



COMMITTEE OF THE WHOLE
November 5, 2019
Immediately Following the Village Board Meeting

MINUTES

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

PUBLIC COMMENT – AGENDA ITEMS: None.

**1. APPROVAL: MINUTES OF THE REGULAR MEETING OF OCTOBER 1, 2019
AND MINUTES OF THE EXECUTIVE SESSION OF OCTOBER 1, 2019**

Trustee Vogel made a motion, seconded by Trustee Nicodemus, to approve the Minutes of the Regular Meeting of October 1, 2019 and Minutes of the Executive Session of October 1, 2019. On voice vote - all “aye”. Motion carried.

2. DISCUSSION: REGULATING VAPING USE AND SALES

Mayor Taylor stated that Trustee Jarvis asked that the Village research how this activity could be regulated in light of the recent illnesses and deaths. He stated he believes it is important the Village adopt something in the event a tragedy occurs in Grayslake. Mayor Taylor stated the Trustees have a memo from the Village attorneys explaining what authority the Village has in this regard. He noted that as a non-home rule community, the Village cannot prohibit vaping, vaping products or vaping establishments. In addition, the Village attorneys have provided a draft ordinance which proposes the following:

- Prohibits the sale of vaping products to those under the age of 21.
- Places restrictions on the proliferation of vaping businesses.
- Prohibits the use of vaping products in public buildings and vehicles.
- Establishes a licensing procedure for vaping businesses.

Mayor Taylor stated that he supports, at a minimum, the licensing requirement. In addition, he could support issuance of a special use permit for future vaping establishments. Trustee Jarvis thanked Mayor Taylor and Village staff for researching the subject and placing it on the agenda. He stated he supports the licensing concept but did not see anything in the ordinance addressing production. In addition, he asked if the definition of public places and public vehicles would include parks and ride shares. Village Manager Ellis stated staff will investigate.

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

Trustee Vogel stated he believes the licensing proposal is regulatory “over-reach”. He noted the state is considering a series of bills addressing vaping. He stated state control would be more effective than local. He provided statistics that stated the number of illnesses and deaths as compared to the number that vape is small. He stated that the statistics show that the illnesses and deaths came from products obtained from informal sources. He stated he does not believe the ordinance addresses the problem.

Trustee Jarvis stated he believes teen vaping is more prevalent than people realize. He suggested signage be placed in vaping establishments stating underage vaping is prohibited.

Trustee Davies stated she discourages use of nicotine whenever possible but is not as familiar with vaping. Trustee Shores stated he understands both Trustee Vogel’s and Trustee Jarvis’ comments. He stated he probably wouldn’t support regulations in ride sharing vehicles as that is a private business. He stated he would also support additional study.

Mayor Taylor stated there does not appear to be a consensus and suggested staff perform additional research based on tonight’s comments. Trustee Shores stated he would like to review additional statistics on usage. Trustee Davies asked for additional information on the chemicals involved.

Trustee Jarvis stated he doesn’t understand the thinking behind prohibiting marijuana but not vaping. He stated he thought the proposed ordinance was a good compromise. Trustee Shores stated he is not opposed to prohibition, he would just like more information.

Mayor Taylor asked staff to return in 4-6 weeks with additional information.

3. OTHER BUSINESS: None.

4. ADJOURNMENT: Trustee Jarvis made a motion, seconded by Trustee Davies, to adjourn. On voice vote – all “aye”. Motion carried.

The meeting was adjourned at 8:00 p.m.