
**THE CITY OF BLUE ISLAND
COOK COUNTY, ILLINOIS**

**ORDINANCE
NUMBER 2017-027**

**AN ORDINANCE AMENDING TITLE XI: “BUSINESS
REGULATIONS” CHAPTER 110: GENERAL LICENSING
PROVISIONS OF THE CITY OF BLUE ISLAND, COUNTY OF
COOK AND STATE OF ILLINOIS.
(RE: New Chapter 124, “Conflicts with Certain
Home Rule Ordinances of Cook County”)**

**DOMINGO F. VARGAS, Mayor
Randy Heuser, City Clerk**

**DEXTER JOHNSON
LETICIA VIEYRA
NANCY RITA
TOM HAWLEY
BILL FAHRENWALD
CANDACE CARR
KENNETH PITTMAN**

**GEORGE POULOS
FRED BILOTTO
KEVIN DONAHUE
ALECIA SLATTERY
JAN OSTLING
JAIRO FRAUSTO
NANCY THOMPSON**

Aldermen

ORDINANCE NO. 2017-027

**AN ORDINANCE AMENDING TITLE XI: "BUSINESS REGULATIONS" CHAPTER
110: GENERAL LICENSING PROVISIONS OF THE CITY OF BLUE ISLAND,
COUNTY OF COOK AND STATE OF ILLINOIS**

**(RE: New Chapter 124, "Conflicts with Certain
Home Rule Ordinances of Cook County)**

WHEREAS, the County of Cook Board of Commissioners adopted an ordinance (Ordinance 16-4229) that requires employers in "Cook County" to provide a minimum number of paid sick days to employees ("Cook County Paid Sick Leave Ordinance"); and

WHEREAS, the County of Cook Board of Commissioners adopted an ordinance (Ordinance 16-5768) providing that employers in Cook County pay minimum hourly wages which are in excess of those mandated under State and Federal law (Cook County Minimum Wage Ordinance); and

WHEREAS, the City Council of the City of Blue Island ("City") finds that the aforesaid Cook County ordinances would place an undue burden on employers within the City. Given the current rights of employees available under Federal and State law; and

WHEREAS, Article VII, Section 6(c) of the Illinois Constitution provides that if a home rule county ordinance conflicts with an ordinance of a municipality, the municipal ordinance shall prevail within its jurisdiction, and a municipality whose ordinance conflicts with a home rule county's ordinance does not have to be a home rule unit for its own ordinance to prevail under Article VII. Section 6 (c) of the Illinois constitution; and

WHEREAS, the City finds it in the best interests of the City to amend the City of Blue Island Code of Ordinances to clearly define the sick leave regulations and the minimum wage requirements that apply to employers located in the City; and

NOW BE IT ORDAINED, by the City Council of the City of Blue Island, County of Cook, and State of Illinois:

SECTION ONE:

The City Council of the City of Blue Island finds that the facts stated in the preamble of this Ordinance are true and correct and shall be and hereby incorporated into the text of this Ordinance to the same extent as if each had been set forth herein in its entirety.

SECTION TWO:

Title XI “Business Regulations”, Chapter 110 General Licensing Provisions of the City of Blue Island Code of Ordinances is hereby amended by the addition of a new Chapter 124 “Conflicts with Certain Home Rule Ordinances of Cook County”, which new Chapter shall read as follows:

CHAPTER 124

CONFLICTS WITH CERTAIN HOME RULE ORDINANCES OF COOK COUNTY
SECTION 124: CONFLICTS WITH CERTAIN HOME RULE ORDINANCES OF COOK COUNTY:
COUNTY:

- A. Employers located within the City shall comply with all applicable Federal and/or State laws and regulations as such laws and regulation may exist from time to time with regard to both the payment of minimum hourly wages and paid sick leave and employees eligibility for paid sick leave and minimum hourly wages shall also be in compliance with all applicable Federal and/or State laws and regulations as such laws and regulations may exist from time to time.
- B. No additional obligations with regard to paid sick leave, or minimum hourly wages, including, without limitation, any additional obligations by ordinance adopted by the

County of Cook Board of Commissions, shall apply to employers located within the City, except those required by Federal and/or State laws and regulations as such laws and regulations may exist from time to time.

SECTION 124: DEFINITIONS:

- A. For the purposes of this Chapter, the term “employee” means any individual person permitted and/or hired to work by an employer regardless of the number of persons the employer employs, and the term “employer” means any person, firm or corporation employing one or more employees, or seeking to employ one or more employees, if the employer has its principal place of business within the City or does business within the City.
- B. For the purposes of this Chapter, the term “employer” does not mean or include:
- i. The government of the United States or a corporation wholly owned by the government of the United States.
 - ii. An Indian tribe or a corporation wholly owned by an Indian tribe; or
 - iii. The government of the State or any agency or department thereof.
- C. For the purposes of this Chapter, the term “City” shall refer to the City of Blue Island, Cook County, Illinois”.

SECTION THREE:

The City Council of the City intends that this Ordinance will be made part of the City Code and that sections of this Ordinance will be made part of the City Code and that sections of this Ordinance can be renumbered or re-lettered and the word “Ordinance” can be changed to “Section”, “Article”, “Chapter”, or some other appropriate word or phrase to accomplish codification, and regardless of whether this Ordinance is ever codified, the Ordinance can be

renumbered or re-lettered and typographical errors can be corrected with the authorization of the City Attorney, or his or her designee.

SECTION FOUR:

All parts of the City of Blue Island Code of Ordinances in conflict with the terms or provisions of this Ordinance shall be and the same are hereby amended or repealed to the extent of such conflict, and said City Code and all other existing ordinances shall otherwise remain in full and effect.

SECTION FIVE:

This Ordinance shall not affect any punishment, discipline, infraction, or penalty or any action based on any other Ordinance of this City incurred before the effective date of this Ordinance, nor any suit, prosecution or offense or violation committed or cause of action arising before this Ordinance, and said other ordinances as heretofore existing shall continue in full force and effect for said limited purpose.

SECTION SIX:

If any section subsection, paragraph, sentence, clause or phrase of this Ordinance or any part thereof is, for any reason, held to be unconstitutional or invalid or ineffective by any court of competent jurisdiction, such decision shall not affect the validity or effectiveness of the remaining portions of this Ordinance, or any part thereof. The City Council hereby declares that they would have passed each section, subsection, subdivision, paragraph, sentence, clause or phrase thereof irrespective of the fact that any one or more sections, subsections, subdivisions, paragraphs, sentence, clauses or phrases be declared unconstitutional, invalid or ineffective.

SECTION SEVEN:

This Ordinance shall become effective from and after its passage, approval and publication as required by law.

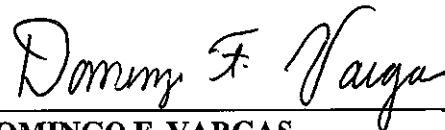
SECTION EIGHT:

The City Clerk is directed to immediately publish this Ordinance in pamphlet form.

ADOPTED this 27th day of June, 2017, pursuant to a roll call vote as follows:

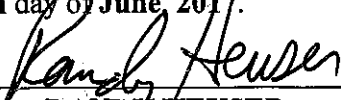
	YES	NO	ABSENT	PRESENT	ABSTAIN
Alderman Hawley	X				
Alderman Poulos	X				
Alderman Vieyra	X				
Alderman Bilotto	X				
Alderman Rita	X				
Alderman Donahue		X			
Alderman Carr		X			
Alderman Slattery	X				
Alderman Ostling	X				
Alderman Pittman	X				
Alderman Johnson	X				
Alderman Frausto			X		
Alderman Thompson		X			
Alderman Fahrenwald	X				
Mayor Vargas					
TOTAL	10	3	1		

APPROVED by the Mayor on June 27, 2017.



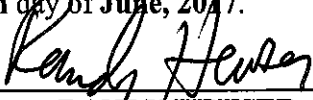
DOMINGO F. VARGAS
MAYOR OF THE CITY OF BLUE ISLAND,
COUNTY OF COOK AND STATE OF ILLINOIS

ATTESTED and Filed in my office this
 27th day of June, 2017.



RANDY HEUSER
CITY CLERK

PUBLISHED in pamphlet form this
 27th day of June, 2017.



RANDY HEUSER
CITY CLERK

STATE OF ILLINOIS)
)
COUNTY OF COOK) ss.

CERTIFICATE

I, Randy Heuser, certify that I am the duly elected and acting Municipal Clerk of the City of Blue Island of Cook County, Illinois.

I further certify that on **June 27, 2017** the Corporate Authorities of such municipality passed and approved Ordinance No. **2017 - 027** entitled: **AN ORDINANCE AMENDING TITLE XI: "BUSINESS REGULATIONS" CHAPTER 110: GENERAL LICENSING PROVISIONS OF THE CITY OF BLUE ISLAND, COUNTY OF COOK AND STATE OF ILLINOIS. (RE: New Chapter 124, Conflicts with Certain Home Rule Ordinance of Cook County")**

Which provided by its terms that it should be published in pamphlet form.

The pamphlet form of Ordinance No. **2017 - 027** including the Ordinance and a cover sheet thereof, was as prepared, and a copy of such Ordinance posted in the municipal building commencing **June 27, 2017** and continuing for at least ten days thereafter. Copies of such Ordinance were also available for public inspection upon request in the office of the municipal clerk.

DATED at Blue Island, Illinois, this **27th** day of **June, 2017**.

(SEAL)



Municipal Clerk