

MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF DES PLAINES, ILLINOIS HELD IN THE ELEANOR ROHRBACH MEMORIAL COUNCIL CHAMBERS, DES PLAINES CIVIC CENTER, MONDAY, APRIL 15, 2024

CALL TO ORDER

The regular meeting of the City Council of the City of Des Plaines, Illinois, was called to order by Alderman Brookman at 6:30 p.m. in the Eleanor Rohrbach Memorial Council Chambers, Des Plaines Civic Center on Monday, April 15, 2024.

ROLL CALL

Roll call indicated the following Aldermen present: Oskerka, Sayad, Brookman, Walsten, Charewicz. Absent: Lysakowski, Moylan, Smith; Mayor Goczkowski. A quorum was present.

CLOSED SESSION

Moved by Oskerka, seconded by Walsten, to convene into Closed Session under the following sections of the Open Meetings Act – Pending Litigation, Acquisition of Property, and Probable & Imminent Litigation.

Upon roll call, the vote was:

AYES: 5 - Oskerka, Sayad, Brookman,
Walsten, Charewicz

NAYS: 0 - None

ABSENT: 3 - Lysakowski, Moylan, Smith

Motion declared unanimously carried.

*Mayor Goczkowski entered the meeting at 6:31 p.m.

The City Council recessed at 6:32 p.m.

The City Council reconvened at 7:03 p.m.

Roll call indicated the following Alderman present: Moylan, Oskerka, Sayad, Brookman, Walsten, Charewicz. Absent: Lysakowski, Smith. A quorum was present.

Also present were: City Manager Wisniewski, Acting Director of Finance Podbial, Assistant Director of Public Works and Engineering Watkins, Director of Community and Economic Development Rogers, Deputy Fire Chief Matzl, Police Chief Anderson, and General Counsel Friedman.

PRAYER AND PLEDGE

The prayer and the Pledge of Allegiance to the Flag of the United States of America were offered by Alderman Oskerka.

PROCLAMATION

City Clerk Mastalski read a proclamation by Mayor Goczkowski declaring April 24, 2024 as Administrative Professionals Day.

ALDERMAN ANNOUNCEMENTS

Alderman Sayad stated he is hosting a ward meeting on May 23rd at 7:00 p.m. at the Golf Road Baptist Church. He also stated on April 19th from 6:00 p.m. to 11:30 p.m. at Rivers Casino the Des Plaines Chamber is hosting the Bubbles and Corks gala. He also mentioned on April 27th St. Zachary is hosting the Green and Gold gala. Lastly, he thanked Chris Pesche and congratulated Pesche's Flowers on celebrating their hundredth year; wishing them another hundred years.

Alderman Walsten stated he is hosting a ward meeting on May 23rd at 7:00 p.m. at Arndt Park Fieldhouse. He mentioned he attended an event this past Saturday hosted by Clean Up Give Back to clean the area of Axehead Lake. He stated there is a function at Arndt Park on Saturday, April 20th regarding sustainability, and on Wednesday, April 17th at 11:30 a.m. is another sustainability get together at the Izaak Walton League.

Alderman Charewicz stated the next eighth ward meeting will be June 4th. He also mentioned the clean-up at Axehead Lake, and thanked Donna Adams for organizing the event. He stated on April 25th at 6:30 p.m. at Lakeview Center, State Representative Michelle Mussman is having a town hall meeting.

**MAYORAL
ANNOUNCEMENTS**

Mayor Goczkowski echoed all of the good words for Chris Pesche and Pesche’s operation; mentioning that the institution is fundamental to the City. He complimented the Clean Up Give Back event, but also mentioned that his son got a tick while there. He encouraged everyone to check themselves, their pets, and their kids for ticks this summer. He also stated that registration is now open for the citywide garage sale on May 3rd through May 5th; further information can be found online.

**MANAGER’S
REPORT**

City Manager Wisniewski acknowledged the administrative professionals who work for the City.

Mayor Goczkowski suggested cancelling the July 1, 2024, City Council meeting since generally the first meeting in July has been cancelled in the past.

*Without objection, the City Council meeting of July 1, 2024, was cancelled.

CONSENT AGENDA

Moved by Brookman, seconded by Oskerka, to Establish the Consent Agenda.

Upon voice vote, the vote was:

AYES: 6 - Moylan, Oskerka, Sayad,
Brookman, Walsten, Charewicz

NAYS: 0 - None

ABSENT: 2 - Lysakowski, Smith

Motion declared carried.

Moved by Brookman, seconded by Walsten, to Approve the Consent Agenda.

Upon roll call, the vote was:

AYES: 6 - Moylan, Oskerka, Sayad,
Brookman, Walsten, Charewicz

NAYS: 0 - None

ABSENT: 2 - Lysakowski, Smith

Motion declared carried.

Minutes were approved; Ordinance M-6-24, M-7-24 were approved; Resolutions R-82-24, R-83-24, R-86-24, R-87-24, R-90-24, R-91-24 were adopted.

**AUTH DISP/ SUR PER
PROP/ CITY OWNED**
Consent Agenda

Moved by Brookman, seconded by Walsten, to Approve First Reading of Ordinance M-6-24, AN ORDINANCE AUTHORIZING THE DISPOSITION OF SURPLUS PERSONAL PROPERTY OWNED BY THE CITY OF DES PLAINES. Motion declared carried as approved unanimously under Consent Agenda.

**Ordinance
M-6-24**

**AMD CITY CODE/ CL
E LIQ LIC**
Consent Agenda

Moved by Brookman, seconded by Walsten, to Approve First Reading of Ordinance M-7-24, AN ORDINANCE AMENDING THE CITY CODE TO ADD ONE CLASS “E” LIQUOR LICENSE. Motion declared carried as approved unanimously under Consent Agenda.

**Ordinance
M-7-24**

**APPROVE AGRMT/
NWC EMER WTR
SUPP PROJ/ JOHN
NERI CONST**
Consent Agenda

Moved by Brookman, seconded by Walsten, to Approve Resolution R-82-24, A RESOLUTION APPROVING AN AGREEMENT WITH JOHN NERI CONSTRUCTION CO., INC. FOR THE NORTHWEST WATER COMMISSION EMERGENCY WATER SUPPLY PROJECT. Motion declared carried as approved unanimously under Consent Agenda.

**Resolution
R-82-24**

**APPROVE TO 37/
PROF ELEC SVCS/
ARGON ELEC**
Consent Agenda

Moved by Brookman, seconded by Walsten, to Approve Resolution R-83-24, A RESOLUTION APPROVING TASK ORDER NO. 37 UNDER A MASTER CONTRACT WITH ARGON ELECTRIC COMPANY, INC. FOR PROFESSIONAL ELECTRICAL SERVICES. Motion declared carried as approved unanimously under Consent Agenda.

**Resolution
R-83-24**

**APPROVE MSTR
CONTR/ PROF ENG
SVCS/ STANTEC**
Consent Agenda

Moved by Brookman, seconded by Walsten, to Approve Resolution R-86-24 A RESOLUTION APPROVING A MASTER CONTRACT WITH STANTEC CONSULTING SERVICES, INC. FOR PROFESSIONAL ENGINEERING SERVICES. Motion declared carried as approved unanimously under Consent Agenda.

**Resolution
R-86-24**

**APPROVE AGRMT/
PURCH FIRE HYD/
CORE AND MAIN**
Consent Agenda

Moved by Brookman, seconded by Walsten, to Approve Resolution R-87-24, A RESOLUTION APPROVING AN AGREEMENT WITH CORE AND MAIN, LP. FOR THE PURCHASE OF MUELLER FIRE HYDRANTS. Motion declared carried as approved. unanimously under Consent Agenda.

**Resolution
R-87-24**

**APPROVE CHG ORD
2/ LEAD SVC LINE &
WTR MAIN RPL /
JOHN NERI**
Consent Agenda

Moved by Brookman, seconded by Walsten, to Approve Resolution R-90-24, A RESOLUTION APPROVING CHANGE ORDER NO. 2 WITH JOHN NERI CONSTRUCTION, INC. FOR ADDITIONAL RESOURCES FOR LEAD SERVICE LINE REPLACEMENTS AND EMERGENCY WATER MAIN REPLACEMENT ON ELMHURST ROAD. Motion declared carried as approved unanimously under Consent Agenda.

**Resolution
R-90-24**

**RESC R-75-24/ COMP
& EXEC COA**
Consent Agenda

Moved by Brookman, seconded by Walsten, to Approve Resolution R-91-24, A RESOLUTION RESCINDING RESOLUTION NO. R-75-24 AND AUTHORIZING CERTAIN CITY OFFICERS AND EMPLOYEES TO EXECUTE APPROVED CONTRACTS WITH THE STATE OF ILLINOIS AND DIRECTING THE CITY CLERK TO COMPLETE AND EXECUTE A CERTIFICATE OF AUTHORITY FOR STATE CONTRACTS. Motion declared carried as approved unanimously under Consent Agenda.

**Resolution
R-91-24**

**APPROVE
MINUTES**
Consent Agenda

Moved by Brookman, seconded by Walsten, to Approve the Minutes of the City Council meeting of April 1, 2024, as published. Motion declared carried as approved unanimously under Consent Agenda.

APPROVE
MINUTES
Consent Agenda

Moved by Brookman, seconded by Walsten, to Approve the Closed Session Minutes of the City Council meeting of April 1, 2024, as published. Motion declared carried as approved unanimously under Consent Agenda.

APPOINTMENTS/
RE-APPOINTMENTS

For consideration and will be on the next City Council agenda for approval:

Library Board of Trustees

Appointment of Robert Flinn – Term to Expire 7/17/26

Board of Fire & Police Commissioners

Re-appointment of D. Michael Albrecht – Term to expire 4/30/27

NEW BUSINESS

FINANCE & ADMINISTRATION – Alderman Sayad, Chair

WARRANT
REGISTER
Resolution
R-88-24

Alderman Sayad presented the Warrant Register.

Alderman Sayad stated as of February 29, 2024, there is \$26,664,921.00 in the general fund.

Moved by Sayad, seconded by Oskerka, to Approve the Warrant Register of April 15, 2024, in the Amount of \$3,318,877.12 and Approve Resolution R-88-24.

Upon roll call, the vote was:

AYES: 6 - Moylan, Oskerka, Sayad,
Brookman, Walsten, Charewicz

NAYS: 0 - None

ABSENT: 2 - Lysakowski, Smith

Motion declared carried.

COMMUNITY SERVICES – Alderman Oskerka, Vice-Chair

CONSIDER
AUTHORIZING THE
DISBURSEMENT OF
SOCIAL SERVICES
FUNDS TO SOCIAL
SERVICE AGENCIES
Resolution
R-89-24

As part of the FY2024 Budget, City Council allocated \$250,000.00 for disbursement to social service agencies that provide services to Des Plaines residents in need. The Human Services Division (HS) has solicited and evaluated grant requests from social service agencies that serve the Des Plaines community. At this time, HS seeks the City Council concurrence with the funding allocation as recommended.

The 2024 Social Service Funding notification, the application and timeline were made available on the City’s website on January 31, 2024. Applications were due March 1, 2024. HS contacted the agencies that received funding in 2023, those that inquired about the program throughout the year, as well as those agencies that applied for funding in the past but did not request funds the prior year. The City received a total request for social service funding in the amount of \$341,486.00 from 37 agencies.

The Grant Review Committee of 7 representatives from various City Departments was formed to objectively evaluate all grant applications, and collaboratively make recommendations regarding funding.

The type of services provided in each referral type are defined below:

- Transportation referrals: include local, township and PACE /RTA programs
- Financial Wellness referrals: include job services, Illinois Department of Human Services programs, social security, social service disability insurance, Low Income

Heat and Energy Assistance Program (LIHEAP), and Benefit Access/Benefit Enrollment Programs

- Housing referrals: include nursing home contacts, retirement, supportive living, and housing choice vouchers, and affordable and shared housing options
- Food Resource referrals: include community pantries and dinners, food gift certificates, LINK/SNAP (Food Stamps) and holiday programs
- Health/Wellness referrals: include mental health, substance abuse, physical health, medication disposal, pharmaceutical assistance programs, State Health Insurance Assistance Program Counseling, case management, handicap placards, benefit access, well-being checks, friendly visitors, grocery shopping services, and adult day care.

The Social Service Funding Program utilizes a point system to assist with the ranking applicants. Currently, there is no set criterion to deny an organization Social Service Program Funding beyond the requirement that they must be submitted by the deadline and serve Des Plaines residents.

Staff recommendation is to fund all 37 community partner agencies at an amount not-to-exceed \$250,000.00.

Moved by Charewicz, seconded by Oskerka, to Approve Resolution R-89-24, A RESOLUTION AUTHORIZING THE DISBURSEMENT OF SOCIAL SERVICES FUNDS TO SOCIAL SERVICE AGENCIES.

Upon roll call, the vote was:

- AYES: 6 - Moylan, Oskerka, Sayad,
Brookman, Walsten, Charewicz
- NAYS: 0 - None
- ABSENT: 2 - Lysakowski, Smith
- Motion declared carried.

LEGAL & LICENSING – Alderman Brookman, Chair

CONSIDER
AMENDING TITLE 5
OF THE CITY CODE
TO PROHIBIT THE
SALE OF ILLICIT
THC PRODUCTS AND
KRATOM
Ordinance
M-8-24

There has been a proliferation of retail stores in the City and surrounding communities offering unregulated and untested products derived from industrial hemp as well as a separate botanical ingredient called Kratom. These products are touted as alternatives to cannabis that produce similar intoxicating effects, but are not regulated, inspected, or taxed in the same manner as legal cannabis.

Over the past few years, products synthesized from legally grown industrial hemp have been marketed as having similar effects to cannabis thanks to higher concentrations of other cannabinoids, including Delta-8 THC, Delta-10 THC, and THC-0. Because these products are derived or synthesized from industrial hemp, they fall into a legal gray area unregulated by the CRTA or the Medical Use Act. Further, these products are not included in the Federal Drug Schedules established by the Controlled Substances Act.

Although there have been various legislative proposals at both the state and federal levels, there is no general prohibition on production or sale of these unregulated THC products, although many municipalities have recently imposed local bans on these products. City staff has observed a number of retail business throughout the city offering these products, as well as products derived from Kratom, a botanical substance from Southeast Asia.

City staff has determined that the sale of unregulated THC products and Kratom in the City is not beneficial to the City or its residents.

A few residents spoke in support of kratom, and gave personal accounts of how kratom has positively affected their lives.

Moved by Charewicz, seconded by Oskerka, to Approve First Reading of Ordinance M-8-24, AN ORDINANCE AMENDING TITLE 5 OF THE CITY CODE TO PROHIBIT THE SALE OF ILLICIT THC PRODUCTS AND KRATOM.

Upon voice vote, the vote was:

AYES: 6 - Moylan, Oskerka, Sayad,
Brookman, Walsten, Charewicz

NAYS: 0 - None

ABSENT: 2 - Lysakowski, Smith

Motion declared carried.

OTHER
MAYOR/ALDERMEN
COMMENTS FOR
THE GOOD OF THE
ORDER

Alderman Charewicz wanted to clarify to the residents that there is only one citywide garage sale rather than two garage sales broken up by zip codes as was done a few years ago.

Mayor Goczkowski thanked public commenters; stating that he understands it is a fraught topic and thanks them for coming out.

ADJOURNMENT

Moved by Brookman, seconded by Sayad, to adjourn the meeting. Upon voice vote, motion declared carried. The meeting adjourned at 7:53 p.m.

/s/ Jessica M. Mastalski
Jessica M. Mastalski – CITY CLERK

APPROVED BY ME THIS 6th
DAY OF May, 2024

/s/ Andrew Goczkowski
Andrew Goczkowski, MAYOR