

**VILLAGE OF LAKE VILLA
VILLAGE BOARD
REGULAR MEETING
November 21st, 2022**

Call to Order: Mayor McDonald called the meeting to at 7:00 p.m.

Present: Mayor McDonald, Clerk Konrad, Trustees: Harms, Nielsen, Barbato, O'Reilly, Savell, Trustee Cramond via Video conference, Village Manager Strong, Administrative Services Director Stacy Michael, Police Chief Tisinai, Public Works Supervisors Ryan Horton and Jim Bowles.

ROLL CALL VOTE WAS:

AYES: 6 (Harms, Nielsen, Barbato, O'Reilly, Cramond, Savell)

NAYS: 0

ABSENT: 0

ABSTAIN: 0

MOTION CARRIED

Public Comment: None

Mayor: November 26th will be the Holiday Parade and Tree Lighting ceremony with Ice Sculptors. 9th Hour Brewing, Harbor Brewing and Daisy's will have refreshments available for purchase. Festivities begin at 5pm and post parade activities will be held in the Lehman Park Pavilion.

Staff Reports: Chief Tisinai advised that the Police Department received a \$20,000 donation for the K9 unit, which will help sustain the unit with the department. The department also received a \$1,000 donation from Walmart which will be used for the 'Shop-with-A Cop event scheduled for December 8th, 2022. Ofc. Demski, a recently certified DRE (Drug Recognition Expert) did a presentation demonstrating this valuable resources for not only Lake Villa but all Lake County as well.

Minutes: It was moved by Trustee Harms and seconded by Trustee Savell to approve Village Board Minutes for the November 7th, 2022 Village Board meeting minutes.

ROLL CALL VOTE WAS:

AYES: 6 (Harms, Nielsen, Barbato, O'Reilly, Cramond, Savell)

NAYS: 0

ABSENT: 0

ABSTAIN: 0

MOTION CARRIED

Finance: It was moved by Trustee Nielsen and seconded by Trustee Barbato to approve November 21st, 2022 Accounts payable report in the amount of \$364,743.48

ROLL CALL VOTE WAS:

AYES: 6 (Harms, Nielsen, Barbato, O'Reilly, Cramond, Savell)

NAYS: 0

ABSENT: 0

ABSTAIN: 0

MOTION CARRIED

***New Business:* Resolution 2022-11-02: Reimbursement of Business District Project Costs for Harbor Brewing Company at 136 Cedar Ave**

The Village board conferred on an economic incentive application (attached on page 23) from Vanzel LLC, d/b/a Harbor Brewing Company requesting economic incentive funding to support an extensive and final interior renovation of the existing commercial space located at 136 Cedar Ave. The Resolution would authorize a maximum reimbursement of the lesser of 25% of eligible improvement costs or \$127,875 (which includes a 10% contingency) for the renovation project. Village Staff is proposing that reimbursements be made via the Business District fund based on the scope of work proposed.

It was moved by Trustee Harms and seconded by Trustee O'Reilly to approve Resolution 2022-11-02 Authorizing the Reimbursement of Business District Project Costs to Vanzel LLC d/b/a Harbor Brewing Company at 136 Cedar Avenue, subject to final review of the form of agreement by the Village Attorney

ROLL CALL VOTE WAS:

AYES: 6 (Harms, Nielsen, Barbato, O'Reilly, Cramond, Savell)

NAYS: 0

ABSENT: 0

ABSTAIN: 0

MOTION CARRIED

***Old Business:* Ordinance 2022-11-03: Amending the Zoning Code Relative to "Adult Use Cannabis" Uses**

The Village Board conferred on matters concerning Adult-Use Recreational Cannabis and related uses, under the Illinois Cannabis Regulation and Tax Act, a municipality may allow and recommendations by the Zoning Board of Appeals.

It was moved by Trustee Cramond and seconded by Trustee O'Reilly to grant final approval of an Ordinance amending the Zoning Code of the Village of Lake Villa to allow for certain Adult-Use Cannabis establishments within the Village as recommended by the Zoning Board of Appeals with restrictions of locations to SB, LI and LI (2)

ROLL CALL VOTE WAS:

AYES: 4 (Nielsen, O'Reilly, Cramond, McDonald)

NAYS: 3 (Barbato, Harms, Savell)

ABSENT: 0

ABSTAIN: 0

MOTION CARRIED

Ordinance 2022-11-04: Amending the Zoning Code Relative to “Massage Establishments” Uses

Village Board conferred on the proposed amendments recommended by the Zoning Board of Appeals that would create a new use definition for Massage Establishments and identify which zoning districts they would be allowed pursuant to a conditional use permit. No public testimony was presented to the Zoning Board of Appeals on the proposed amendments. The Board voted 5 to 0 to recommend approval of the amendments.

It was moved by Trustee Nielsen and seconded by Trustee Barbato to grant final approval of an Ordinance amending the Village Code Relative to Massage Establishments in the Village of Lake Villa as recommended by the Zoning Board of Appeals

ROLL CALL VOTE WAS:

AYES: 5 (Harms, Nielsen, Barbato, O'Reilly, Savell)

NAYS: 1 (Cramond)

ABSENT: 0

ABSTAIN: 0

MOTON CARRIED

Ordinance 2022-11-05: Imposition of a Municipal Cannabis Retailers' Occupation Tax

The Village Board conferred on required documents to establish a local Municipal Retailers' Occupation Tax within the Village pursuant to the Illinois Cannabis Regulation and Tax Act which authorizes a municipality to impose a tax on retail sales of cannabis, other than medical cannabis, at a rate that may not exceed 3%. Adoption of the Ordinance would provide for an effective date of July 1, 2023 and disbursement date of October 2023 (pending any cannabis business establishments opening within the Village at that time). Per direction, the Ordinance has been drafted to reflect the maximum 3% sales tax on these transactions.

It was moved by Trustee O'Reilly and seconded by Trustee Cramond to grant final approval of an Ordinance Amending Title 3 of the Village Code and Imposing a Municipal Cannabis Retailer's Occupation Tax within the Village of Lake Villa

ROLL CALL VOTE WAS:

AYES: 6 (Harms, Nielsen, Barbato, O'Reilly, Cramond, Savell)

NAYS: 0

ABSENT: 0

ABSTAIN: 0

MOTION CARRIED

Adjournment: It was moved by Trustee Nielsen and seconded by Trustee Harms to adjourn at 8:26 pm.

ROLL CALL VOTE WAS:

AYES: 6 (Harms, Nielsen, Barbato, O'Reilly, Cramond, Savell)

NAYS: 0

ABSENT: 0

ABSTAIN: 0

MOTION CARRIED

APPROVED BY ME THIS 5th December, 2022



JAMES MCDONALD, MAYOR



MARY KONRAD, CLERK