

MINUTES OF THE REGULAR MEETING OF THE MAYOR AND BOARD OF TRUSTEES OF THE VILLAGE OF WILLOWBROOK HELD ON MONDAY, DECEMBER 16, 2019 AT THE WILLOWBROOK POLICE DEPARTMENT, 7760 QUINCY STREET, VILLAGE OF WILLOWBROOK, DUPAGE COUNTY, ILLINOIS.

1. CALL TO ORDER

The meeting was called to order at the hour of 6:31 p.m. by Mayor Frank Trilla.

2. ROLL CALL

Those present at roll call were Mayor Trilla, Village Clerk Leroy Hansen, Trustees Sue Berglund, Umberto Davi, Terrence Kelly, Michael Mistele, Gayle Neal and Paul Oggerino.

ABSENT: None.

Also present were Village Attorney Michael Durkin, Village Administrator Brian Pabst, Director of Finance Carrie Dittman, Assistant Village Administrator Michael Mertens, Chief Robert Schaller, Deputy Chief Lauren Kaspar, Interim Superintendent of Parks and Recreation John Fenske, Building Official Roy Giuntoli, Planning Consultant Ann Choi, Superintendent of Public Works Joe Coons and Deputy Clerk Christine Mardegan.

A QUORUM WAS DECLARED

3. PLEDGE OF ALLEGIANCE

Mayor Trilla asked Planning Consultant Ann Choi to lead everyone in saying the Pledge of Allegiance.

4. VISITORS' BUSINESS

None Presented.

5. OMNIBUS VOTE AGENDA

- a. Waive Reading of Minutes (APPROVE)
- b. Minutes - Regular Board Meeting - November 25, 2019 (APPROVE)
- c. Warrants - \$669,135.41 (APPROVE)
- d. Motion - A Motion for Board Authorization for Staff to Process Current Delinquent Water Bills in Accordance with Past Practices (PASS)
- e. Monthly Financial Report - November 2019 (APPROVE)
- f. Motion - A Motion to Ratify an Application to Hold Raffle - Willowbrook-Burr Ridge Kiwanis (PASS)

- g. Resolution - A Resolution of the Village of Willowbrook Setting the 2020 Calendar Year Schedule of Regular Meetings of the Mayor and Board of Trustees and the Schedule of Regular Meetings of the Commissions and Committees of the Village of Willowbrook, DuPage County, Illinois (ADOPT)
- h. Ordinance - An Ordinance Amending Sections 1-14-1 Entitled "Creation and Composition:" and 1-14-5 Entitled "Quorum:" of Chapter 14 Entitled "Committees of the Board of Trustees" of Title 1 Entitled "Administrative" of the Village Code of Ordinances of the Village of Willowbrook, DuPage County, Illinois (PASS)
- i. Motion - A Motion to Approve the Calendar Year 2020 Payment to the Intergovernmental Risk Management Agency (PASS)
- j. Motion - A Motion to Approve an Expenditure for the Purchase of (2) New APX 6000 Portable Model Radios - Motorola (PASS)

Mayor Trilla asked the Board if there were any items to be removed from the Omnibus Vote Agenda.

MOTION: Made by Trustee Davi and seconded by Trustee Kelly to approve the Omnibus Vote Agenda as presented.

ROLL CALL VOTE: AYES: Trustees Berglund, Davi, Kelly, Mistele, Neal and Oggerino. NAYS: None. ABSENT: None.

MOTION DECLARED CARRIED

NEW BUSINESS

- 6. ORDINANCE - An Ordinance Amending Chapter 9, Entitled "Zoning Title of the Village," of the Willowbrook Municipal Code of the Village of Willowbrook (Defining and Regulating Adult - Use Cannabis) (PASS)

Mayor Trilla asked Planning Consultant Choi to present. "The Village of Willowbrook, as petitioner, is requesting a text amendment to address the recently enacted Cannabis Regulation and Tax Act in order to establish provisions for the sale of cannabis as a land use in the Village. As you all know by now, cannabis will be legal to possess and consume in the state of Illinois as of January 1st. Illinois is the 11<sup>th</sup> state to legalize recreational marijuana. It does not make it legal to minors, but authorizes the sale of

recreational cannabis from dispensaries and those are licenses that would be issued by the state. At this time, staff recommends that the regulation of adult use cannabis dispensing organizations, or more loosely referred to as "recreational dispensaries" mirror the regulation of medical cannabis dispensaries within Willowbrook. Staff has included a mapping exhibit in the agenda packet to determine possible locations for adult-use cannabis dispensing organizations ("dispensaries"). The map that you see reflects a 1,000-foot separation distance from all schools, licensed daycare properties and religious institutions and a 70-foot separation distance from residential properties. The Village of Willowbrook already approves medical cannabis dispensaries in the OR, LOR and M1 zoning districts and recommends that these zoning districts be expanded to include adult use cannabis dispensing organizations as a special use. There is a sheet in the agenda packet that presents the status of other communities in Illinois on this issue. As you can see, sixty-six communities have adopted and enforced an ordinance to regulate the possession and consumption of cannabis including the nearby communities of Darien, Joliet, Lombard, and Westmont. Forty-two communities have decided to prohibit the sale of recreational cannabis, including the nearby communities of Burr Ridge, Clarendon Hills, Downers Grove, DuPage County, Hinsdale, La Grange, Naperville, Oak Brook and Plainfield. The undecided communities have decided to implement a moratorium and/or referendum on the sale of recreational cannabis. The Village also conducted an online POLCO Survey to see if residents (and non-residents) of Willowbrook favored the adult-use cannabis dispensary use in the community. The Survey as of November 22, 2019 had 197 respondents, 109 yes votes for Adult-Use Dispensaries and 88 no votes for Adult-Use Dispensaries.

Trustee Davi asked for clarification on the number of yes votes in favor of. Planner Choi responded, "yes, in favor."

Trustee Davi then asked, how many were polled? Planner Choi responded by indicating that 88 were against the adult use cannabis dispensary use out of the 197 that were polled.

Planner Choi continued with her presentation by stating that, "Staff believes the requirement of a special use for an Adult-Use Cannabis Dispensing Organization within the OR, LOR and M1 zoning districts to be the most appropriate process for consideration. This process will require notification of surrounding property owners and a public hearing before the Plan Commission. The Plan Commission would be able to recommend conditions to the proposed project before forwarding their recommendation to the Village Board for final approval. The intent of the special-use process is to provide a transparent, public review process for land uses that

require case-by-case review in order to determine whether they will be compatible with surrounding uses and development patterns. Staff is confident that this process will provide for the most effective review and approval process for the regulation of Adult-Use Cannabis Dispensing Organizations in Willowbrook." Planner Choi concluded her report.

Mayor Trilla then asked Assistant Administrator Mertens to speak on the subject.

Assistant Administrator Mertens stated, "Trustee Kelly asked us to highlight a map by precinct districts for the results of the POLCO adult-use cannabis survey. In your packet there is a number of pages that show the individual precincts within the community and how they voted within the pole. The first question in the POLCO survey asked if residents were in favor of the Village approving an adult-use recreational dispensary within the community. The results were 109 in favor and 88 not in favor. We advertised on our Village Website, Facebook, and through the local library. We sent letters to all of the HOAs within the community and asked them to broadcast the survey to their HOA members. The second question was a little bit more refined: Would you be in favor of adult cannabis dispensaries within the industrial districts as highlighted with proposed map? The results of the second survey question was 106 in favor and 91 not in favor of this proposed district location. The third question was, Should the Village approve the use of adult-use recreation cannabis dispensaries in limited commercial business locations? The results of the third question was 101 in favor and 96 not in favor that that proposed district.

Staff provided three map exhibits as it relates to the possible districts for Adult-Use Cannabis Dispensaries. The first map was the map presented to the Plan Commission for consideration. It had a boundary that was 70 feet from residential properties and 1,000 feet from daycares, schools and religious institutions in the OR, LOR and M1 Zoning Districts. The second map was utilized for the POLCO survey. It had a boundary that was 375 ft from residential properties and 1,000 feet from daycares, schools and religious institutions in the B2, B4, OR and M1 zoning districts. The third map was a more conservative option. It had a boundary that was 375 feet from residential properties and 1,000 feet from daycares, schools and religious institutions in the OR and M1 Zoning Districts.

Mayor Trilla asked, "How would we vote if we wanted to say yes but limit it further than what the Planning Commission did?" Assistant Administrator Mertens responded, "We would need a Board Member to make a Motion to modify the residential separation from 70 feet to

375 feet, and we would need a Second from the Board. Trustee Neal stated, "It would have to be a resolution to not only modify from 70 to 375, but also included in that, to have a zoning restriction of only OR and M1." Assistant Administrator Mertens responded, "That is correct."

Trustee Davi, asked what is the meaning of the precinct maps?

Assistant Administrator Mertens reviewed the precinct maps and stated, "The last page listed was for precinct areas that were outside of Willowbrook. We had voting precinct survey results that were in Burr Ridge and Darien. We felt that those were important for you to know the numbers but not as critical as the Willowbrook residents. So that last page, Trustee Davi, is the items of yes and no votes for those three questions that occurred in Darien and Burr Ridge. The 27 is the total votes with 17 yes votes, and 10 no votes."

Trustee Davi stated, "I don't know that I got an answer to the question, 'How many residents were contacted in this electronic survey. What was the total?'" Assistant Administrator Mertens responded, "We did not physically do a mailing to individual residents. The online survey was promoted on Facebook, the Village website, through the library, Channel Six and a letter was sent to all the HOAs."

Assistant Administrator Mertens further clarified the three POLCO survey questions and the results from each of the questions. Trustee Oggerino began, "With that being said, this Board has unfortunately seen some issues in the past that have caused a large public outcry. I have not heard a large outcry of concern as it relates to either side of this issue."

Mayor Trilla said, "Mike, I have a question. When do you discuss the funds?" Assistant Administrator Mertens responded, "So two more Ordinances down there is an item on the Agenda to consider a 3% Cannabis Tax. If approved, the revenue generated from a Cannabis Tax would be geared towards public improvements and paying down police pension liabilities."

Trustee Kelly said, "I would like to clarify something. I'd imagine this being an exercise where we would have a first vote on opting in and opting out. That would have been much easier to understand. So just that I'm sure that I'm casting my vote the way that I want to... casting a "no" vote on this item is actually casting an "opt out" vote as far as I'm concerned. Correct?"

Attorney Durkin advised that casting a "no" vote on this Agenda Item is casting a "no" vote on the Adult-Use Cannabis Zoning

Ordinance as the Plan Commission has recommended it. The next item is number seven, which is an Ordinance prohibiting the sale of recreational cannabis throughout the village.

Trustee Kelly, said, "So I don't have the opportunity then to vote to cast an "opt out" vote. I can only vote a "no" vote for the ordinance. Correct?"

Assistant Administrator Mertens said, "Just to clarify, and you're absolutely right, we set up the Ordinance order to give the Board the ability to vote on a certain Zoning District for Adult-Use Cannabis. If the board decides they don't want to allow any cannabis dispensaries, the next item specifically is an Opt-Out ordinance."

Trustee Davi asked, "That should be the first thing we vote on. What am I missing? What are we saying?"

Assistant Administrator Mertens explained, "The reason we put the agenda items in this order is because there may be a debate by the Board Members on an allowable zoning district with the possibility that they could not come to a consensus and a certain District. If they voted the zoning district option down and they already voted not to opt out, it would have been too late to then opt out. As an example, you could have three Board Member that say, 'I like the industrial area and that's the only area I want it.' And you could have the other three that say, 'I really like the Plan Commission option scenario.' And that's how they vote. And if that's the case, then we would have no vote there."

There was then a discussion by the Board to move Item Seven (7) to Item Six (6) and consider the Opt-Out Ordinance first. Attorney Durkin stated, "The current motion is to consider Item Number Seven (7), an Ordinance Amending Title 3 Entitled "Business Regulations" of the Village Code of the Village of Willowbrook by the Adoption of Chapter 22 Prohibiting Adult-Use Cannabis Business Establishments Other Than Medical Cannabis Cultivation Centers and Medical Cannabis Dispensing Organizations. And I believe there was a Second from Trustee Berglund.

Trustee Kelly asked, "Is a yes vote on Item Seven a vote to opt out?"

Attorney Durkin responded, "Technically you're voting on whether to prohibit recreational marijuana sales in the Village."

Mayor Trilla asked, "If you don't want marijuana sold in the town, you would vote which way?"

Attorney Durkin stated, "Yes on number seven (7) which is currently the second Ordinance."

MOTION: Made by Trustee Davi and seconded by Trustee Berglund to change the Ordinance order to put number seven (7) in front of number six (6).

PREVIOUS ROLL CALL VOTE: AYES: Trustees Berglund, Davi, Kelly, Mistele, Neal and Oggerino. NAYS: None. ABSENT: None.

MOTION DECLARED CARRIED

7. ORDINANCE - An Ordinance Amending Title 3 Entitled "Business Regulations" of the Village Code of the Village of Willowbrook by the Adoption of Chapter 22 Prohibiting Adult-Use Cannabis Business Establishments Other Than Medical Cannabis Cultivation Centers and Medical Cannabis Dispensing Organizations (PASS)

Mayor Trilla asked if any board members would like to speak.

Trustee Neal stated, "I understand the reason as to why staff put the order as originally presented. And I also understand why you did not have it in that order to begin with. And that's because of the three map options that you handed out tonight, you would have your area isolated and ready for that order. You would have that decision made already that you were going to either go from what we're labeling conservative adult cannabis and this option which has perimeters of 375 feet with an OR and M1. So, therefore, we would be voting yes to prohibit based on your ordinances already being established of what areas you are voting for to begin with. As mentioned earlier, we need a resolution with a second to modify it to be from 70 to 375 and OR and M1 only. So now when you get to put in number seven (7) as a vote for a yes or a no it's a bit off. Am I correct?"

Trustee Davi stated, "No. As a trustee, I think you can decide where you want it if the Board wants to have it. Then you can move on to this. And then you can set the parameters, whatever they might be, 70 feet, 375 feet, whatever. I don't know why one prohibits the other. It does not. We have to talk about whether or not we want marijuana in this district in the Village. Some may say yes, some may say no, and I think the reasons ought to be heard as to whether it's yes or no. So, here's the thing it is Mr. Mayor. In the 1920's somebody said drinking alcohol is a bad thing, and people went to jail for drinking alcohol. And then the government said, 'Oh, we made a mistake. Let's change it. It's okay to drink alcohol.' And then we got this thing, it's called marijuana, and the government says, 'It's illegal.' And lots of people, lots of people got caught up in it; went to jail, paid

money, fines, got records, couldn't get jobs, couldn't do this, couldn't do that. Now, the government says, 'You know it's okay to smoke marijuana. It's no longer a crime.' Some Villages have said, 'We'll allow cannabis dispensaries' and some Villages have said, 'We don't want any.' They have reasons for that. I don't care if you put it in an industrial area, you put it in a garage, you put it somewhere else, if it's in, it's in. I don't know that our residents are excited about marijuana in our Village whether we put it in an industrial area or we put it on Route 83. Yes, the government said it's okay to do it now, but what does that mean? So, the point is, yes, we as want to do what our Villagers want, what our citizens want. That's our job to do that. And yes, some Villagers are going to differ. It's never going to be everybody wants this, or everybody opposes that. But I think that if we talk in terms of what's good for our Village, I'm not so sure that that's a good thing. The revenue we may get, I don't even know what that revenue is, and of course, yes, we have to be conscious of revenue, but this is not the only source of revenue there is. At the end of the day, there's lots of ways to gather revenues for our Village. And, so yes, it does become one of those things; you either like it, or you don't like it. You're absolutely correct, and it's not like marijuana is some evil thing, it's not. But, all of a sudden, the government said it's okay to smoke it. You're not going to get prosecuted or jailed. You're not going to do any of that stuff. I speak against the notion of having marijuana in our Village no matter where you put it. Whether it's 70 feet away from a home, or 375 feet. I don't even know what that means. What difference does the feet separation make at the end of the day? They don't. They don't. It's a feel-good thing. It's 1,000 feet from the school, so what? It's still there. It's still there. So that's just why we needed this discussion."

Trustee Oggerino stated, "Cannabis is decriminalized nowadays. Unfortunately, maybe, but I think in 2019, it's viewed in a similar fashion to beer and whiskey. As sad as that might be, that's the facts, I think, in my experience. I am in favor for it, and I'm not saying it's a good thing, but I think it's not going to affect us in the boogeyman way that we think. And I go back to if our residents were concerned then the pitchfork crew would be here, and they're not. I am in favor of it."

Trustee Davi stated, "There's a fallacy, and that fallacy is when the Zoning Board approved the building that was going to be built with the gun range on it, nobody knew anything about it. And then the word got out, and all of a sudden, the pitchforks showed up."

Trustee Mistele stated, "I have to agree with everything I've heard so far. So Willowbrook is in the middle of the state of Illinois. We're going to have to deal with it. One of the aspects of dealing

with cannabis right now, they have curbside tests for testing intoxication. I understand they're trying to standardize curbside testing for impairment from cannabis. They're still working on that item. I call this the Cheech and Chong Ordinance, all right? Let people make their own choice. Let them do what they wish to do. Relative to how to control it, we cannot control what the Villages of Westmont or Darien allow. The point is that they have commercial properties right up on Route 83. Geographically, Route 83 is going to be a busy north-south road through DuPage County. We're going to have to deal with traffic, whether they're impaired drivers or not. We're going to have to deal with our neighbors. Whether we allow cannabis or not, they are going to allow it already. Then, going back to the previous ordinance, I said to Terry here, I said, 'I think we've got a cart-horse issue between those two ordinances, and I agree with switching them.' And I would say no to the way this ordinance is written right now, which is in support of legalizing marijuana in Willowbrook."

Trustee Oggerino said, "If you're voting no, that means you're in favor of it."

Trustee Kelly stated, "I gave this a lot of thought, and in my mind, there are just too many unknowns associated with this business use. I went to the seminars. I've done a lot of reading. We have some financial issues. I don't think that cannabis is going to solve them, and we would be spending our time better addressing some possibilities with respect to revenues that we haven't looked at yet. I just don't feel that it's in the best interest of the Village or the residents to allow the sale of recreational cannabis in Willowbrook at this point in time."

Trustee Mistele stated, "As Terry said, we've been trying to do some reading, research, seeing what happens when people have legalized cannabis. One of the 60 Minutes stories that caught my ear was legalized cannabis in the State of California. The illegal market grew exponentially. Once it was legal for people to be found in possession of marijuana, a black market, marijuana market grew terrifically. I suspect the same thing will happen here in Illinois. That's just me looking at it at all the different levels: the growing, the transportation, the security, the inventory control. And then you get out to the actual final recreational users. Like I said, we're going to have to deal with it one way or the other. If Willowbrook allows it or not, we're still going to have to face it."

Assistant Administrator Mertens stated that the ordinance is to opt out. If you vote yes, that means no to allowing Adult-Use Cannabis Dispensaries. If you vote no and you're favoring Adult-Use Cannabis Dispensaries. We'll stipulate that if the board does

decide to opt in, then the Board would need to pick an allowable Zoning District, and that would be in the next agenda item. If you don't pick an allowable Zoning District, it then is declared open to general retail, which means it can go anywhere where retail is allowed.

Attorney Durkin asked, "Do we have a motion to have an Ordinance amending Title 3 entitled 'Business Regulations of the Village Code of the Village of Willowbrook by the Adoption of Chapter 22 Prohibiting Adult-Use Cannabis Business Establishments Other Than Medical Cannabis Cultivation Centers and Medical Cannabis Dispensing Organizations?

MOTION: Made by Trustee Kelly and seconded by Trustee Neal to adopt Resolution No. 19-0-37 as presented. AYES: Trustee Davi, Kelly  
NAYS: Trustee Berglund, Mistele, Neal and Oggerino.

MOTION DENIED.

6. ORDINANCE - An Ordinance Amending Chapter 9, Entitled "Zoning Title of the Village," of the Willowbrook Municipal Code of the Village of Willowbrook (Defining and Regulating Adult - Use Cannabis) (PASS)

Mayor Trilla asked the Board if anyone would like to speak?

Trustee Neal said, "I would like to make a motion to modify the distance from 70 feet to 375 feet. To include Zoning Map Legend OR and M1. Which, with our handouts tonight, was a conservative Adult-Use Cannabis map option.

Trustee Oggerino asked, "What is the location? So that's the Plaza Court and Executive Drive area?"

Mayor Trilla stated, "It is from the landscape company all the way to where Plainfield and Madison meet."

Attorney Durkin suggested to take a roll call on the Ordinance Amending Chapter 9, Entitled "Zoning Title of the Village," of the Willowbrook Municipal Code of the Village of Willowbrook and regulating Adult-Use Cannabis as modified by Trustee Neal's motion to modify the distance parameters to 375 feet from residential and 1000 feet from daycare schools and religious institutions. Zoning districts under consideration OR and M1 as displayed on page three of the handout.

MOTION: Made by Trustee Kelly and seconded by Trustee Berglund to adopt Resolution No. 19-O-36 as modified by Trustee Neal motion.

PREVIOUS ROLL CALL VOTE: AYES: Trustees Berglund, Mistele, Neal and Oggerino. NAYS: Trustees Davi and Kelly. ABSENT: None.

MOTION DECLARED CARRIED

8. ORDINANCE - An Ordinance Amending Title 11, Entitled "Taxes," of the Village Code of Ordinances of the Village of Willowbrook, DuPage County, Illinois by Adding Thereto Chapter 10 Entitled "Municipal Cannabis Retailers' Occupation Tax" (PASS)

Assistant Administrator Mertens advised that with the availability of Adult-Use Recreational Dispensaries, the Village has the ability to add a 3% Cannabis Tax. It would not apply to medical cannabis or anybody that has the medical card. The Illinois Economic Policy Institute estimated a \$350,000 annual benefit per dispensary. We also supplied some research the Village of Lombard performed comparing Illinois' population and the number of dispensaries proposed to what Colorado currently has in place. They came up with an estimate close to \$400,000. Some communities are projecting a little bit more aggressive number. We're estimating anywhere from \$350 to \$400 thousand. Even if you cut that in half and estimate \$200,000, it's still a quality revenue stream. The ordinance for consideration is for a proposed 3% Cannabis Tax. That's the maximum allotted by the State of Illinois.

MOTION: Made by Trustee Neal and seconded by Trustee Berglund to pass Ordinance No. 19-O-38 as presented.

ROLL CALL VOTE: AYES: Trustees Berglund, Kelly, Mistele, Neal and Oggerino. PRESENT: Trustee Davi. NAYS: None. ABSENT: None.

MOTION DECLARED CARRIED

9. RESOLUTION - A Resolution of the Village of Willowbrook Amending and Establishing Permit Fees, Deposits and Other Charges Applicable to the Reservation of Parks or Portions Thereof in the Village of Willowbrook, DuPage County, Illinois (ADOPT)

MOTION: Made by Trustee Berglund and seconded by Trustee Neal to pass Resolution No. 19-R-61 as presented.

ROLL CALL VOTE: AYES: Trustees Berglund, Davi, Kelly, Mistele, Neal and Oggerino. NAYS: None. ABSENT: None.

10. ORDINANCE - An Ordinance Amending Sections 3-12-5 Entitled "Classifications", of Chapter 12 Entitled "Liquor", of Title 3 Entitled "Business" of the Village Code of Ordinances of the Village of Willowbrook, DuPage County, Illinois (PASS)

Trustee Mistele asked, "Do we have three applications for this classification of license?:

Mayor Trilla answered, "Yes."

MOTION: Made by Trustee Neal and seconded by Trustee Oggerino to pass Ordinance No. 19-0-39 as presented.

PREVIOUS ROLL CALL VOTE: AYES: Trustees Berglund, Davi, Kelly, Mistele, Neal and Oggerino. NAYS: None. ABSENT: None.

MOTION DECLARED CARRIED

11. RESOLUTION - A Resolution Approving and Authorizing the Purchase of Two (2) 2019 Ford F-350 XL 4x2 Truck Service Bodies from Sauber Manufacturing Company, Inc. at a Total Cost Not to Exceed \$54,392.00 (ADOPT)

Superintendent Coons stated, "The Village budgeted \$112,392 for the purchase of the two F-350 pickup trucks upfitted with the service bodies. The F-350 pickup truck cost \$30,437 each, \$60,874 subtotal. The Municipal Services Committee recommended an extended warranty priced at \$3,625 each, \$7,250 subtotal for the extended warranty. The total for the base F-350 pickup trucks with extended warranty is \$68,124."

MOTION: Made by Trustee Davi and seconded by Trustee Neal to pass Resolution No. 19-R-62 as presented.

PREVIOUS ROLL CALL VOTE: AYES: Trustees Berglund, Davi, Kelly, Mistele, Neal and Oggerino. NAYS: None. ABSENT: None.

MOTION DECLARED CARRIED

12. ORDINANCE - An Ordinance Amending Sections 3-5-1(G), 3-5-6(A), 3-5-6 (B), 3-5-6(C), 3-5-8(A) and 3-5-8(B) of Chapter 5 Entitled "Tobacco Dealers" of Title 3 Entitled "Business Regulations" of the Village Code of Ordinances of the Village of Willowbrook, DuPage County, Illinois (PASS)

Chief Schaller related, "On July 1 of 2019, State Law now requires that people must now be at least 21 years old to buy tobacco in

the State of Illinois. This includes cigarettes, chewed tobacco, e-cigarettes and vapes. The new State Law amends the prevention of tobacco use by minors in sale, and distribution of tobacco products. The name of the act is the Prevention of Tobacco Use by Persons Under 21 Years of Age in Sale and Distribution of Tobacco Products Act. With these changes at the state level, the Village is updating the existing ordinance to coincide with these changes in age from 18 to 21."

MOTION: Made by Trustee Kelly and seconded by Trustee Berglund to pass Ordinance No. 19-0-40 as presented.

PREVIOUS ROLL CALL VOTE: AYES: Trustees Berglund, Davi, Kelly, Mistele, Neal and Oggerino. NAYS: None. ABSENT: None.

MOTION DECLARED CARRIED

13. TRUSTEE REPORTS

Trustee Neal had no report.

Trustee Kelly had no report.

Trustee Mistele "Merry Christmas to all."

Trustee Berglund had no report.

Trustee Davi had no report.

Trustee Oggerino "Merry Christmas."

14. ATTORNEY'S REPORT

Attorney Durkin had no report.

15. CLERK'S REPORT

Clerk Hansen had no report.

16. ADMINISTRATOR'S REPORT

Administrator Pabst had no report.

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17. MAYOR'S REPORT

Mayor Trilla stated that Holiday Inn is getting closer to being completed.

18. CLOSED SESSION

Mayor Trilla stated that there was no need for Closed Session during tonight's meeting.

19. ADJOURNMENT

MOTION: Made by Trustee Mistele and seconded by Trustee Oggerino, to adjourn the Regular Meeting at the hour of 7:38 p.m.

ROLL CALL VOTE: AYES: Trustees Berglund, Davi, Kelly, Mistele, Neal and Oggerino. NAYS: None. ABSENT: None.

MOTION DECLARED CARRIED

PRESENTED, READ and APPROVED.

\_\_\_\_\_, 2020.

\_\_\_\_\_  
Mayor

Minutes transcribed by Deputy Clerk Christine Mardegan.