

**REGULAR MEETING OF THE PRESIDENT AND BOARD OF TRUSTEES,
THE VILLAGE OF McCULLOM LAKE,
4811 W. ORCHARD DRIVE
McCULLOM LAKE, IL 60050**

September 24, 2019

All Village Board meetings will be tape recorded.

President Shepit called the meeting to order at 7:00 P.M.

Pledge of Allegiance

Roll Call: By the Village Clerk, Sherri L. Messina

Present: President Shepit, Attorney Shaw, Trustees Bogacz, Fritz, Given, Matthesius, Mazurek, Walter.

Minutes: Trustee Matthesius made a motion to approve the minutes with minor corrections; seconded by Trustee Walter. Voice vote: Bogacz, Fritz, Given, Matthesius, Mazurek, Walter=ayes. All in favor, motion carried.

Bills: Trustee Mazurek made a motion to pay the bills; seconded by Trustee Bogacz. Voice vote: Bogacz, Fritz, Given, Matthesius, Mazurek, Walter=ayes. All in favor, motion carried.

Attorney: There has been litigation instituted against opioide based manufacturers and distributors and there is a Class Action Lawsuit that has been authorized by the Federal courts to move forward. Effectively every County and Municipality in the country is automatically opted in to the Class Action Lawsuit. We have until November 22, 2019 to opt out of this lawsuit if we don't want to be a part of the class. From a legal stand point I guess the reason some would opt out of the Class Action, I can see if they intend to pursue claims on their own. There is a list of at least ten (10) defendants that they are suing they arrange from manufacturers to distributors they will take a look at the impacts of opioide abuse including deaths per capita for regions and use that as a basis upon which to make distribution of whatever the settlement proceeds are. So think about it and if we opt out it has to be filed by November 22, 2019.

Roads: Trustee Walter the tractor is still broke down. Deputy Clerk Prehn stated that there is a part on back order and should be out this weekend and the burm should be done by the end of next week. The drain held up fairly well with the heavy rain we had. President Shepit stated that there haven't been any calls from homeowners that the heavy rains usually affect.

Police: Everyone got a copy of the print out from the McHenry County Sheriff's Office for our community and surrounding communities on calls and traffic stops.

Audience: Deputy Clerk Prehn just wanted Trustee Given to know that there are still cables attached to those poles and that's why they are not gone yet. Also the Forest Glen Park had its grass all tore up because someone did donuts in it. The extension for the ADA doors has been executed and we have to get it done by November 30, 2019. The ad will be going in the paper on Monday. Trustee Matthesius is willing to call the few companies that were interested in bidding on the project.

Cindy's youth group is making cards for Officer Durbin who has been released from the hospital and is in good spirits. Pizza with Police will be Tuesday October 15, 2019 from 5:00 to 8:00 P.M. at The Knoll. Stu Cohen is promoting this event on our behalf and flyers are going out and it is also on the Police departments Facebook page. There is a continuation on the Self-Harming that Cindy has been involved with and is working with To Write Love on Her Arms which is a large non-profit organization that really focuses on self-injury and mental health issues and they asked her to talk with their teens, which she did. She also got all of our resources for our county listed on their national resource data base so anyone anywhere can tap in and get help. They are also getting involved with a program for engagement support in high schools and talking with counselors and trying to incorporate it in with college programs.

New Business: Approval of Variance Recommended by the Zoning Board of Appeals – Trustee Matthesius asked if an asphalt driveway was being put in and Mr. Wieck replied that right now it's going to be gravel. He has one year to put in an asphalt driveway. Attorney Shaw asked that when the motion is made he wants to make sure that we are speaking each of the variations into the motion specifically and then his recommendation is that if it does get approved tonight that the petitioner will be allowed to go ahead and proceed but then at the next meeting we will reduce it to a written Ordinance so that it becomes a part of the written file. Trustee Mazurek made a motion for the approval of the variation of the height not to exceed 17 feet and the construction of a 30x40 second accessory building and there will be 15 foot setback from the West lot line and 5 foot setback from the North lot line; seconded by Trustee Fritz. Attorney Shaw will add the provisions whatever they are varying from into the written Ordinance so it reflects that. Voice vote: Bogacz, Fritz, Given, Matthesius, Mazurek=ayes. Walter=nay. Motion approved.

An Ordinance Amending the Municipal Code of the Village of McCullom Lake by adding Article IV to Chapter 11 Imposing a Municipal Cannabis Retailers' Occupation Tax. Attorney Shaw: This doesn't approve anything. This is not a discussion on whether or not this Village is going to allow the sale of cannabis. This is a requirement from the Illinois Department of Revenue. When the statute was passed in June what they did was set it up so that local municipalities are

allowed to receive up to 3% tax on the sale of cannabis within their borders. That means there is a 3% tax that goes directly back to the local governments. This has to be filed with the Department of Revenue by October 1st, 2019. Trustee Bogacz made a motion to approve Ordinance #519 - An Ordinance Amending the Municipal Code of the Village of McCullom Lake by Adding Article IV to Chapter 11 Imposing a Municipal Cannabis Retailers' Occupation Tax; seconded by Trustee Walter. Voice vote: Bogacz, Fritz, Given Matthesius, Mazurek, Walter=ayes. All in favor, motion carried.

Discussion: Trustee Mazurek asked about the No Parking signs by the Knoll and if this can be revisited. He had seen people pulling in and then out because there wasn't any place to park and that's just lost revenue for the Village. Maybe we can change the signs to read parking only between these certain times. We own the property on the SW corner of Greenwood and Hickory and we could possibly put gravel down and let them use that for parking. Attorney Shaw doesn't see any problems right now with it. Trustee Matthesius suggests maybe a flashing pedestrian crossing sign. Attorney Shaw suggests finding out what the full fire occupancy is and back that out into how many parking places we need. In all honesty it's not that too big of a place, so you can't have too much parking. Trustee Bogacz stated that they do have a second floor.

Neighbors Helping Neighbors has their Chili Cook Off at 5:00 P.M. and bonfire at 6:30 P.M. on Saturday October 19, 2019. There will be Hot dogs and water available.

Trustee Bogacz made a motion to adjourn the meeting at 7:35 P.M.; seconded by Trustee Walter. Voice vote: Bogacz, Fritz, Given, Matthesius, Mazurek, Walter=ayes. All in favor, motion carried.

The next board meeting will be October 8, 2019 at 7:00 P.M. at the Village Hall.

Marilyn Shepit
Village President

Sherri L. Messina
Village Clerk