

**AN ORDINANCE DEFERRING THE IMPOSITION OF  
THE MUNICIPAL PUSH TAX FOR THE CITY OF ROLLING MEADOWS  
UNTIL JANUARY 31, 2023**

WHEREAS, the City of Rolling Meadows, Cook County, Illinois, (“City”) is a home rule unit of government and, pursuant to the provisions of Article VII, Section 6(a) of the Illinois Constitution may exercise any power and perform any function pertaining to its government and affairs, except as limited by Article VII, Section 6 of the Illinois Constitution of 1970; and

WHEREAS, the Illinois Video Gaming Act (“VGA”), 230 ILCS 40/1 *et seq.*, regulates the operation, licensing, and administration of video gambling; and

WHEREAS, the City, in accordance with the VGA, regulates video gaming activity within the City; and

WHEREAS, the City, pursuant to Ordinance No. 21-59 (“Push Tax Ordinance”), imposed a tax upon the playing of a Video Gaming Terminals within the City (“Municipal Push Tax”); and

WHEREAS, pursuant to the Push Tax Ordinance, and due to pending litigation challenging the authority by municipalities to implement a Municipal Push Tax, the commencement of the imposition of the Municipal Push Tax was initially deferred until May 1, 2022, and was again deferred via Ordinance No. 22-24 until October 31, 2022; and

WHEREAS, the litigation remains pending and unresolved; and

WHEREAS, the Mayor and Council of the City find and determine that it is in the best interest of the City to extend the deferral of the imposition the Municipal Push Tax to and until January 31, 2023, to allow for additional time for the resolution of the uncertainty caused by the litigation.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Rolling Meadows, Cook County, Illinois, as follows:

Section 1. The foregoing recitals shall be and are hereby incorporated as findings of fact as if said recitals were fully set forth herein.

Section 2. The deferred imposition of the Municipal Push Tax provided for in Article XIII, entitled “Amusement Taxes” of Chapter 102, entitled “Taxation” of the Rolling Meadows City Code, and as set forth in Ordinance 21-59, is hereby extended until January 31, 2023.

Section 3. Each section, paragraph, clause and provision of this Ordinance is separable and if any provision is held unconstitutional or invalid for any reason, such decision

shall not affect the remainder of this Ordinance, nor any part thereof, other than that part affected by such decision.

Section 4. Except as to the Code provision set forth above in this Ordinance, all chapters and sections of the City Code of the City of Rolling Meadows, as amended, shall remain in full force and effect.

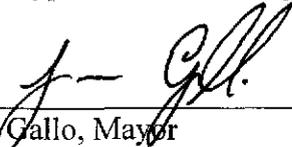
Section 5. This Ordinance shall be in full force and effect after passage, approval and publication as required by law.

AYES: Reyez, Sanoica, McHale, Budmats, O'Brien, Vinezeano, Bisesi

NAYS: 0

ABSENT: 0

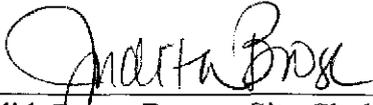
Passed and Approved this 25<sup>th</sup> day of October, 2022.

  
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Joe Gallo, Mayor

ATTEST:

  
\_\_\_\_\_  
Judith Brose, Deputy City Clerk

Published in pamphlet form by  
Authority of the Corporate  
Authorities of the City Rolling Meadows, Illinois  
the 28<sup>th</sup> day of October, 2022.

  
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Judith Brose, Deputy City Clerk