



STATE OF ILLINOIS)
) SS.
COUNTY OF WOODFORD)

WOODFORD COUNTY BOARD

September 18, 2012

RESOLUTION # 2011/12-080

RESOLUTION ALLOWING VIDEO GAMING AS DEFINED IN 230 ILCS 40/1, *et seq.*

WHEREAS, Woodford County is a unit of local government exercising power under the Illinois Counties Code (55 ILCS 5/1-100, *et. seq.*); and

WHEREAS, the unincorporated areas of Woodford County have certain business establishments that are interested in allowing video gaming terminals, a form of gambling, as defined in 230 ILCS 40/5, which states:

"Video gaming terminal" means any electronic video game machine that, upon insertion of cash, is available to play or simulate the play of a video game, including but not limited to video poker, line up, and blackjack, as authorized by the Board utilizing a video display and microprocessors in which the player may receive free games or credits that can be redeemed for cash. The term does not include a machine that directly dispenses coins, cash, or tokens or is for amusement purposes only; and

WHEREAS, the Liquor Control Ordinance of Woodford County, approved by the Woodford County Board on February 7, 2004 contains the language at Article 6 Suspension or Revocation of License Forfeit of Fee and Bond as follows:

The Commission may suspend for not more than thirty days or may revoke any license issued by it and require the forfeiture of the license fee and the licensee's bond:

...

(D) Upon payment by the licensee of any federal tax imposed on gambling or gambling equipment under the United States Code.

...

(F) Upon the licensee permitting gambling of any kind to be conducted on the premises where the licensee carries on his business; and

WHEREAS, the Woodford County Board desires to definitively give owners of establishments with liquor licenses assurance that video gaming will be allowed and not affect an otherwise valid liquor license; and

WHEREAS, Woodford County is also allowed, pursuant to 230 ILCS 40/65, to charge a fee up to \$25 per terminal per year for video gaming terminals in the unincorporated areas of the county in addition to receipt of other income as defined in 230 ILCS 40/60.

NOW, THEREFORE, BE IT RESOLVED, by the Woodford County Board that effective immediately, video gaming as defined in 230 ILCS 40/1, *et seq.* (the "Video Gaming Act"), is allowed in the unincorporated areas of Woodford County so long as all provisions of the Video Gaming Act are followed; and

BE IT FURTHER RESOLVED, that Woodford County shall receive an annual \$25.00 fee per video gaming terminal in the unincorporated areas of the county in addition to the statutory percentage of the user terminal tax collected by the Illinois Gaming Board; and

BE IT FURTHER RESOLVED, that the Liquor Control Ordinance in Article 6 Suspension or Revocation of License Forfeit of Fee and Bond will be amended as provided by law to add the following to paragraphs (D) and (F):

The Commission may suspend for not more than thirty days or may revoke any license issued by it and require the forfeiture of the license fee and the licensee's bond:

...

*(D) Upon payment by the licensee of any federal tax imposed on gambling or gambling equipment under the United States Code, **except any federal tax payable for legal gambling under the Illinois Video Gaming Act (230 ILCS 40/1, et seq.).***

...


*(F) Upon the licensee permitting gambling of any kind to be conducted on the premises where the licensee carries on his business, **except this paragraph does not apply if the gambling is allowed by the Illinois Video Gaming Act (230 ILCS 40/1, et seq.).***

Ayes 10

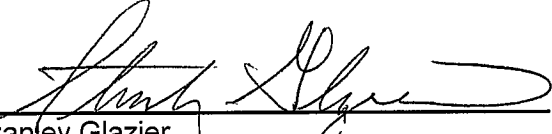
Nays 5

Absent 0

ATTEST:



Debbie Harms
Clerk of the Woodford County Board



Stanley Glazier
Chairman of Woodford County Board