~~ been engaged in carrying out their objectives, or to an organization that the DeKalb County Clerk determines is organized for the sole purpose of providing financial assistance to an identified individual or group of individuals suffering extreme financial hardship as a result of an illness, disability, accident or disaster, ~~or to any law enforcement agencies and statewide associations that represent law enforcement officials.~~ The DeKalb County Raffle/Poker Run Application includes a sworn statement attesting to the not-for-profit character of the prospective licensee organization that must be signed by the presiding officer and secretary of that organization. The organization must specify on the application the key location (s), the time period during which raffle chances will be sold or issued or a poker run will be conducted and the time or times of determination of winning chances.

D. The following groups or individuals are ineligible for any license under this ordinance:

1. Any person ~~whose who has been convicted of a~~ felony ~~conviction will impair the person's~~ ability to engage in the licensed position;
2. Any person who is or has been a professional gambler or ~~professional~~ gambling promoter;
3. Any person who is not of good moral character;
4. Any ~~firm or~~ organization in which a person defined in ~~A, B or C~~ 1, 2 or 3 (above) has a proprietary, equitable or credit interest, or in which such a person is active or employed;
5. Any organization in which a person defined in ~~A, B or C~~ 1, 2 or 3 (above) is an officer, director, or

employee, whether compensated or not; and

6. Any organization in which a person defined in A, B, or C 1, 2 or 3 (above) is to participate in the management or operation of a raffle or poker run as defined in this ordinance.

E. The DeKalb County Clerk may waive the five (5) year requirement for bona fide business, religious, charitable, labor, fraternal, educational or veterans organizations that apply for a license to conduct a raffle or poker run if the organization has identified and maintains a valid non-profit certification from the Internal Revenue Service, or if the organization is a local organization that is affiliated with and chartered by a national or state organization that meets the five (5) year requirement. A current copy of the organization's constitution, by-laws or other documentation must be included with the Raffle / Poker Run Application at the time of submission. Other bona fide not-for-profit organizations not specified in this section are not eligible for a waiver.

F. Political Committees must include documentation of raffle approval from the State Board of Elections when applying for a raffle license with the DeKalb County Clerk. Raffle licenses for political committees will be issued in accordance with the terms and provisions of this Ordinance. seeking a license for raffle purposes should refer to 230 ILCS 15/8.1 and 26 Ill. Admin. Code 210.10 for application requirements.

G. All management, operation and conduct of raffles and poker runs shall be under the supervision of a single manager designated by the licensee. The manager shall give a fidelity bond must be obtained by an organization conducting a raffle or poker run and the bond must be submitted with each Raffle / Poker Run Application. in an amount equal to the aggregate retail value of all prizes to be awarded in the raffle(s)/poker run. A Personal Surety Bond may be obtained from the raffle / poker run manager in lieu of a Fidelity Bond for organizations conducting a raffle / poker run in which the total retail value of all prizes and merchandise awarded is less than \$5,000. If the retail value of all prizes to be awarded is \$5,000.00 or more, a corporate surety bond is required. The terms of the bond shall provide that notice shall be given in writing to the DeKalb County Clerk not less than 30 days prior to its cancellation.

H. Organizations conducting a raffle may request a bond waiver from the DeKalb County Clerk following a unanimous an affirmative vote in support of the waiver by members of the organization conducting the raffle or poker run. of the requisite number of members of the licensed organization, or if the licensed organization does not have members, of members of the governing board of the organization. This bond provision does not apply to poker runs.

## V. LICENSE ISSUANCE

The DeKalb County Clerk shall review all raffle and poker run applications and shall, within 30 days from the date of application, approve or deny the request for license. An organization may appeal license decisions in writing within ten (10) business days of decision by submitting notice of appeal to the county board office. If the application is approved, the County Clerk shall issue the raffle or poker run license according to the following classification structure:

A. *Class A – General Raffle License (\$10 Fee)* - A general raffle license shall permit an organization the ability to conduct a raffle with a maximum single cash prize or the maximum retail value of a single non-cash prize not exceeding \$25,000.00, and an aggregate maximum value of all cash and non-cash prizes awarded not exceeding \$50,000.00. Multiple drawings may be held to award the prizes, but all drawings must occur on the same day and at the same location.

B. *Class B – One Ticket, Multiple Raffles Multiple Drawing License (\$10 Fee)* – This license allows up to four raffles to be conducted with the same raffle tickets, within twelve-months of license issuance. Each ticket shall specify the dates of ticket sales and the dates of each the drawing. Each drawing date shall be considered a separate raffle and will require a separate license. Each license will allow one drawing event for the prizes awarded. Although a *Class B* license allows up to four raffles, the maximum value of cash and non-cash prize or prizes awarded to a single winner shall not exceed \$25,000.00, and the aggregate value of all prizes awarded in all of the raffles shall not exceed ~~\$30,000.00~~ \$50,000.

C. *Class C - One-Time Hardship Raffle License (\$10 Fee)* – This license allows a not-for-profit fund-raising organization or group organized for the sole purpose of providing emergency financial assistance to an identified individual or group of individuals suffering severe financial hardship as a result of an injury, disability, accident or disaster to conduct one raffle for that purpose. The maximum single cash prize or the maximum retail value of a single non-cash prize may not exceed \$25,000.00, and the aggregate maximum value of all cash and non-cash prizes awarded may not exceed \$50,000.00.

D. *Class D – Twelve-Month Raffle License (\$50 Fee)* – A twelve-month license shall permit the conduct of a raffle or raffles or the sale of chances for a raffle or raffles in which the maximum value of all cash or non-cash prizes for a single drawing shall not exceed \$5,000.00. *Class D* licenses shall be licensed annually for a twelve (12) consecutive month period commencing on the day the license is approved. The aggregate value of all prizes awarded annually shall not exceed \$50,000.00.

E. *Class E – Limited Annual Raffle License* – This license permits an organization to regularly conduct raffles among its own membership at regularly scheduled organizational meetings. Drawings may only be held, and chances for these raffles may only be sold on the day of the meeting. The aggregate value of the prizes awarded in each of these drawings may not exceed \$5,000.00. *Class E* raffles shall be licensed annually on a calendar year basis. The aggregate value of all prizes awarded annually shall not exceed \$50,000.00. Renewal applications shall be made on or before November 1<sup>st</sup> for the following calendar year.

E. *Class E – Poker Run License (\$10 Fee)* – A *Class E* license allows an organization to conduct a single poker run and, dice run, marble run, or other event where the objective is to build the best hand or highest score by obtaining an item or playing a randomized game. shall only be issued to provide financial assistance to an identified individual or group of individuals suffering extreme financial hardship as the result of an illness, disability, accident, or disaster or to maintain the financial stability of the organization. The maximum single cash prize shall not exceed \$25,000.00, and an aggregate maximum value of all cash awarded shall not exceed \$50,000.00.

## VI. OPERATION AND CONDUCT

A. The operation and conduct of a raffle or poker run shall be under the supervision of at least one raffle or poker run manager designated by the licensee.

B. The entire net proceeds of any raffle or poker run must be exclusively devoted to the lawful purpose of the license.

C. No person except a bona fide director, officer, employee, or member of the licensee may manage or participate in the management or operation of the raffle or poker run. No person may receive remuneration or profit for managing or participating in the management or operation of the raffle or

poker run. The licensee may contract with third parties who, acting at the direction of and under the supervision of the licensee, provide bona fide services to the licensee in connection with the operation of a raffle and may pay reasonable compensation for such services. Such services include the following:

1. Advertising, marketing and promotion
2. Legal
3. Procurement of goods, prizes, wares and merchandise for the purpose of operating the raffle
4. Rent, if the premises upon which the raffle will be held is rented
5. Accounting, Auditing and bookkeeping
6. Website hosting
7. Mailing and delivery
8. Banking and payment processing
9. Other services relating to the operation of the raffle

D. A licensee may rent the premises on which to determine the winning chance or chances in a raffle or poker run only from an organization which is also licensed under this ordinance provided that the rent is not determined as a percentage of receipts or profits from the raffle.

E. Raffle chances and poker run entrance fees may be sold, offered for sale, conveyed, issued or otherwise transferred for value only within the area(s) stated and for the time period(s) outlined on the license, throughout the State, including beyond the borders of the licensing municipality or county. Raffle chances may be sold during the period specified on the license and shall not be sold for a period longer than one year. The winning chances may be determined only at the location(s) specified on the license.

F. If a raffle drawing or poker run is unable to be held as documented on the license due to an extreme emergency or natural disaster, the licensee must seek approval of the DeKalb County Clerk before the drawing or poker run can be held on a different date. If a drawing or poker run is cancelled due to inadequate sale of entries or raffle tickets or due to some reason other than an extreme emergency or natural disaster, the licensee must notify all participants or ticket purchasers, refund all monies and return all prizes within 30 days. Such cancellation will be reported to the DeKalb County Clerk within ten (10) days of that decision with a full explanation as to the reason.

G. The maximum price which may be charged for each entry or raffle chance sold, offered for sale, conveyed, issued or otherwise transferred for value shall not exceed \$250.00. No cash prize in excess of \$25,000.00 may be awarded, and the value of all prizes to be awarded shall not exceed \$50,000.00.

H. Each entry or raffle chance shall have printed thereon the cost of the entry or chance, the aggregate retail value of all prizes to be awarded in the raffle or poker run, and the maximum number of raffle chances or entries to be issued, except as provided below:

1. When raffle chances or entries are sold, conveyed, issued, or otherwise transferred only at the time and location at which winning chances will be determined and only to persons then in attendance
2. When the raffle chance is also a ticket to an event and a portion of the cost of the ticket is designated for a dinner, golf or other item of value to be consumed or used by the purchaser at the event

I. A person under the age of 18 years may participate in the conducting of raffles or poker runs only with the written permission of a parent or guardian. A person under the age of 18 years may be within the area where winning chances in a raffle or winning hands or scores in a poker run are being determined only when accompanied by his or her parent or guardian.

#### **VII. DOCUMENTATION & RECORDKEEPING**

Each licensee shall report to the DeKalb County Clerk its gross receipts, expenses, and net proceeds from raffles and poker runs, including the payee, purpose, amount and date of payment. Reporting shall occur within thirty (30) days of each raffle drawing or poker run. No new raffle or poker run licenses will be issued to an organization until all reports from the organization's previous raffles or poker runs have been completed and submitted to the DeKalb County Clerk.

#### **VIII. ENFORCEMENT**

A. Failure to comply with any of the requirements of the DeKalb County Raffle and Poker Run Ordinance shall constitute a violation. Any person, upon conviction thereof, shall be fined not more than \$500.00. Each day the violation continues shall be considered a separate offense. License(s) may be suspended or revoked for any violation.

B. The imposition of the penalties as described in this section shall not preclude the state's attorney from instituting appropriate action to prevent unlawful raffles or poker runs, or to restrain, correct or abate a violation of this Ordinance.