



Elgin City Council Meeting Agenda Item Executive Summary

ITEM: AN ORDINANCE TO ELIMINATE LOW-LEVEL MARIJUANA ENFORCEMENT

DEPARTMENT: City Council

PROPOSED ACTION: N/A

BACKGROUND: On April 1, 2022, the City Secretary received a letter submitting five qualified and registered voters of the City of Elgin to collect signatures, the proposed petition form, ordinance, and affidavit for a city initiative to decriminalize low-level marijuana offenses. On April 29, 2022, the petitioner's committee submitted at least 200 valid signatures, as required according to Article IX of the City's Charter to the City Secretary. Article IX, Section 11 of the City Charter states that "A proposed initiative ordinance shall be read and provision shall be made for a public hearing upon the proposed ordinance. The Council shall take final action on such ordinance not later than sixty (60) days after the date on which it was submitted to the council by the city secretary." Article IX Section 12 states that "if the council shall fail to pass the ordinance proposed by initiative petition in the exact form proposed, or it fails to repeal a referred ordinance, the initiated or referred ordinance shall be submitted to the voters not less than third (30) days no more than ninety (90) days from the date the council takes its final vote thereon, or upon the next official election date, as authorized by state law, should an official election date not fall within the designated time specified. On June 7, a Public Hearing was held over the Ordinance and was placed under New Business for approval or denial by the City Council. The City Council decided to take no action and bring back to a future meeting to allocate time for the Petitioner's committee and Council to decide next steps. The City Manager received an email from the Petitioner's Committee that stated "we have decided to move forward with the process and to not to withdraw or change our initiative."

BUDGET/FINANCIAL IMPACT:

Funding for this item was included not included in the current-year budget N/A

Finance Approval:

Signature: _____ **Date:** _____

RECOMMENDATION: N/A

ATTACHMENTS: Ordinance and Letters

- Staff will be making a detailed presentation on this agenda item at the meeting.
- Staff will provide brief comments and answer questions on this item at the meeting.
- This is a routine procedural item and no presentation is planned for the meeting.

Councilmembers who have any detailed questions or would like to request additional information regarding this item are encouraged to contact the City Manager at their earliest convenience.