

VILLAGE OF WINNEBAGO

RESOLUTION NO. 2023 - 11 R

**A RESOLUTION AWARDED VIDEO GAMING LICENSE TO
KELLY'S GAMING 68, L.L.C.**

ADOPTED BY THE BOARD OF TRUSTEES

VILLAGE OF WINNEBAGO

THIS 2nd DAY OF MARCH, 2023

Published in pamphlet form by authority of the Village Board of Trustees of the
Village of Winnebago, Illinois, this 3rd day of MARCH, 2023

RESOLUTION NO. 2023- 112

RESOLUTION AWARDED VIDEO GAMING LICENSE TO
KELLY'S GAMING 68, L.L.C.

WHEREAS, on March 11, 2019, the Village Board of Trustees passed Ordinance No. 2019-04 allowing for licensed video gaming in the Village of Winnebago, with video gaming having been previously authorized by the State of Illinois on July 30, 2009, (230/LCS 40/1 et seq.); and

WHEREAS, on July 8, 2019, the Village Board of Trustees via Ordinance No. 2019-09 amended Ordinance No. 2019-04 to comport with changes to video gaming rules and regulations established in the Illinois Gambling Act effective June 28, 2019; and

WHEREAS, on September 14, 2020, the Village Board of Trustees via Ordinance 2020-10 amended Ordinance 97-11 to add a new Class G liquor license classification to accommodate a video gaming parlor and business lounge; and

WHEREAS, Kelly's Gaming 68, L.L.C, is the duly authorized holder of a Class G liquor license in the Village of Winnebago; and

WHEREAS, Kelly's Gaming 68, L.L.C. has submitted a video gaming application to the Village of Winnebago, with, inter alia, evidence that a video gaming license has been issued to said entity by the State of Illinois, and said entity meets the qualifications for issuance of a video gaming license from the Village of Winnebago; and

WHEREAS, to date video gaming licenses have been issued to six (6) other businesses in the Village of Winnebago, with one of those businesses having subsequently decided not to have video gaming in its establishment, such that there are five (5) currently issued video gaming licenses. Awarding of a video gaming license to Kelly's Gaming 68, L.L.C. will allow this local establishment a level playing field in a highly competitive industry,

and there have not yet been requests for video gaming licenses to the extent there is market saturation in the Village of Winnebago.

NOW THEREFORE, BE IT RESOLVED by the President and Board of Trustees of the Village of Winnebago, Illinois, as follows:

SECTION I

By passage and approval of this resolution, the Village of Winnebago hereby officially awards a video gaming license to Kelly's Gaming 68, L.L.C. The video gaming license shall expire on April 30, 2023, and be subject to being considered for renewal at that time if the appropriate application for renewal and corresponding fee have been submitted to the Village, and legal content of the application has been approved by the Village Attorney.

SECTION II

The provisions and sections of this resolution shall be deemed severable, and the invalidity of any portion of this resolution shall not affect the validity of the remainder.

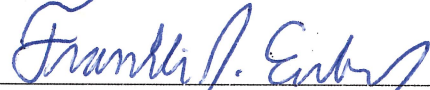
SECTION III

All orders, resolutions, or ordinances in conflict herewith are hereby repealed insofar as such conflict exists, and this resolution shall take effect immediately upon its passage, approval, and publication in pamphlet form.

SECTION IV

A full, true, and complete copy of this resolution shall be published within ten (10) days after passage in pamphlet form by and under the authority of the Village President.

APPROVED:



Franklin J. Eubank, Jr., President
of the Board of Trustees of the
Village of Winnebago, Illinois

ATTEST:



Sally Jo Huggins,
Village Clerk

PASSED:

3-2-2023

APPROVED:

3-2-2023

PUBLISHED:

3-2-2023

(in pamphlet form):

RESOLUTION EXECUTIVE SUMMARY

Prepared by: Staff
Committee: Community Development
Committee Date: February 20, 2023
Resolution Title: A Resolution Awarding Video Gaming License to Kelly's Gaming 68, L.L.C.

Village Code:

Budget Information:

Was Item Budgeted? N/A	Appropriation Amount: N/A
If not, explain funding source: N/A	
ORG/OBJ/Project Code: Budget Impact: N/A	

Background Information:

The Village of Winnebago granted a Class G liquor license to the applicant on July 1, 2022. Since that time, they have been waiting for the State of Illinois' approval of a Video Gaming License at their location. On February 09, 2023, the Illinois Gaming Board approved the Video Gaming Establishment License (#220702178) for Kelly's Gaming 68, L.L.C.

We received their completed application on February 15, 2023, along with their check of \$1,500.00.

The application was reviewed by Attorney Gaziano. Attorney Gaziano identified two minor corrections. These were addressed by the applicants, and Mr. Tipton of Prairie State Gaming prior to the meeting on February 20, 2023. Deputy Clerk Symonds confirmed to the committee and to Attorney Gaziano the corrections were made.

Recommendation:

Attorney Gaziano reviewed the application and after confirming that the corrections were made, stated the application was sufficient and met all the requirements. A motion was made to recommend to the Board for the approval of the Video Gaming License.

Contract/Invoice:

N/A