

COAL CITY VILLAGE BOARD MEETING

WEDNESDAY
DECEMBER 11, 2019
7:00 p.m.

(immediately following the Public Hearing)

COAL CITY VILLAGE HALL
515 S. BROADWAY, COAL CITY, ILLINOIS

AGENDA

1. Call meeting to order
2. Pledge of Allegiance
3. Approval of Minutes
November 25, 2019 Public Hearing
November 25, 2019 Regular Meeting
4. Approval of Warrant List
5. Public Comment
6. Ordinance 19-44
Adoption of the 2019 Tax Levy
7. Ordinance 19-45
Adoption of the 2019 Amended SSA #2 Levy

MEMO

TO: Mayor Halliday and the Board of Trustees

FROM: Matthew T. Fritz
Village Administrator

MEETING

DATE: December 11, 2019

RE: 2019 PROPERTY TAX LEVY ADOPTION

Each year the Village Board considers its annual tax levy. The Preliminary Ordinance was provided at the November 13th Regular Meeting in order to determine if public advertisement is necessary. The proposed levy did not exceed 105% of last year's property tax levy concerning operational expenses, but exceeded last year's levy with an overall projected increase of 8.98%. Since that time, the Village has received final figures for its annual liability insurance and workers' compensation coverages as well as updated EAVs from the Grundy County Assessor.

A review of some of the line items includes the Corporate, Police Protection and Parks line items increasing due to the increased EAV of the Village. The projected increase in EAV remains difficult to predict because the Assessor's Report projected slightly higher than predicted, but appeals remain open (dependent upon their type) for filing, which may ultimately decrease the total ratable EAV upon which taxes are collected. The final projected EAV increase of 2.4% remains a conservative estimate versus the new EAV figure provided from the Assessor. This means that although the overall levy increased approximately \$19,000, the effective tax rate remains at \$2.06 per \$100 of estimated value. Due to the overall variability and unknowing of the final ratable EAV, the corporate, police protection, and parks line items were shifted slightly upward to ensure the captured any available revenue projected beyond the 2.4% estimate that has currently been made available.

The liability insurance and workers compensation line items have been updated to show the updated annual ratings, which will require an additional \$7,329 or a 3.3% over last year's renewal. The Police Pension slowed its annual increase from 4.5% last year to an actuarial requested 3.4% increase upwards to \$586,500.

IMRF and Social Security are to receive increases projected for the current payroll adopted within the budget. The Audit and Street Lighting levy line items remain constant with the Street & Bridge levy to be set at its maximum value, which should net an additional \$1,433.

The Tornado Project/ReFi Storm Water Bond & Interest Payments remain as a primary issue to be managed by the Village Board. This year's payment of \$703,408 shall be significantly higher than last year's \$532,250. This is the next major step upward with another to follow next year in 2020 when the annual repayment reaches nearly \$800,000 on an annual basis until its last year of payment in 2029. This year's total was projected to be \$92,092 higher, but a payment was

finally processed by DCEO from the Federal Highway Authority (FHWA) in order to be able to abate the same amount from the total that is due from recorded bonds for this year.

If not for the increase in tornado debt to be paid, the taxes would have remained flat. Instead, taxes are estimated to be increasing about \$35 per \$100,000 of market value. That is an overall decrease versus the \$65 increase that was predicted about four years ago due to increasing EAV.

Below is the levy that has been included within the Ordinance.

2018 Levy	2018 Rate	Levy Line Item	2019 Levy	Increase/Decrease	2019 Rate
\$299,356	0.25000	Corporate	\$311,330	4.0 %	.25000
97,495	.08142	IMRF	105,340	8.0	.08591
89,807	.07500	Police Protection	93,400	4.0	.07500
567,004	.47352	Police Pension	586,500	3.4	.47832
141,368	.11806	Liability Insurance	155,187	9.8	.12656
95,622	.07500	Parks	93,400	-2.3	.07500
198,545	.16581	Social Security	203,000	2.2	.16556
77,378	.06462	Workman's Comp.	77,378	-2.7	.06138
25,000	.02088	Audit	25,000	-	.02039
50,000	.04176	Street Lighting	50,000	-	.04078
71,846	.06000	Street & Bridge	73,570	2.4	.06000
553,248	.46205	Tornado Recov. Bonds	703,408	27.14	.57366
57,091	.04675	Pr. Oaks Project	57,091	-	.04656
\$2,323,768	1.93578	2019 Levy	\$2,532,483	8.98 %	2.05911

Recommendation:

Adopt Ordinance No. ____: Adopting the Annual Property Tax Ordinance for 2019 to be collected in 2020.

THE VILLAGE OF COAL CITY
GRUNDY & WILL COUNTIES, ILLINOIS

ORDINANCE
NUMBER 19-____

**AN ORDINANCE FOR THE 2019 LEVY AND ASSESSMENT OF TAXES
FOR THE VILLAGE OF COAL CITY, GRUNDY & WILL COUNTIES, ILLINOIS
FOR THE FISCAL YEAR BEGINNING MAY 1, 2019 AND ENDING APRIL 30, 2020**

TERRY HALLIDAY, President
PAMELA M. NOFFSINGER, Village Clerk

SARAH BEACH
ROSS BRADLEY
TIM BRADLEY
DAN GREGGAIN
DAVID SPESIA
DAVID TOGLIATTI

Village Trustees

Published in pamphlet form by authority of the President and Board of Trustees of the Village of Coal City
on _____, 2019

VILLAGE OF COAL CITY

ORDINANCE NO. _____

**AN ORDINANCE FOR THE 2019 LEVY AND ASSESSMENT OF TAXES
FOR THE VILLAGE OF COAL CITY, GRUNDY & WILL COUNTIES, ILLINOIS
FOR THE FISCAL YEAR BEGINNING MAY 1, 2019 AND ENDING APRIL 30, 2020**

**BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE
VILLAGE OF COAL CITY, GRUNDY AND WILL COUNTIES, ILLINOIS.**

Section 1. The Board of Trustees of the Village of Coal City has ascertained the total amount of appropriation for all corporate purposes legally made and to be provided for by tax levy by a tax for General Corporate purposes for the current year as specifically set forth below:

There is hereby levied by a tax for the General Corporate purposes, upon real property, subject to the Counties of Grundy and Will and the State of Illinois, for the fiscal year beginning May 1, 2019 and ending April 30, 2020 as for the current year, the following sums of money, or as much thereof as may be authorized by law, for the following purposes to-wit:

<i>Corporate Fund</i>	
<u>Personal Services and Salaries</u>	<u>Levied</u>
Mayor and Trustees	\$40,000
Village Administrator	35,000
Administrative Assistant	27,900
Clerical	33,300
<u>Insurance Benefits</u>	
Health/Life Insurance	175,130
TOTAL Corporate Levy	\$311,330

Section 2. The Board of Trustees of the Village of Coal City ascertained the total amount of appropriations for all other purposes legally made and to be provided for by tax levy of the current year as is specifically set forth below.

There is hereby levied by a tax for the General Corporate purposes, upon real property, subject to the Counties of Grundy and Will and the State of Illinois, for 2019, the following sums of money, or as much thereof as may be authorized by law, for the following purposes to-wit:

Levied

Liability Insurance

Contractual Service: \$155,187
Said amounts are levied as an additional tax authorized by 745 ILCS, 10/9-107 of the Illinois Compiled Statutes.

Workers' Compensation & Insurance Tax

Contractual Service: \$75,257
Said amounts are levied as an additional tax authorized by Chapter 85, Paragraph 9-107 of the Illinois Compiled Statutes.

Police Protection Tax

Personnel \$93,400
Said amounts are levied as an additional tax authorized by 65 ILCS, 5/11-1-3 of the Illinois Compiled Statutes.

Municipal Auditing Tax

Contractual Services: \$25,000
Said amounts are levied as an additional tax authorized by 65 ILCS, 5/8-8-8 of the Illinois Compiled Statutes.

Street Lighting Tax

Contractual Service: \$50,000
Said amounts are levied as an additional tax authorized by 65 ILCS, 5/11-80-5 of the Illinois Compiled Statutes and passed hereto by the requisite 2/3 vote of the corporate authorities.

Police Pension

Personnel: \$586,500
Said amounts are levied as an additional tax authorized by 40 ILCS, 5/22-403 of the Illinois Compiled Statutes.

Levied

IMRF & Social Security

Contributions to Social Security:	\$203,000
Contributions to IMRF:	105,340

Said amounts are levied as an additional tax authorized by 40 ILCS, 5/7-171 of the Illinois Compiled Statutes and 40 ILCS, 5/21-110 of the Illinois Compiled Statutes.

Park Fund

Personnel	\$48,730
Village Administrator	2,630
Contractual Activities	9,212
Electricity	6,362
Park Improvements	<u>26,466</u>
Park Fund Total	\$93,400

Street & Bridge Tax

Contribution to Road Projects:	73,279
--------------------------------	--------

Said amounts are levied as an additional tax authorized by 65 ILCS, 5/11-81-2 of the Illinois Compiled Statutes.

Section 5. This ordinance shall be approved by a vote of a three-fourths majority of the corporate authorities of the Village of Coal City during its final reading.

Section 6. That the Village Clerk of the Village of Coal City shall be directed to file a certified copy of the adopted ordinance in the Office of the County Clerk of said Grundy and Will Counties as required by law and said County Clerks shall be directed to extend the above taxes pursuant to law.

**AN ORDINANCE FOR THE 2019 LEVY AND ASSESSMENT OF TAXES
FOR THE VILLAGE OF COAL CITY, GRUNDY & WILL COUNTIES, ILLINOIS
FOR THE FISCAL YEAR BEGINNING MAY 1, 2019 AND ENDING APRIL 30, 2020**

SO ORDAINED this _____ day of _____, 2019, at
Coal City, Grundy & Will Counties, Illinois.

AYES:

ABSENT:

NAYS:

ABSTAIN:

VILLAGE OF COAL CITY

Terry Halliday, President

Attest:

Pamela M. Noffsinger, Clerk

STATE OF ILLINOIS)
COUNTY OF GRUNDY)
COUNTY OF WILL)

CERTIFICATE OF COMPLIANCE WITH TRUTH IN TAXATION

I, the Presiding Officer of the Village of Coal City, Grundy and Will Counties, Illinois, do hereby certify that the Levy adopted on the ____ day of _____, 2019, complies with the provisions of P.A. 82-102 (The Truth in Taxation Act).

 X The Village has levied a final aggregated tax levy resolution or ordinance less than 105% of the proceeding year's aggregate extension, thereby the requirement for a truth in taxation hearing inapplicable.

OR,

____ The Village has levied a final aggregated tax levy resolution or ordinance greater than 105% of the proceeding year's aggregate extension, and has complied with the publication and hearing of Section 6 or 7 of the Act.

Signature, Presiding Officer: _____

Title, Presiding Officer: _____

Date: _____

STATE OF ILLINOIS)
COUNTY OF GRUNDY)
COUNTY OF WILL)

I, the undersigned, Village Clerk of the Village of Coal City, Grundy and Will Counties, Illinois, do hereby certify that the foregoing is a true and correct copy of the Ordinance No. 19-___ entitled, "An Ordinance for the 2019 Levy and Assessment of Taxes for the Village of Coal City, Grundy & Will Counties, Illinois for the Fiscal Year Beginning May 1, 2019 and Ending April 30, 2020," duly passed on a roll call vote of a vote of ___ ayes and ___ nays, ___ absent, of the President and Board of Trustees of said Village of Coal City on the ___ day of _____, 2018, and approved by the President and Board of Trustees of said Village of Coal City on said date. I do further certify that there are six Trustees of said Village authorized by law to be elected. I do further certify that I am the legal custodian of all papers, documents and records of said Village.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Village of Coal City, this ___ day of _____, 2019.

Village Clerk
(SEAL)

Pamela M. Noffsinger, Village Clerk

2019 PROPOSED Tax Levy, Collected in 2020

Last year's EAV 119,736,784
 Est. 2019 Levy 122,617,052 2.4% increase

Leveling Tax Rate w/new Rd & Bridge Tax
 Updated December 11, 2019

Authority	Max.	2018 Rate	2019 Rate	2018 Extension	2019 Levy	Difference	2019 Levy	2019 Rate	2018 Extension	2019 Levy	Difference	2019 Levy	2019 Rate
Corporate	X	0.25000	0.25000	\$ 299,356	\$ 311,330	\$ 11,974	\$ 311,330	0.25000	\$ 299,356	\$ 311,330	\$ 11,974	\$ 311,330	0.25000
IMRF		0.08142	0.08591	97,495	105,340	7,845	105,340	0.08591	97,495	105,340	7,845	105,340	0.08591
Police Protection	X	0.07500	0.07500	89,807	93,400	3,593	93,400	0.07500	89,807	93,400	3,593	93,400	0.07500
Police Pension		0.47352	0.47832	567,004	586,500	19,496	586,500	0.47832	567,004	586,500	19,496	586,500	0.47832
Liability Insurance		0.11806	0.12656	141,368	155,187	13,819	155,187	0.12656	141,368	155,187	13,819	155,187	0.12656
Parks	X	0.07500	0.07500	95,622	93,400	(2,222)	93,400	0.07500	95,622	93,400	(2,222)	93,400	0.07500
Social Security		0.16581	0.16556	198,545	203,000	4,455	203,000	0.16556	198,545	203,000	4,455	203,000	0.16556
Workman's Comp.		0.06462	0.06138	77,378	75,257	(2,121)	75,257	0.06138	77,378	75,257	(2,121)	75,257	0.06138
Audit		0.02088	0.02039	25,003	25,000	(3)	25,000	0.02039	25,003	25,000	(3)	25,000	0.02039
Street Lighting	X	0.04176	0.04078	50,005	50,000	(5)	50,000	0.04078	50,005	50,000	(5)	50,000	0.04078
Street & Bridge	X	0.06000	0.06000	71,846	73,570	1,724	73,570	0.06000	71,846	73,570	1,724	73,570	0.06000
		1.42607	1.43889	\$1,713,429	\$ 1,771,984	\$ 58,555	\$ 1,771,984	1.43889	\$1,713,429	\$ 1,771,984	\$ 58,555	\$ 1,771,984	1.43889
Refinanced Bonds		0.46205	0.57366	553,248	703,408	150,160	703,408	0.57366	553,248	703,408	150,160	703,408	0.57366
Prairie Oaks Project		0.04766	0.04656	57,091	57,091	-	57,091	0.04656	57,091	57,091	-	57,091	0.04656
		1.93578	2.05911	\$2,323,768	\$ 2,532,483	\$ 208,715	\$ 2,532,483	2.05911	\$2,323,768	\$ 2,532,483	\$ 208,715	\$ 2,532,483	2.05911

- FYI -
- 2018 Tax District EAV, Collected in 2019 119,736,784 3.36%
 - 2017 Tax District EAV, Collected in 2018 115,849,394 6.98%
 - 2016 Tax District EAV, Collected in 2017 108,294,808 8.00%
 - 2015 Tax District EAV, Collected in 2016 100,272,970 -4.93%
 - 2014 Tax District EAV, Collected in 2015 105,477,239 2.27%
 - 2013 Tax District EAV, Collected in 2014 103,138,176 -3.40%
 - 2012 Tax District EAV, Collected in 2013 106,769,515 -3.86%
 - 2011 Tax District EAV, Collected in 2012 111,061,700

Without the Tornado Debt Increase, Taxes would have remained the same rate. The State/FHWA Reimbursement saved \$0.07 of a tax increase, which equals \$20.50/\$100,000 of Market Value

Total Change in Levy 0.12333
 Per \$150,000 Market Value House \$ 54.27
 OR \$ 35.82 per \$100,000 of Market Value

MEMO

TO: Mayor Halliday and the Board of Trustees

FROM: Matthew T. Fritz
Village Administrator

MEETING

DATE: December 11, 2019

RE: TEXT AMENDMENTS REGULATING CANNABIS-RELATED USES

Due to the statutory authority provided by the Illinois legislation, the Village has been considering cannabis-related business uses, which will be legal throughout the village upon the passage of the new year. A text amendment underwent a public hearing of the Zoning Board of Appeals (ZBA) at its last meeting of Monday, December 2nd. At that time, no one from the public wished to address the Board concerning the matter despite proper notice having been posted and published within the Coal City Courant. A text amendment changes the zoning code to allow certain types of uses to be allowed under certain circumstances within the Village of Coal City. Currently, there are no medicinal locations to purchase cannabis within Coal City and to date, no commercial retailers of the product has approached the village requesting a location.

The current proposed ordinance, would reserve the Village's authority to regulate cannabis-regulated uses while this type of business grows from its infancy over the next few years. The amendment being considered this evening can be changed in a similar manner by which the current amendment is being adopted. The ZBA recommended the approval of this amendment with a 5-2 vote. The two dissenting votes were due to one member being opposed to any cannabis-related business being allowed within the Village and another who wished to see the final ordinance with amendments one more time prior to taking a vote in either support or opposition.

The proposed ordinance recognizes the 8 new types of cannabis-related businesses – craft growers, cultivation centers, medical dispensaries, infusers, processors, transporters, recreational business establishment, and on-premises consumption establishment. Of these new legal statewide business establishments, 6 of them will be allowed on a limited basis within Coal City while the last two types of businesses – recreational business establishments (dispensaries) and on-premises consumption establishments (lounges) shall not be allowed. The allowed uses may not occur unless they meet many conditions. The placement for an allowable use, i.e. craft growers, cultivation centers, medical dispensaries, infusers, processors, and transporters, may only be located within industrially-zoned areas. While they must be located within either I-1 or I-2 properties, they may not be any closer than “1,500 feet (measured property line to property line) from the property line of a pre-existing public or private nursery school, preschool, elementary, secondary school or other educational institution..., day care center, day care home, group day care home, part-day child care facility, residential care home, religious institution, philanthropic and charitable institution..., recreational institution..., public park, or property zoned or used for residential uses.” Furthermore, they can be no closer than 800 feet from any

differing zoning type than industrial (except for medicinal dispensaries, which have slightly less distance restrictions due to their status under State statutes).

Besides the aforementioned restrictions, these uses may only occur on a conditional basis, which means they must meet all of the criteria provided in Table 24 and have additional criteria to be provided due to the adoption of this amendment, which includes "1.) A complete copy of all applications and plans submitted for required State licenses; 2.) Satisfactory proof that all required State licenses have been approved; 3.) Proposed hours of operation; 4.) Odor control plan; 5.) Security plan describing how recreational cannabis business establishment will provide security for customers and employees; 6.) Inventory control plan to prevent diversion, theft or loss of cannabis on premises and during delivery; 7.) Floor plan detailing the location, layout, floor area, name and function of each floor including, without limitations, restricted or limited access areas; 8.) Plan for the recycling and destruction of cannabis waste; 9.) Map of the surrounding area displaying that distance allowances have been abided by; 10.) Site plan detailing the location is sufficient in size, utility infrastructure, including power allocation and lighting, parking, product handling and storage; and 11.) Affidavit attesting the proposed cannabis business is in full compliance with and, shall at all times, remain in compliance with the Cannabis Regulation and Tax Act and administrative rules promulgated thereunder, as amended."

Should the Board desire to wait upon adopting regulations regarding cannabis establishments, the existing zoning code does not sufficiently address such locations possibly creating a liability should a cannabis-related business wish to locate within the Village. With State licenses only becoming available after the new year, this will be unlikely, but possible. If this evening's current recommended amendment is not desired, the matter could be tabled until a later date, preferably prior to the end of the year. Or, if the desired amendments create a new regulatory consideration, the matter could be reheard at the Planning & Zoning Board at its first opportunity in January and come back to the Village Board for a final decision.

Recommendation:

Adopt Ordinance No. _____: Approving Zoning Text Amendments Concerning Cannabis Business Establishments.

THE VILLAGE OF COAL CITY
GRUNDY & WILL COUNTIES, ILLINOIS

ORDINANCE
NUMBER _____

**AN ORDINANCE APPROVING ZONING TEXT AMENDMENTS REGARDING
CANNABIS BUSINESS ESTABLISHMENTS**

TERRY HALLIDAY, Village President
PAMELA M. NOFFSINGER, Village Clerk

SARAH BEACH
ROSS BRADLEY
TIMOTHY BRADLEY
DANIEL GREGGAIN
DAVID SPESIA
DAVID TOGLIATTI
Village Trustees

Published in pamphlet form by authority of the President and Board of Trustees of the Village of
Coal City
on _____, 2019

ORDINANCE NO. _____

**AN ORDINANCE APPROVING ZONING TEXT AMENDMENTS REGARDING
CANNABIS BUSINESS ESTABLISHMENTS**

WHEREAS, the Village of Coal City (hereinafter, the "*Village*") is an Illinois municipal corporation organized and operated under the laws of the State of Illinois; and

WHEREAS, the Village is a non-home rule municipality and, as such, may exercise delegated statutory and Constitutional powers and such powers as are necessarily implied therefrom; and

WHEREAS, Public Act 101-0027 created the Cannabis Regulation and Tax Act (the "*Act*"), regulating the cultivation, sale, possession, and consumption of cannabis in Illinois; and

WHEREAS, the Act authorizes the sale and consumption of cannabis for recreational purposes throughout the State of Illinois; and

WHEREAS, the Village may not prohibit or regulate the use of cannabis except as otherwise provided in the Act; and

WHEREAS, the Act authorizes the Village to regulate adult-use cannabis businesses, such as dispensaries, cultivation centers, infusers, transporters, processors, and craft growers (collectively, "*Recreational Cannabis Business Establishments*"); and

WHEREAS, the Act authorizes the Village to enact reasonable zoning regulations regulating Recreational Cannabis Business Establishments as long as such regulations are not in conflict with the Act (410 ILCS 705/55-25(1)); and

WHEREAS, the Act allows the Village to enact ordinances governing the time, place, manner, and number of Recreational Cannabis Business Establishments, including minimum distance limitations between cannabis business establishments and locations the Village deems sensitive (410 ILCS 705/55-25(2)); and

WHEREAS, the Act expressly authorizes the Village to regulate Recreational Cannabis Business Establishments through the use of conditional use permits (410 ILCS 705/55-25(2)); and

WHEREAS, the Village has the authority to regulate the on-premises consumption of cannabis at or in a cannabis business establishment ((410 ILCS 705/55-25(3)); and

WHEREAS, the Act further authorizes the Village to enact ordinances to prohibit or significantly limit the location of a Recreational Cannabis Business Establishment (410 ILCS 705/55-25(5)); and

WHEREAS, Subsection 35-10(a)(8) of the Act requires state-licensed “infusers” producing cannabis-infused products to show compliance with local zoning; and

WHEREAS, the Village may enact reasonable zoning ordinances not in conflict with the Compassionate Use of Medical Cannabis Program Act and its rules regulating registered medical cannabis cultivation centers and medical cannabis dispensary organizations (410 ILCS 130/140); and

WHEREAS, pursuant to 65 ILCS 5/11-13-1 *et seq.*, the Village has enacted zoning regulations that have been codified in Chapter 156 of the Village Code (the “*Zoning Code*”); and

WHEREAS, the President and the Board of Trustees of the Village have determined that it is the best interest of the health, safety, and welfare of the Village and its residents to amend the Zoning Code to establish regulations for Recreational Cannabis Business Establishments as authorized by the Act (the “*Proposed Amendment*”); and,

WHEREAS, in accordance with Sections 156-27(E)(1)(a), 156-271, and 156-313(A)(1)(a) of the Zoning Code, the Proposed Amendment to the Zoning Code was referred to the Zoning Board of Appeals (“*ZBA*”) for a public hearing and recommendation thereon; and,

WHEREAS, pursuant to notice duly published, the ZBA conducted a public hearing on December 2, 2019, for the purpose of hearing and considering testimony on the Proposed Amendment; and

WHEREAS, at the conclusion of the public hearing, the ZBA recommended that the Village Board adopt the Proposed Amendment by a vote of 5-2; and

WHEREAS, the President and Board of Trustees of the Village (the "*Corporate Authorities*") desire to amend various provisions of the Zoning Code to regulate Recreational Cannabis Business Establishments as authorized by the Act; and

WHEREAS, the Corporate Authorities hereby make the findings of fact set forth hereinbelow and determine that, on balance, the Proposed Amendment satisfies the standards for a Zoning Code text amendment set forth in Table 26 to the Village Code, in that:

1. The uses designated as conditional uses in the Proposed Amendment are compatible with existing and permitted uses within the I-1 and I-2 zoning districts, and the Proposed Amendment will ensure that the Cannabis Business Establishment uses are clearly defined and regulated in such a manner so as to ensure that their operation is not determinantal to the health, safety, and welfare of the Village and its residents.
2. The uses designated as conditional uses in the Proposed Amendment are supported by and consistent with the trend of development in the I-1 and I-2 zoning districts.
3. The Proposed Amendment is consistent with the intent and objectives of the Comprehensive Plan insofar as it encourages economic development and diversification by attracting and developing new and emerging

businesses to and within the Village. Specifically, the Comprehensive Plan identifies Reed Road at I-55, the Spring Road corridor at I-55 as key areas for further industrial development (ppg. 4-9, 4-10, 10-1), envisions an expansion of industrial uses in the southernmost areas of the Village (pg. 4-13, 10-1), and identifies job creation and tax base expansion as critical economic development goals.

4. The Proposed Amendment addresses new Recreational Cannabis Business Establishments and medical cannabis dispensary uses within the marketplace and imposes regulations upon the operation of cannabis business establishments, such as distance restrictions from sensitive uses, that will ensure their operation is not detrimental to the health, safety, and welfare of the Village and its residents.
5. The Proposed Amendment's definitions, regulations and zoning treatment of Cannabis Business Establishments and medical cannabis dispensaries furthers the public interest by providing regulatory clarity and strict controls over where various types of Cannabis Business Establishments and medical cannabis dispensaries can be located within the Village as a means of limiting deleterious impacts on incompatible land uses.
6. The Proposed Amendment will not endanger the health, safety, comfort, convenience, and general welfare of the public because Cannabis Business Establishments and medical cannabis dispensaries are highly-regulated by the State of Illinois, and the Proposed Amendment requires

individuated review and conditional use approval in order for any such use to secure approval in a given location.

WHEREAS, the President and Board of Trustees have considered the recommendation of the ZBA and determined that it is in furtherance of the public health, safety and welfare and in the best interests of the Village and its residents to approve the Proposed Amendment as set forth in this Ordinance.

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of Coal City, Counties of Will and Grundy, Illinois, as follows:

SECTION 1. RECITALS. That the foregoing recitals shall be and are hereby incorporated into and made a part of this Ordinance as if fully set forth in this Section 1.

SECTION 2. AMENDMENTS TO TITLE 15, CHAPTER 156. Title 15 ("Land Usage"), Chapter 156 ("Zoning Code"), Section 156-3(B) ("Definitions") of the Coal City Village Code is hereby amended to add the following new defined terms, with all existing defined terms continuing in full force and effect as currently written unless expressly stated otherwise (additions **underlined in bold font**, deletions marked with strikethrough):

(Omitted text is unaffected by this ordinance)

156.3. Rules of interpretation; definitions.

B. Definitions. . . .

ADULT USE: Any commercial or recreational establishment which at all times excludes minors by virtue of age, including adult bookstores, adult motion-picture theaters, adult mini-motion-picture theaters, adult drive-in theaters, adult massage parlors, adult modeling studios, and eating and drinking places with sexually oriented entertainment. “Adult Use” does not include Recreational Cannabis Businesses or Medical Cannabis Dispensaries.

AGRICULTURE: The use of land for farming, dairying, pasturage, agriculture, horticulture, floriculture, viticulture, animal and poultry husbandry, and the necessary accessory uses for packing, treating, and storing the produce, but not including the commercial feeding of garbage or offal to swine or other animals; provided that the operation of accessory uses shall be secondary to that of normal agricultural activities. Unless such uses are specifically enumerated, “Agriculture” does not include Recreational Cannabis Businesses or Medical Cannabis Dispensaries.

CANNABIS: As defined in Section 1-10 of the Cannabis Regulation and Tax Act.

CANNABIS BUSINESS ESTABLISHMENT: A Recreational Cannabis Business Establishment, as defined herein, and a Medical Cannabis Dispensary, as defined herein,

CANNABIS BUSINESS ESTABLISHMENT, RECREATIONAL: A “cannabis business establishment”, “infuser organization” or “infuser”, as defined in Section 1-10 of the Cannabis Regulation and Tax Act, as amended from time to time, and such other cannabis business establishments authorized under that Act. “Cannabis Business Establishment, Recreational” shall alternately be referred to in this Chapter as “Recreational Cannabis Business Establishment”, which terms shall be interchangeable and have the same meaning.

CANNABIS CRAFT GROWER: A “craft grower” as defined in Section 1-10 of the Cannabis Regulation and Tax Act, as amended.

CANNABIS CULTIVATION CENTER: A “cultivation center” as defined in Section 1-10 of the Cannabis Regulation and Tax Act, as amended, or as defined in Section 1-10 of the Compassionate Use of Medical Cannabis Program Act , 410 ILCS 705/1-10, as amended.

CANNABIS DISPENSARY, MEDICAL. A facility operated by a registered “medical cannabis dispensing organization”, or “dispensing organization”, or “dispensary organization” as defined in Section 1-10 of the Compassionate Use of Medical Cannabis Program Act , 410 ILCS 705/1-10, as amended, that has not obtained an Early Approval Adult Use Dispensing Organization License. “Cannabis dispensary, medical” shall alternately be referred to in this Chapter as “Medical Cannabis Dispensary”, which terms shall be interchangeable and have the same meaning.

CANNABIS DISPENSARY, RECREATIONAL. A facility operated by a “dispensing organization” as defined in Section 1-10 of the Cannabis Regulation and Tax Act, as

amended, or a registered medical cannabis organization as defined in the Compassionate Use of Medical Cannabis Pilot Program Act or its successor Act that has obtained an Early Approval Adult Use Dispensing Organization License. "Cannabis dispensary, recreational" shall alternately be referred to in this Chapter as "Recreational Cannabis Dispensary", which terms shall be interchangeable and have the same meaning.

CANNABIS INFUSER: An "infuser organization" or "infuser" as defined in Section 1-10 of the Cannabis Regulation and Tax Act, as amended.

CANNABIS ON-PREMISES CONSUMPTION ESTABLISHMENT. A Cannabis Business Establishment or Medical Cannabis Dispensary or other entity that is authorized or permitted to allow the on-premises consumption of cannabis.

CANNABIS PROCESSER: A "processing organization" or "processor" as defined in Section 1-10 of the Cannabis Regulation and Tax Act, as amended.

CANNABIS REGULATION AND TAX ACT: 410 ILCS 705/1, et seq., as amended.

CANNABIS TRANSPORTER: A "transporting organization" or "transporter" as defined in Section 1-10 of the Cannabis Regulation and Tax Act, as amended.

CLINIC: A place for the care, diagnosis, and treatment of persons needing medical, dental, or surgical attention but where in-patient care is not provided. "Clinic" does not include Recreational Cannabis Businesses or Medical Cannabis Dispensaries.

CLUB, HEALTH: Any establishment providing physical culture or health services, including fitness clubs, racquetball or tennis clubs, reducing salons, tanning salons, or massage salons. "Club, Health" does not include Recreational Cannabis Businesses or Medical Cannabis Dispensaries.

INDUSTRY, HEAVY USES: Those industrial uses characterized by production of products which are either heavy in weight or in the processes leading to their production. Projects include the construction of large buildings, chemical plants and also the production of construction equipment such as cranes and bulldozers. Alternatively, heavy industry projects can be generalized as more capital-intensive or as requiring greater or more advanced resources, facilities or management. The term "heavy" refers to the fact that the items produced by heavy industry used to be products such as iron, coal, oil, ships, etc. Today, the reference also refers to industries that cause disruption to the environment in the form of pollution, deforestation, etc. Unless such uses are specifically enumerated, "Industry, Heavy Uses" does not include Recreational Cannabis Businesses or Medical Cannabis Dispensaries.

INDUSTRY, LIGHT USES: Those industrial uses characterized as lower in intensity, cleaner, and generally more compatible when located adjacent to commercial areas than are heavy manufacturing uses. This restrictive use is intended to permit only those light industrial and other uses that will not generate excessive noise, particulate matter, vibration, smoke, dust, gas, fumes, odors, radiation and other nuisance characteristics. Properties with this use shall be capable of

operation in such a manner as to control the external effects of the manufacturing process, such as odors, vibrations, emissions, or other nuisance characteristics through prevention or mitigation devices and conduct of operations within the confines of buildings. Unless such uses are specifically enumerated, "Industry, Light Uses" does not include Recreational Cannabis Businesses or Medical Cannabis Dispensaries.

MEDICAL CANNABIS DISPENSARY: See "Cannabis Dispensary, Medical."

RECREATIONAL CANNABIS BUSINESS ESTABLISHMENT: See "Cannabis Business Establishment, Recreational."

RECREATIONAL CANNABIS DISPENSARY: See "Cannabis Dispensary, Recreational."

SECTION 3. AMENDMENTS TO PERMITTED AND CONDITIONAL USES IN OFFICE AND INDUSTRIAL DISTRICTS. Title 15 ("Land Usage"), Chapter 156 ("Zoning Code"), Table 9 ("Permitted and Conditional Uses in Office and Industrial Districts") of the Coal City Village Code is hereby amended as set forth herein, with all existing portions of said Table 9 remaining in full force and effect as currently written unless expressly stated otherwise (additions underlined in bold font, deletions marked with strikethrough), subject to the renumbering of all listed uses in order to maintain alphabetical order:

A. . . .Group AA: Conditional Uses In I-1 Industrial District

...

(9) Cannabis Craft Grower¹

(10) Cannabis Cultivation Center¹

(11) Cannabis Dispensary, Medical¹

(12) Cannabis Infuser¹

(13) Cannabis Processer¹

(14) Cannabis Transporter¹

["Cargo containers, as defined in § 156-3, provided they meet the criteria set forth in Table 9A.", shall be renumbered from (9) to (15), with all subsequent uses renumbered accordingly.]

B. . . .Group CC: Conditional Uses In I-2 Industrial District

....
(2) Cannabis Craft Grower¹

(3) Cannabis Cultivation Center¹

(4) Cannabis Dispensary, Medical¹

(5) Cannabis Infuser¹

(6) Cannabis Processor¹

(7) Cannabis Transporter¹

["Cargo containers, as defined in § 156-3, provided they meet the criteria set forth in Table 9A.", shall be renumbered from (2) to (8), with all subsequent uses renumbered accordingly.]

¹ In addition to reviewing the characteristics of a proposed conditional use set forth in Section 156-233 and evaluating the proposed conditional use for satisfaction of the approval criteria set forth in Table 24, this use shall be subject to the additional regulations set forth in Section 156-237 of the Village Code.

SECTION 4. AMENDMENTS TO TABLE 30. Title 15 ("Land Usage"), Chapter 156 ("Zoning Code"), Table 30 ("Table of Uses Permitted by Zoning District") of the Coal City Village Code is hereby amended as set forth herein, with all existing portions of said Table 30

remaining in full force and effect as currently written subject to the following additions underlined in bold font:

<u>LAND USE</u>	<u>PERMITTED USE DISTRICTS</u>	<u>CONDITIONAL USE DISTRICTS</u>
<u>Cannabis Craft Grower</u> ¹		<u>I-1, I-2</u>
<u>Cannabis Cultivation Center</u> ¹		<u>I-1, I-2</u>
<u>Cannabis Dispensary, Medical</u> ¹		<u>I-1, I-2</u>
<u>Cannabis Infuser</u> ¹		<u>I-1, I-2</u>
<u>Cannabis Processor</u> ¹		<u>I-1, I-2</u>
<u>Cannabis Transporter</u> ¹		<u>I-1, I-2</u>

¹ In addition to reviewing the characteristics of a proposed conditional use set forth in Section 156-233 and evaluating the proposed conditional use for satisfaction of the approval criteria set forth in Table 24, this use shall be subject to the additional regulations set forth in Section 156-237 of the Village Code.

SECTION 5. AMENDMENTS TO SECTION 156-8. Title 15 (“Land Usage”), Chapter 156 (“Zoning Code”), Section 158-8 (“Allowable Uses”) of the Coal City Village Code is hereby amended as set forth herein (additions underlined in bold font, deletions marked with strikethrough):

§ 156-8 Allowable and Prohibited Uses.

Unlisted uses are prohibited. The explicit listing of a particular use as being “prohibited” or “not permitted” in this Chapter are for convenience only and shall not be

construed to permit other unlisted uses by inference. Only the following uses of land, buildings, or structures are allowed in the Village:

A. Uses lawfully established on the effective date of this chapter.

B. Uses which:

(1) Had a building permit lawfully issued prior to the effective date of this chapter;

(2) Began construction within six months of such date, which construction was diligently prosecuted to completion; and

(3) Are constructed and occupied in conformance with the plans that were the basis for the issuance of the permit.

C. Permitted uses in the applicable zoning districts, subject to the conditions and requirements herein.

D. Conditional uses in the applicable zoning districts, subject to the approval of a conditional use permit and other conditions and requirements herein.

E. Temporary uses subject to the provisions herein.

SECTION 6. Title 15 ("Land Usage"), Chapter 156 ("Zoning Code") of the Coal City Village Code is hereby amended to add new Section 156-237 as set forth herein (additions underlined in bold font, deletions marked with strikethrough):

Section 156-237. Additional Regulations for Recreational Cannabis Business Establishments and Medical Cannabis Dispensaries.

A. In addition to the requirements set forth in the remainder of Article XI (“Conditional Uses”) relating to applications for a conditional use permit, an applicant for conditional use approval of a Recreational Cannabis Business Establishment must submit all of the following information and documentation in its application for a conditional use permit for evaluation:

1. A complete copy of all applications and plans submitted for required State licenses;
2. Satisfactory proof that all required State licenses have been approved;
3. Proposed hours of operation;
4. An odor control plan;
5. A security plan describing how the Recreational Cannabis Business Establishment will provide security for its customers and employees;
6. An inventory control plan to prevent diversion, theft or loss of cannabis on premises and during delivery;
7. A floor plan detailing the location, layout, floor area, name and function of each room, including, without limitation, restricted or limited access areas;
8. A plan for the recycling and destruction of cannabis waste;
9. A map of the surrounding area depicting that no part of the property on which the Recreational Cannabis Business Establishment will be located is within a prohibited distance from the property line of an existing public or private nursery school, preschool, elementary, secondary school or other educational institution as defined in Section 156-3 of the Village Code, day care center, day care home, group day care home, part-day child care facility, residential care home, philanthropic and charitable institution as defined in Section 156-3 of the Village Code, recreational institution as defined in Section 156-3 of the Village Code, religious institution as defined in Section 156-3 of the Village Code, public park, or property zoned or used for residential purposes; or within a prohibited distance from any zoning district enumerated in Section 156-237(C);
10. A site plan detailing that the location is sufficient in size, utility infrastructure, including power allocation and lighting, parking, product handling and storage; and

11. An affidavit attesting that the proposed Recreational Cannabis Business is in full compliance with and, shall at all relevant times, remain in compliance with the Cannabis Regulation and Tax Act and administrative rules promulgated thereunder, as amended.

B. Medical Cannabis Dispensary. In addition to the requirements set forth in the remainder of Article XI (“Conditional Uses”) relating to applications for a conditional use permit, an applicant for conditional use approval of a Medical Cannabis Dispensary must submit all of the information and documentation described in Subsection 156-237(A) of the Village Code in its application for a conditional use permit for evaluation (the required area map should be modified to reflect the distance restrictions pertaining to Medical Cannabis Dispensaries), plus the following additional information and documentation:

1. An affidavit attesting that the proposed Medical Cannabis Dispensary is in full compliance with and, shall at all relevant times, remain in compliance with the Compassionate Use of Medical Cannabis Program Act and administrative rules promulgated thereunder, as amended.
2. A description of any additional training and education that will be provided to the proposed Medical Cannabis Dispensary agents.
3. A traffic study.
4. Data projecting the anticipated vehicle parking demand generated by the proposed facility including, without limitation, the number of available parking spaces and the peak number of employees at the facility at any one time.

C. Recreational Cannabis Business Establishment Location Restrictions. Recreational Cannabis Business Establishments must comply with all applicable rules and regulations enacted by the State of Illinois, including licensing, registration, security and minimum distance requirements. When such State regulations are amended, such

regulations shall control over this ordinance. In addition to any minimum distance requirements established by State law, Recreational Cannabis Business Establishments must maintain minimum spacing of 1,500 feet (measured property line to property line) from the property line of a pre-existing public or private nursery school, preschool, elementary, secondary school or other educational institution as defined in Section 156-3 of the Village Code, day care center, day care home, group day care home, part-day child care facility, residential care home, philanthropic and charitable institution as defined in Section 156-3 of the Village Code, recreational institution as defined in Section 156-3 of the Village Code, religious institution as defined in Section 156-3 of the Village Code, public park, or property zoned or used for residential purposes. In addition, a Recreational Cannabis Business Establishment may not be located within 800 feet of the property line of a property zoned in the following zoning districts:

- RS-1 Low-Density Single-Family Residential District
- RS-2 Medium-Density Single-Family Residential District
- RS-3 Medium-High-Density Single-Family Residential District
- RA-1 Attached Residential District
- RA-2 Attached Residential District 2
- RM-1 Low-Density Multifamily Residential District
- RM-2 High-Density Multifamily Residential District
- RM-3 High-Density Multifamily Mobile Home
- RB Residential-Business

- C-1 Convenience Commercial District
- C-2 Neighborhood Commercial District
- C-3 Community Commercial District
- C-4 Downtown Commercial District
- C-5 Highway Commercial District

- O-1 Local Office District
- O-2 Office Park District
- A Agricultural District
- AR Agricultural-Residential District

D. Additional Recreational Cannabis Business Regulations. In addition to all other required conditional use conditions, Recreational Cannabis Businesses must comply with the following conditions:

1. At all times, a Recreational Cannabis Business shall be in full compliance with the Cannabis Regulation and Tax Act and administrative rules promulgated thereunder, as amended.
2. The development, use, operation, and maintenance of the cannabis business establishment will be in substantial compliance with all application documents and plans, except for minor changes and site work approved by the Zoning Administrator in accordance with all applicable Village rules, regulations, and ordinances.

3. All parking lots and service areas serving Recreational Cannabis Businesses shall be lit in such a manner and during such hours as may be deemed necessary by the Village to protect employees and visitors.
4. Emergency vehicles, including, without limitation, police vehicles, shall at all times have unobstructed access to all sides of a structure containing a Recreational Cannabis Business.
5. In addition to all state-imposed security requirements, the Village may require a Recreational Cannabis Business Establishment to provide sufficient additional safeguards in response to any special security concerns.
6. All Recreational Cannabis Business Establishments must comply with all state, county, and Village regulations governing cannabis waste.
7. Unless otherwise prescribed by state law, the Board of Trustees may impose hours of operation for a Recreational Cannabis Business Establishment as a condition of any zoning certificate to reduce conflicts with surrounding land uses.
8. Recreational Cannabis Business Establishments may not have a drive-through service.
9. No Recreational Cannabis Business Establishment may allow the smoking, inhalation, or consumption of cannabis on the property or parking area in any form. A sign, at least 8.5 by 11 inches, shall be posted inside the cannabis business establishment in a conspicuous place and visible to patrons and shall include the following language: "Smoking, eating, drinking or

other forms of consumption of cannabis products is prohibited on the premises of this establishment.”

10. Recreational Cannabis Business Establishments shall be subject to random and unannounced inspections by local law enforcement and inspections when reasonable cause to believe a violation of a Village ordinance exists.

11. A Recreational Cannabis Business Establishment shall be deemed to be an industrial manufacturing, research, or testing facility use for the limited purpose of establishing the minimum number of off-street parking spaces as set forth in Table 13 of the Village Zoning Code.

12. A Recreational Cannabis Business Establishment may only be permitted as a principal use and shall not be authorized as an accessory or temporary use.

13. The maximum number of Recreational Cannabis Business Establishments or any particular type(s) of Recreational Cannabis Business Establishments allowed to operate within the Village may be established by ordinance duly adopted by the Board of Trustees.

E. Medical Cannabis Dispensaries must comply with all applicable rules and regulations enacted by the State of Illinois, including licensing, registration and security requirements and location requirements, including without limitation: (i) minimum spacing of 1,000 feet from a property line of a pre-existing public or private preschool or elementary or secondary school or day care center, day care home, group day care home, or part day child care facility; and cannot be located (ii) in a home, apartment, or condominium; (iii) on a property zoned for residential use; and (iv) in an office space with a physician. In addition to any minimum distance requirements established by State law,

Medical Cannabis Dispensaries must maintain minimum spacing of 1,000 feet (measured property line to property line) from the property line of other incompatible, pre-existing land uses as follows: an educational institution as defined in Section 156-3 of the Village Code, residential care home, philanthropic and charitable institution as defined in Section 156-3 of the Village Code, recreational institution as defined in Section 156-3 of the Village Code, religious institution as defined in Section 156-3 of the Village Code, public park, or property zoned or used for residential purposes. In addition to the foregoing, a Medical Cannabis Dispensary may not be located within 800 feet from the property line of a property zoned in the following zoning districts:

- RS-1 Low-Density Single-Family Residential District
- RS-2 Medium-Density Single-Family Residential District
- RS-3 Medium-High-Density Single-Family Residential District
- RA-1 Attached Residential District
- RA-2 Attached Residential District 2
- RM-1 Low-Density Multifamily Residential District
- RM-2 High-Density Multifamily Residential District
- RM-3 High-Density Multifamily Mobile Home
- RB Residential-Business

- C-1 Convenience Commercial District
- C-2 Neighborhood Commercial District
- C-3 Community Commercial District

- C-4 Downtown Commercial District
- C-5 Highway Commercial District
- O-1 Local Office District
- O-2 Office Park District
- A Agricultural District
- AR Agricultural-Residential District

F. Additional Medical Cannabis Dispensary Regulations. In addition to all other required conditional use conditions, Medical Cannabis Dispensaries must comply with the following conditions:

1. At all times, a Medical Cannabis Dispensary shall be in full compliance with the Compassionate Use of Medical Cannabis Program Act and administrative rules promulgated thereunder, as amended from time to time.
2. The development, use, operation, and maintenance of the Medical Cannabis Dispensary shall be in substantial compliance with all application documents and plans, except for minor changes and site work as may be approved by the Zoning Administrator in accordance with all applicable Village rules, regulations, and ordinances.
3. All parking lots and service areas serving Medical Cannabis Dispensaries shall be lit in such a manner and during such hours as may be

deemed necessary by the Village to protect employees, customers, and visitors.

4. Emergency vehicles, including, without limitation, police vehicles, shall at all times have unobstructed access to all sides of a structure containing a Medical Cannabis Dispensary.
5. Drive-through Medical Cannabis Dispensaries are prohibited.
6. Medical cannabis, medical cannabis infused products, medical cannabis paraphernalia, or similar products shall not be displayed for public view from the exterior of the Medical Cannabis Dispensary.
7. Consumption of cannabis in any form, including without limitation, smoking, inhalation, or consumption, on the property or parking area of a Medical Cannabis Dispensary is prohibited. A sign, at least 8.5 by 11 inches, shall be posted inside the cannabis business establishment in a conspicuous place and visible to patrons and shall include the following language: "Smoking, eating, drinking or other forms of consumption of cannabis products is prohibited on the premises of this establishment."
8. Medical Cannabis Dispensaries shall be subject to random and unannounced inspections by local law enforcement and inspections when reasonable cause to believe a violation of a Village ordinance exists.
9. Unless otherwise prescribed by state law, the Board of Trustees may impose hours of operation for a Medical Cannabis Dispensary as a condition of any zoning certificate to reduce conflicts with surrounding land uses.
10. A current, valid copy of the Medical Cannabis Dispensary Organization's registration with the Department of Financial and

Professional Regulation shall be submitted to the Coal City Police Department at all times.

11. Notwithstanding any other Village Code provision to the contrary, the sale of paraphernalia that is directly used for the consumption of medical cannabis in a Medical Cannabis Dispensary shall be permitted. The sale of any paraphernalia not directly required for the consumption of medical cannabis in a Medical Cannabis Dispensary is prohibited.

12. All trash containers shall be located entirely within the interior of the primary structure to prevent uncontrolled access from the building's exterior, except for routine disposal of trash containers.

13. A Medical Cannabis Dispensary shall be deemed to be a medical clinic use for the limited purpose of establishing the minimum number of off-street parking spaces as set forth in Table 13 of the Village Zoning Code.

14. A Medical Cannabis Dispensary may only be permitted as a principal use and shall not be authorized as an accessory or temporary use.

15. The maximum number of Medical Cannabis Dispensary(ies) allowed to operate within the Village may be established by ordinance duly adopted by the Board of Trustees.

SECTION 7. RESOLUTION OF CONFLICTS.

All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

SECTION 8. SAVING CLAUSE.

If any section, paragraph, clause, or provision of this Ordinance shall be held invalid, the invalidity thereof shall not affect any of the other provisions of this Ordinance, which are hereby declared to be separable.

SECTION 9. EFFECTIVE DATE. This Ordinance shall be in full force and effect from and after its passage, approval, and publication in pamphlet form in the manner provided by law.

SO ORDAINED this _____ day of _____, 2019, at Coal City, Grundy and Will Counties, Illinois.

AYES:

ABSENT:

NAYS:

ABSTAIN:

VILLAGE OF COAL CITY

Terry Halliday, President

Attest:

Pamela M. Noffsinger, Clerk

MEMO

TO: Mayor Halliday and the Board of Trustees

FROM: Matthew T. Fritz
Village Administrator

MEETING

DATE: December 11, 2019

RE: ANNUAL WORKERS' COMPENSATION AND LIABILITY INSURANCE RENEWAL

Each year, the Village purchases liability insurance as well as workers' compensation insurance to guard against the out-of-pocket costs of potential claims against the Village due to its operations and to protect the property including buildings and equipment. Much like homeowner's insurance, as the policy is utilized to payout for damages more frequently the cost of renewal increases. Coal City is seeing its largest increase since the inception of the pool with this year's increase of 5.4%. This is in large part due to increased replacement values and the reoccurring weather-related losses from lightning and storms. Due to Coal City's status as being an initial member, the Insured But Not Reported (IBNR) for each coverage year is evaluated and IMIC has declared a surplus resulting in Coal City receiving \$7,357 this year. This represents the second payment from the 2014 coverage year as well as the first for the 2015 coverage year.

As a reminder to the Board, Coal City entered into the Illinois Municipal Insurance Cooperative (IMIC), which carried an initial membership requirement of 3 years. Since its inception, the group has grown as other municipalities attempt to identify means of controlling the cost for these necessary coverages. Each of the members contributing to a loss fund spreads the liability across a larger number of communities and limits the liability of each member retaining only a portion of the total claims to be paid out from IMIC assets (self-insured retention). To date, claims have mainly been paid from the self-insured retention; some, including the Village's tornado experience, exceeded \$50,000 and utilized the first layer of excess liability coverage (insurance purchased to cover claims exceeding \$50,000 up to \$2 million). *Due to the past success of IMIC, the entire group is enjoying annual reliable renewals that include lower rates and more coverage. The Workers Compensation coverage provided by IPRF is one whole renewal saving each of the members thousands of dollars.* In order to keep rates low on an annual basis, the self-insured retention layer has increased from \$50,000 upwards to \$100,000 utilizing the reserves that have been built up since the program's inception. Using reserves to combat risk lowers the annual premiums to be paid.

Coal City's renewal is listed below. The specific coverages for each of the policies are provided for your review. Gallagher has provided fully bounded insurance renewal documentation, however, summaries have been provided. Coal City continues to be a leader within the consortium with its risk assessment and continued training for all of the Village's employees – this due to the focus of the Department Heads and participation of the Safety Committee. This past year the Public Works Department began a stretching program that spends time each

morning attempting to eliminate the strains and twists that often come with the physical labor associated with Public Works duties. Coal City's training risk and safety training outstrips most of the other municipalities. This approach is being embraced with Loss Control across the entire municipal group for the upcoming year

<u>Coverage</u>	<u>Expiring Premium</u>	<u>Next Year's Premium</u>
Workers Compensation	\$77,372	\$75,257
Liability	<u>154,438</u>	<u>168,928</u>
	\$231,810	\$244,185

Due to the Village's membership within IMIC, the cooperative has agreed upon the rates set for each of its member municipalities.

Recommendation:

Renew the Workers' Compensation Coverage and Liability insurance coverages with IMIC, as outlined for 2020 with a total liability of \$244,185.

Coal City Police Department
Weekly Summary of Activities
Thursday 11-21-19 – Wednesday 11-27-19

During this period, there were 45 calls for service, 22 verbal warnings and 0 assist Grundy County Sheriff's Dept.

Significant Incidents

11-21-19 at 3:27 PM, SRO Imhof responded to a fight in the high school restroom between two 15-year-old males. The two males did not have a good relationship and has been texting about fighting each other. During the fight on of the male resisted and tried not to engage with the other male. The offender was then taken to the police department to be released into his parent's custody. A juvenile referral for battery was forwarded to juvenile probation.

11-24-19 at 3:21 PM, police responded to an E. 2nd St. for a verbal domestic disturbance between a 14-year-old female and her legal guardian. The complainant stated the juvenile wanted to leave with her grandmother for a few days to cool off and the guardian was not allowing her to leave. Police were able to resolve this incident when the guardian agreed to let the grandmother take her for as few days.

Arrest Incident

Predatory Criminal Sexual Assault of a Child	1
Aggravating Fleeing & Eluding Police	1
Improper Lane Usage	2
D.U.I. – Alcohol	2
Disobeying a Traffic Control Device	2
Speeding	1
Graduate Driver's License – Passengers	1
Failure to reduce speed to avoid an accident	1
Expired Registration	1
Revoked D.L.	1

Coal City Police Department
Weekly Summary of Activities
Thursday 11-28-19 – Wednesday 12-04-19

During this period, there were 45 calls for service, 22 verbal warnings and 0 assist Grundy County Sheriff's Dept.

Significant Incidents

12-01-19 at 12:46 PM, Police responded to the police department for a violation of an Order of protection report. The complainant had a current Order of Protection against his ex-girlfriend. The complainant showed police texts from November 27. A copy of this report was forwarded to the States Attorney for their review of possible charges.

12-03-19 at 6:22 PM, police responded to the Coal City Middle School for a burglary from a motor vehicle. The owner of the vehicle stated she had dropped her son off and was in the school for approximately 20 minutes. Police observed the passenger side window was broken and her purse was gone. Police were able to view the surveillance camera, put out a crime stoppers release and are continuing to investigate this incident.

Arrest Incident

Speeding	3
Leaving the Scene Accident	1
Failure to give Info. After an accident	1
Failure to report an Accident	1
Failure to reduce speed to avoid an accident	1
Improper Lane Usage	1
Operating an Uninsured Motor Vehicle	4
Possession of Cannabis 100 – 500 grs	1
Cannabis with the Intent to Deliver	1

2019 TOTAL CALLS

	JAN.	FEB.	MARCH	APRIL	MAY	JUNE	JULY	AUG.	SEPT.	OCT.	NOV.	DEC.	TOTALS
CLARK	5	4	10	4	4	23	10	5	7		2		74
DILLON	95	107	124	107	77	52	50	47	56	53	22		790
HARSEIM	57	41	35	38	19	30	52	46	39	33	38		428
IMHOF	30	5	39	11	11	96	37	28	16	2	4		279
JONES	107	106	29	66	120	35	58	126	133	103	66		949
KASHER	138	74	185	90	50	28	66	81	69	54	75		910
LOGAN	44	20	34	25	34	2			1	2	46		208
MAZZONE		120	146	102	118	120	153	71	98	82	76		1086
MORAN	89	59	54	66	25	67	56	47	49	54	64		630
ROTH	213	220	247	162	167	153	103	161	136	166	112		1840
SASSENGER				9	111	119	108	90	119	119	74		749
BRILEY													
BUTTERFIELD			4		1		2		5				12
PAQUETTE						1	2						3
ROACH										3			3
SHUGART	17	15	24	28	21	10	3						118
TOTAL	795	771	931	708	758	736	700	702	728	671	579		8079

2019 CALL REQUIRING A REPORT

	JAN.	FEB.	MARCH	APRIL	MAY	JUNE	JULY	AUG.	SEPT.	OCT.	NOV.	DEC.	TOTALS
CLARK	4	3	5	2	2	16	6	3	4		1		46
DILLON	17	18	21	24	16	25	20	17	24	15	9		206
HARSEIM	31	25	15	18	8	19	23	19	16	17	22		213
IMHOF	15	1	20	7	6	50	14	13	6	1	3		136
JONES	55	54	15	26	43	17	34	50	68	50	28		440
KASHER	17	15	25	18	13	15	31	41	40	30	37		282
LOGAN	25	16	24	19	19	2			1	1	31		138
MAZZONE		25	38	36	41	38	49	23	42	44	45		381
MORAN	58	34	28	40	46	31	31	23	28	42	44		405
ROTH	28	27	44	31	45	26	31	44	40	50	40		406
SASSENGER				6	41	44	42	38	44	43	24		282
BRILEY													
BUTTERFIELD			2		1		2		3				8
PAQUETTE						1	1						2
ROACH										2			2
SHUGART	14	11	17	15	14	7	7						85
TOTAL	264	229	254	242	295	291	291	271	316	295	284		3032

2019 DISPATCHED CALLS

	JAN.	FEB.	MARCH	APRIL	MAY	JUNE	JULY	AUG.	SEPT.	OCT.	NOV.	DEC.	TOTALS
CLARK		3	2	3	1	10	3	2	3		1		28
DILLON	17	13	13	17	9	11	9	9	16	8	7		129
HARSEIM	23	17	11	13	8	10	18	12	10	13	26		161
IMHOF	9	3	12	7	4	37	20	11	4		2		109
JONES	42	35	10	18	36	7	15	27	46	37	22		295
KASHER	12	8	14	10	8	7	9	25	24	16	12		145
LOGAN	23	14	19	17	18	1			1	1	21		115
MAZZONE		20	38	30	34	27	46	18	28	21	28		290
MORAN	34	97	10	23	23	16	18	13	22	21	21		298
ROTH	23	20	37	17	28	18	19	27	26	39	30		284
SASSENGER				4	30	28	54	28	44	34	24		246
BRILEY													
BUTTERFIELD			3		1		5		5				14
PAQUETTE							1						1
ROACH										2			2
SHUGART	5	5	9	9	13	3	5						49
TOTAL	188	235	178	168	213	175	222	172	229	192	194		2166

2019 CRIMINAL CHARGES

	JAN.	FEB.	MARCH	APRIL	MAY	JUNE	JULY	AUG.	SEPT.	OCT.	NOV.	DEC.	TOTALS
CLARK						1							1
DILLON	1	1											2
HARSEIM	1	1		1	1				1	1	1		7
IMHOF	1												1
JONES		1		2	1	1	2	2	1	5	1		16
KASHER	1												1
LOGAN			1										1
MAZZONE			2		1	2	2						7
MORAN	1	1		2	2	1	1			1	2		11
ROTH	1	2	1	5	1	3	1	1	1	1	5		22
SASSENGER					4	3	2	3	1	1	1		15
BRILEY													
BUTTERFIELD													
PAQUETTE													
ROACH													
SHUGART		1											1
TOTAL	6	7	4	10	10	11	8	6	4	9	10		85

2019 TRAFFIC CITATIONS

	JAN.	FEB.	MARCH	APRIL	MAY	JUNE	JULY	AUG.	SEPT.	OCT.	NOV.	DEC.	TOTALS
CLARK													
DILLON								3	1				4
HARSEIM	2			1	1		1						5
IMHOF	5		5	1	1	6	6		1				25
JONES	15	26	8	20	18	11	20	28	33	16	16		211
KASHER			1				1	2			1		5
LOGAN		1			2						3		6
MAZZONE			12	4	2	4	5	1	1	9	2		40
MORAN	13	12	16	17	14	9	10	6		8	13		118
ROTH	3	3	2	6	3	3	3	4		2	10		39
SASSENGER					8	15	9	18	7	12	5		74
BRILEY													
BUTTERFIELD													
PAQUETTE													
ROACH													
SHUGART													
TOTAL	38	42	44	49	49	48	55	62	43	47	50		527

2019 TRAFFIC CRASHES

	JAN.	FEB.	MARCH	APRIL	MAY	JUNE	JULY	AUG.	SEPT.	OCT.	NOV.	DEC.	TOTALS
CLARK								1					1
DILLON						1	1		1				5
HARSEIM	1				1				1				2
IMHOF	1								1				19
JONES	2	2			2		1	3	5	2	2		5
KASHER	1		1				1	1			1		5
LOGAN	1	1		1	1						1		5
MAZZONE					1		1		1	3			6
MORAN	5	2		1	1				1	2	2		14
ROTH	1	1	1				1	2		1	2		9
SASSENGER						1	2	1	4	2	1		11
BRILEY													
BUTTERFIELD			2										2
PAQUETTE													
ROACH													
SHUGART				1		1							2
TOTAL	12	6	4	3	6	3	7	8	13	10	9		81

2019 D.U.I.

	JAN.	FEB.	MARCH	APRIL	MAY	JUNE	JULY	AUG.	SEPT.	OCT.	NOV.	DEC.	TOTALS
CLARK													
DILLON													
HARSEIM													1
IMHOF	1										1		1
JONES													
KASHER													
LOGAN													1
MAZZONE						1							
MORAN							1				1		2
ROTH											1		1
SASSENGER													
BRILEY													
BUTTERFIELD													
PAQUETTE													
ROACH													
SHUGART													
TOTAL	1	0	0	0	0	1	1	0	0	0	3		6

2019 P-TICKETS

	JAN.	FEB.	MARCH	APRIL	MAY	JUNE	JULY	AUG.	SEPT.	OCT.	NOV.	DEC.	TOTALS
CLARK									1				1
DILLON							1						1
HARSEIMI													
IMHOF													4
JONES		2			2								2
KASHER		1						1					
LOGAN													
MAZZONE									3				3
MORAN			1		3	3	1	2			1		11
ROTH	1			1				1	3	2	2		10
SASSENGER						1			1				2
BRILEY													
BUTTERFIELD													
PAQUETTE													
ROACH													
SHUGART													
TOTAL	1	3	1	1	6	4	2	4	8	2	3		35

2019 VERBAL WARNINGS

	JAN.	FEB.	MARCH	APRIL	MAY	JUNE	JULY	AUG.	SEPT.	OCT.	NOV.	DEC.	TOTALS
CLARK			2	1			1						4
DILLON	1	1		5	6		8	2	1	3			27
HARSEIM		3	2	3	1	2	1	5	1	1	2		16
IMHOF	1	1	4	1		18	11	5	4		1		46
JONES	28	32	5	26	41	9	12	43	27	33	17		273
KASHER		2	8	7	1	3	4	1	6	2	10		44
LOGAN		1	2		5						4		12
MAZZONE		8	18	29	11	18	12	10	12	14	7		139
MORAN	10	8	10	11	7	4	3	5		2	3		63
ROTH	12	27	23	15	24	29	13	20	14	13	10		200
SASSENGER					7	31	35	20	28	43	21		185
11/20/2019													
BRILEY													
BUTTERFIELD													
PAQUETTE													
ROACH													
SHUGART				1									1
TOTAL	52	83	74	99	103	114	100	111	93	111	75		1010