



COMMITTEE OF THE WHOLE
July 16, 2019
Immediately Following the Village Board Meeting

MINUTES

Roll Call: Taylor x Vogel x Jarvis Waldenstrom x
Davies x Shores x Nicodemus x

PUBLIC COMMENT – AGENDA ITEMS: None.

1. APPROVAL: MINUTES OF THE REGULAR MEETING OF APRIL 16, 2019

Trustee Waldenstrom made a motion, seconded by Trustee Nicodemus, to approve the Minutes of the Regular Meeting of April 16, 2019. On voice vote - all “aye”. Motion carried.

2. DISCUSSION: CANNABIS REGULATION AND TAX ACT

Mayor Taylor stated the State of Illinois authorized the production, sale, possession and use of recreational adult-use cannabis and cannabis containing products beginning on January 1, 2020. He noted while the Village cannot address the possession/use aspects, it can utilize its zoning and regulatory authority in some ways. In addition, the Village would receive some per capita tax revenue from the State irrespective of whether or not the Village decides to prohibit the sale. Mayor Taylor stated the Village has the following options:

- Allow the sale of cannabis.
- Permanently ban the sale of cannabis within the Village.
- If not a permanent prohibition, the Village can adopt a “red flag” resolution stating it is considering regulations. This would include a referral to the Plan Commission/Zoning Board of Appeals for their input.

Mayor Taylor stated he is recommending another course of action. He is recommending that the Board adopt an ordinance prohibiting the sale and also direct in the ordinance the Plan Commission/Zoning Board of Appeals begin considering regulations to adopt, if at some point the Village Board decides to allow sales. He stated this would maximize Village control while studying the impacts. Trustee Davies stated she agrees with the recommendation. Trustee Shores stated he likes the control aspect and it will give the Village a chance to monitor how it is working in communities that allow the sale. He asked about the tax revenue arrangement. Village Attorney Filippini stated that even if the Village bans the sale it would still receive tax revenue on a per capita basis from the state. Generally speaking this money must be used for

Mayor: Rhiett Taylor
Trustees: Shawn M. Vogel ~ Ronald L. Jarvis ~ Kevin D. Waldenstrom ~ Elizabeth Davies ~ Adam R. Shores ~ Heather S. Nicodemus
Village Clerk: Cynthia E. Lee

drug enforcement and/or drug education. In addition, the Village can impose a 3% maximum tax on sales if the Village chooses to allow sales. Trustee Nicodemus stated she supports the Mayor's recommended approach as long as the Village is diligent in reevaluating the approach at a later date. Trustee Vogel stated he agrees with Trustee Nicodemus. Mayor Taylor suggested revisiting the topic in the first quarter of 2021. After a brief discussion, the consensus was to revisit the topic in the first quarter of 2021.

Trustee Davies made a motion to recommend adoption of an ordinance prohibiting the sale of cannabis and directing the Plan Commission/Zoning Board of Appeals to study the impacts and recommend regulations in the event the Village Board allows future sales. Trustee Shores 2nd. All "ayes". Motion carried.

3. EXECUTIVE SESSION: LITIGATION (5 ILCS 120/2(c)(11)) AND PERSONNEL (5 ILCS 120/2(c)(1))

Pursuant to State Statutes 5 ILCS 120/2(c)(11) and 5 ILCS (120/2(c)(1)), Trustee Vogel made a motion, seconded by Trustee Nicodemus to adjourn into Executive Session and to have the Village Manager, Assistant Village Manager and Village Attorney present for the meeting. Roll call: Mayor Taylor, Trustees Vogel, Waldenstrom, Davies, Shores, Nicodemus – all "aye". Motion carried. The meeting was adjourned into Executive Session at 7:25 p.m.

Mayor Taylor reconvened the regular Committee of the Whole meeting at 8:16 p.m. Roll call: Mayor Taylor, Trustees Vogel, Waldenstrom, Davies, Shores, Nicodemus – all "aye". Motion carried.

4. OTHER BUSINESS: None.

5. ADJOURNMENT: Trustee Waldenstrom made a motion, seconded by Trustee Nicodemus, to adjourn. On voice vote – all "aye". Motion carried.

The meeting was adjourned at 8:17 p.m.