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VILLAGE BOARD

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November 16, 2020

Mr. Travis Akin
11457 Sunderland Road
Marion, Illinois 62959

Re: November 9, 2020 FOIA Request

Dear Mr. Akin:

I am pleased to help you with your November 9, 2020 Freedom of Information Act ("FOIA"). The Village of Bensenville received your request on November 9, 2020. You requested copies of the items indicated below:

"Under the Illinois Freedom of Information Act, 5 ILCS 140, I am requesting an opportunity to inspect or obtain copies of public records pertaining to how revenues from the video gaming are being used by the Village of Bensenville. Specifically, I am asking for what projects video gaming revenue has been used to fund with the exact amount of money allocated for each use every year for the last 5 years. Additionally, I am asking for information on the percentages the video gaming revenue represents for each public use where there is a comingling of funds.

In addition, I am requesting information on what law firm you currently employ to serve as your city/village attorney. I also am asking for copies of any written communication with the city/village attorney, clerk council/board members concerning a potential penny push tax on video gaming. The penny push tax is an idea being floated in numerous communities. It is a tax assessed every time a player using a video gaming terminal pushes the button to make a wager.

This request includes any and all e-mails on a potential penny push tax, any documents with information on the budgetary impact such a tax would have in your community and all other documents you may have on a penny push tax on video gaming.

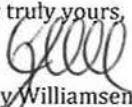
Finally, I am requesting copies of any written communication with the city/village attorney, clerk council/board members concerning any potential fee increases on video gaming machines. This request includes any and all e-mails on a potential fee increase, any documents with information on the budgetary impact such a fee increase would have in your community and all other documents you may have on a potential fee increase on video gaming machines.

I understand that the Act permits a public body to charge a reasonable copying fee not to exceed the actual cost of reproduction and not including the costs of any search or review of the records. 5 ILCS 140/6. I am willing to pay fees for this request up to a maximum of \$25. If you estimate that the fees will exceed this limit, please inform me first.

I look forward to hearing from you in writing within five working days, as required by the Act 5 ILCS 140(3). Thank you for considering and responding to this request. If e-mail is an option for you, please remit all correspondence to akin.travis@gmail.com."

Your FOIA request is hereby granted. The attached records are being provided to you at no charge.

Very truly yours,


Corey Williamsen
Freedom of Information Officer
Village of Bensenville

	Video Gaming Tax Revenue	General Corporate Expenditures	% Funded by Video Gaming Tax
2015	\$ 13,848	\$ 11,184,330	0.12%
2016	\$ 5,074	\$ 11,347,234	0.04%
2017	\$ 43,562	\$ 9,695,114	0.45%
2018	\$ 86,736	\$ 9,322,121	0.93%
2019	\$ 119,892	\$ 9,017,735	1.33%

RESOLUTION NO. R-50-2017

**A RESOLUTION APPOINTING MONTANA & WELCH, LLC,
AS VILLAGE ATTORNEY FOR THE VILLAGE OF BENSENVILLE**

WHEREAS, the Village of Bensenville, DuPage and Cook Counties, Illinois (the "*Village*") is a duly organized and existing municipal corporation created under the provisions of the laws of the State of Illinois and under the Illinois Municipal Code, as from time to time supplemented and amended; and

WHEREAS, Section 1-10-1 ("*Appointment*") of Chapter Ten ("*Village Attorney*") of Title One ("*Administration*") of the Bensenville Village Code authorizes the Village President to appoint the Village Attorney with the advice and consent of the Board of Trustees; and

WHEREAS, the Village President hereby submits the appointment of Montana & Welch, LLC, to be retained as the Village Attorney of the Village and to undertake all duties and functions pursuant to the Village Code, and as otherwise required by the officers and officials of the Village.

NOW, THEREFORE, BE IT RESOLVED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF BENSENVILLE, DUPAGE AND COOK COUNTIES, ILLINOIS, AS FOLLOWS:

SECTION ONE: That the above recitals and legislative findings are found to be true and correct and are hereby incorporated herein and made a part hereof, as if fully set forth in their entirety.

SECTION TWO: The appointment of Montana & Welch as Village Attorney of the Village of Bensenville, as herein submitted by the Village President, is hereby authorized and approved.

SECTION THREE: The Village Clerk is hereby authorized and directed to forward a certified copy of this Resolution to Montana & Welch, LLC.

SECTION FOUR: If any section, paragraph, clause or provision of this Resolution shall be held invalid, the invalidity thereof shall not affect any other provision of this Resolution.

SECTION FIVE: All ordinances, resolutions, motions or orders in conflict with this Resolution are hereby repealed to the extent of such conflict.

SECTION SIX: This Resolution shall be in full force and effect upon its passage, approval and publication as provided by law.

PASSED AND APPROVED by the President and Board of Trustees of the Village of Bensenville, Illinois, this 9th day of May 2017.

APPROVED:



Frank DeSimone, Village President

ATTEST:



Nancy Quinn, Village Clerk

Ayes: Carmona, Franz, Jaworska, Lomax, Perez

Nays: None

Absent: None