MINUTES OF THE REGULAR MEETING OF THE VILLAGE BOARD OF THE VILLAGE OF BUFFALO GROVE HELD IN THE JEFFREY S. BRAIMAN COUNCIL CHAMBERS, VILLAGE HALL, 50 RAUPP BOULEVARD, BUFFALO GROVE, ILLINOIS ON MONDAY, JANUARY 6, 2020

CALL TO ORDER

President Sussman called the meeting to order at 7:30 P.M. Those present stood and pledged allegiance to the Flag.

ROLL CALL

Roll call indicated the following present: President Sussman; Trustees Stein, Weidenfeld, Johnson, Smith and Pike. Trustee Ottenheimer was absent.

Also present were: Dane Bragg, Village Manager; Patrick Brankin, Village Attorney; Jenny Maltas, Deputy Village Manager; Chris Stilling, Deputy Village Manager; Andrew Brown, Deputy Finance Director; Art Malinowski, Director of Human Resources; Brett Robinson, Director of Purchasing; Evan Michel, Management Analyst; Darren Monico, Village Engineer; Mike Reynolds, Director of Public Works; Julie Kamka, Deputy Clerk; Police Chief Casstevens; Fire Chief Baker.

APPROVAL OF MINUTES

Moved by Weidenfeld, seconded by Stein, to approve the minutes of the December 2, 2019 Regular Meeting. Upon roll call, Trustees voted as follows:

AYES: 5 – Stein, Weidenfeld, Johnson, Smith, Pike
NAYS: 0 – None
ABSENT: 1 – Ottenheimer
Motion declared carried.

WARRANT #1309

Mr. Brown read Warrant #1309. Moved by Weidenfeld, seconded by Smith, to approve Warrant #1309 in the amount of $5,417,652.03 authorizing payment of bills listed. Upon roll call, Trustees voted as follows:

AYES: 5 – Stein, Weidenfeld, Johnson, Smith, Pike
NAYS: 0 – None
ABSENT: 1 – Ottenheimer
Motion declared carried.

VILLAGE PRESIDENT'S REPORT

Chief Baker stated that a requirement of the **Illinois Emergency Management Agency** is to have an oath and appointment on file with each municipality that the Joint Emergency Management Coordinator, Michael Fleming, serves, as detailed in his memo to Mr. Bragg of December 20, 2019. This appointment will allow Mr. Fleming to act on behalf of all ten of the Northwest Central Dispatch communities as he looks to secure grants through IEMA and FEMA.

Chief Baker then administered the oath of office to Michael Fleming, after which he was congratulated by the audience and the Board.

VILLAGE MANAGER'S REPORT

Police Chief Casstevens briefly reviewed the background of the Buffalo Grove Police Department's newest member, **Officer Dawid Wojs,** who was sworn in on December 16, 2019. Officer Wojs was then congratulated and welcomed by the audience and the Board.

Jane Dibbern, Chair of the **Police & Fire Commission**, briefly reviewed the highlights of the Board of Fire & Police Commission's productive year.

Chair Dibbern administered the Promotional Oath of Office to **Lieutenant Brian Spolar**, after which he was congratulated by the audience and the Board as Chief Casstevens pinned on his badge.

Chair Dibbern administered the Promotional Oath of Office to **Sergeant Hector De La Paz**, after which he was congratulated by the audience and the Board as his daughter, Emily, pinned on his badge.

Chief Baker reviewed the **StormReady** program developed by the National Weather Service to evaluate an Emergency Management program as it relates to severe weather preparedness and response. Chief Baker recognized the extraordinary effort put forth by Buffalo Grove's Emergency Management Coordinator, Joe Weiser, for making this designation a reality. Michael Fleming further reviewed the criteria to become a StormReady Community, details of which are contained in the November 25, 2019 memo that Chief Baker sent to Mr. Bragg. Mr. Fleming also thanked Mr. Weiser for the outstanding job that he did in compiling and presenting the necessary documentation to the StormReady Board. Formal designation as a StormReady community was received on December 16, 2019, and Mr. Fleming then presented a road sign and certificate to the Village. Mr. Bragg thanked Mr. Fleming for attending tonight's meeting and Mr. Weiser for his efforts on this project.

CONSENT AGENDA

President Sussman explained the Consent Agenda, stating that any member of the audience or the Board could request that an item be removed for full discussion. The Village Clerk read a brief synopsis of each of the items on the Consent Agenda.

Ordinance No. 2020-1 – Potable Water Supply

Motion to pass Ordinance No. 2020-1, prohibiting the use of groundwater as a potable water supply by the installation or use of potable water supply wells or by any other method.

Ordinance No. 2020-2 – Liquor Controls

Motion to pass Ordinance No. 2020-2, amending Chapter 5.20, Liquor Controls. A Class B liquor license is reserved for Sky Fitness Café, Inc. d/b/a Sky Spa & Lounge at 1501 Busch Parkway.

Ordinance No. 2020-3 – Liquor Controls

Motion to pass Ordinance No. 2020-3, amending Chapter 5.20, Liquor Controls, Booming, Inc. at 360 Half Day Road, who has filed with the Illinois Secretary of State's Office on August 30, 2019 to use the assumed name of Yan Yan Chinese Cuisine.

Ordinance No. 2020-4 – Cannabis Regulation and Tax Act

Motion to pass Ordinance No. 2020-4, amending the Village Code regarding violations of the Cannabis Regulation and Tax Act.

Ordinance No. 2020-5 – 1380 Busch Parkway

Motion to pass Ordinance No. 2020-5 granting a Special Use for a Recreational Use at 1380 Busch Parkway. The petitioners are proposing to operate a Golf Simulator Facility, WJ Sports Entertainment.

A resident requested that Item 8. D., Cannabis Regulation and Tax Act, be removed from the Consent Agenda because she believes the fines are very low.

Moved by Stein, seconded by Weidenfeld, to approve the Consent Agenda minus Item 8.D.

Upon roll call, Trustees voted as follows on the amended Consent Agenda:

AYES: 5 – Stein, Weidenfeld, Johnson, Smith, Pike
NAYS: 0 – None
ABSENT: 1 – Ottenheimer
Motion declared carried.

ORDINANCE NO. 2020-6 – CANNABIS DISPENSARY

Moved by Johnson, seconded by Smith, to pass Ordinance No. 2020-6, approving a Special Use for an Adult Use Cannabis Dispensary which includes a Medical Cannabis Dispensary in the B3 Planned Business Center District for the property at 830-840 Milwaukee Avenue, as detailed in Board packets.

Mr. Stilling reviewed the proposed ordinance, details of which are contained in his memo to Mr. Bragg of January 2, 2020.

Dan Shapiro, attorney representing the petitioner, highlighted issues that they wish to address. The therapeutic center mentioned as being within the 1,000' limit is outside the corporate limits of Buffalo Grove. The petitioner has reached out to the owner of that facility, but has not received a response. With regard to the concern over traffic, the petitioner will work with Village staff and Police and traffic consultants to make that situation as easy as possible. Their security plan is very extensive both interior and exterior.

John Sullivan, Cresco Labs, commended staff for being extremely thorough and detail oriented, and noted that they will be good neighbors and good partners; they plan on opening in early March. Mr. Sullivan reached out to the owner of the therapeutic center in person and provided him with all of his contact information, but he has not heard from him.

Mr. Sullivan stated that they do provide an armed guard at their facilities.

Mr. Stilling and Sara Disney Haufe, traffic consultant, confirmed that there is ample parking for this use at this location. Mr. Stilling also confirmed that all requirements have been met.

Several members of the audience spoke and shared the following concerns:

- Proximity is less than 1,000' to a therapeutic center located outside Buffalo Grove limits
- Buffalo Grove should be a good neighbor, even though the therapeutic facility is located outside Village limits
- Those recovering from addiction are very vulnerable to relapse and this site could put them at risk
- This facility will be putting teens at risk because of the availability of the substance and have a negative impact on youth
- This location is about profitability and making the dispensary more present to the public
- There is stronger association with drug use when a dispensary is nearby

Upon roll call, Trustees voted as follows:

AYES: 4 – Stein, Johnson, Smith, Pike
NAYS: 1 – Weidenfeld
ABSENT: 1 – Ottenheimer

Motion declared carried.

RESOLUTION NO. 2020-1 – PDI MEDICAL III, LLC

Moved by Johnson, seconded by Pike, to pass Resolution No. 2020-1, approving a Development and Operating Agreement between the Village of Buffalo Grove and PDI Medical III, LLC, subject to the review of the Village Attorney and in accordance with materials contained in Board packets.

Mr. Stilling reviewed the proposed resolution, details of which are contained in his memo to Mr. Bragg of January 2, 2020.

Upon roll call, Trustees voted as follows:

AYES: 4 – Stein, Johnson, Smith, Pike
NAYS: 1 – Weidenfeld
ABSENT: 1 – Ottenheimer
Motion declared carried.

POWER SUPPLY AGREEMENT

Ms. Maltas reviewed the proposed agreement, details of which are contained in her memo to the Board of January 2, 2020, after which she answered questions from the Board.

Sharon Durling with the Northern Illinois Municipal Electric Collaborative also answered questions from the Board.

Moved by Weidenfeld, seconded by Smith, to approve the Power Supply Agreement with MC Squared for one year, subject to materials contained in Board packets as well as the statements from Ms. Maltas.

Upon roll call, Trustees voted as follows:

AYES: 5 – Stein, Weidenfeld, Johnson, Smith, Pike
NAYS: 0 – None
ABSENT: 1 – Ottenheimer
Motion declared carried.

ORDINANCE NO. 2020-4 – CANNIBIS REGULATION AND TAX ACT

Moved by Smith, seconded by Johnson, to pass Ordinance No. 2020-4, amending the Village Code regarding Violations of the Cannabis Regulation and Tax Act.

Mr. Brankin reviewed the proposed ordinance, details of which are contained in Mr. Stilling's memo to Mr. Bragg of January 2, 2020. Mr. Brankin stated that what is before the Board tonight is the amendment to the adjudication fine structure which will be consistent with the way the Village adjudicates underage alcohol violations. Mr. Brankin stated that increasing the fine ranges could be considered at another meeting, but he does recommend that the proposed ordinance be adopted tonight so that there is something in place in the event that a violation does occur.

Upon roll call, Trustees voted as follows:

AYES: 5 – Stein, Weidenfeld, Johnson, Smith, Pike
NAYS: 0 – None
ABSENT: 1 – Ottenheimer
Motion declared carried.

QUESTIONS FROM THE AUDIENCE

President Sussman reviewed the parameters to be followed by speakers and asked if there were any questions from the audience on items not on tonight's agenda; there were no such questions.

ADJOURNMENT

Moved by Stein, seconded by Weidenfeld, to adjourn the meeting. Upon roll call, Trustees voted as follows:

AYES: 5 – Stein, Weidenfeld, Johnson, Smith, Pike
NAYS: 0 – None
ABSENT: 1 – Ottenheimer
Motion declared carried.

The meeting was adjourned at 9:14 P.M.

Janet M. Sirabian
Janet M. Sirabian, Village Clerk

APPROVED BY ME THIS 21st DAY OF January 2020

Beverly Sussman
Village President