

APPROVED MINUTES
VILLAGE OF ANTIOCH
BOARD OF TRUSTEES, REGULAR MEETING
Municipal Building: 874 Main Street, Antioch, IL
August 18, 2008

I. CALL TO ORDER

Mayor Larson called the August 18, 2008 regular meeting of the Board of Trustees to order at 7:30 PM in the Municipal Building: 874 Main Street, Antioch, IL.

II. PLEDGE OF ALLEGIANCE

Mayor Larson and the Board of Trustees led the Pledge of Allegiance.

III. ROLL CALL

Roll call indicated the following Trustees were present: Hanson, McCarty, Crosby, Wolczyk and Pierce. Also present were Mayor Larson, Administrator Velan, Assistant Administrator Keim, Attorney Simon and Deputy Clerk Folbrick. Absent: Trustee Caulfield.

IV. MAYORAL REPORT

Route 173 Airborne Brigade Highway – Mayor Larson announced the dedication of Route 173 as the 173rd Airborne Brigade Highway. Ceremonies will be held during a motorcade on August 23, 2008 along Route 173 for those communities that dedicated the highway to the sky soldiers. Mayor Larson invited everyone to attend the ceremonies.

V. CITIZENS WISHING TO ADDRESS THE BOARD

There were no citizens present in the audience who wished to address the Board.

VI. CONSENT AGENDA

Trustee McCarty moved, seconded by Trustee Wolczyk to approve the consent agenda items as presented, with the exception of item numbers 3 and 4, which will be voted on separately:

1. Approval of July 21, 2008 minutes as presented.
2. Approval of payment for accounts payable as prepared by village staff
5. Approval of **Resolution No. 08-45** for the Antioch Community High School Homecoming Parade to be held on October 2, 2008.
6. Approval of **Resolution No. 08-46** authorizing a Raffle License for the Antioch Rotary Club; drawing held on October 4, 2008.

Upon roll call, the vote was:

YES: 5: Hanson, McCarty, Crosby, Wolczyk and Pierce.

NO: 0.

ABSENT: 1: Caulfield.

THE MOTION CARRIED.

Item 3 – Approval of an Ordinance amending the Crichton Rentals Planned Unit Development allowing Autobody Repair Facilities as a Special Use; Central Autobody - The first reading of this Ordinance was held on August 4, 2008.

Citizens Wishing to Address the Board regarding item 3

Mr. Jim Parks, Mystic Cove Resident, read aloud his statement that was entered into the record. Mr. Parks cited Village Codes in support of his opposition to the development, including 10-2-1; 10-14-5; 10-14-6 and 10-6C-2.

Board Comment

Trustee Crosby asked the Village Attorney if his opinion has changed in light of Mr. Parks' remarks. Attorney Simon said that he has already addressed many of the comments from Mr. Parks, however, the section of the code that Mr. Parks cited regarding variances does not apply in this case.

Trustee Crosby asked Mr. Parks if he would be concerned with a gas station placed in the same location. Mr. Parks replied that if it is an allowed use, he would not be opposed.

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Roll Call Vote

Trustee Wolczyk moved, seconded by Trustee Pierce, to approve and publish in pamphlet form **Ordinance No. 08-08-19** entitled **“AN ORDINANCE AMENDING A SPECIAL USE FOR A PLANNED DEVELOPMENT FOR CERTAIN PROPERTY AT 24816 ROUTE 59 (CRICHTON RENTALS PUD)(ORDINANCE NO. 06-03-08)”**. Upon roll call, the vote was:

YES: 5:, McCarty, Crosby, Wolczyk, Pierce and Mayor Larson.

NO: 1: Hanson.

ABSENT: 1: Caulfield.

THE MOTION CARRIED.

Item 4 – Approval of an Ordinance Granting a Special Use approval for an Autobody Shop within the Crichton Rentals Planned Unit Development; Central Autobody – The first reading of this Ordinance was held on August 4, 2008.

Roll Call Vote

Trustee Wolczyk moved, seconded by Trustee McCarty, to approve and publish in pamphlet form **Ordinance No. 08-08-20** entitled **“AN ORDINANCE GRANTING A SPECIAL USE PERMIT FOR A MAJOR AUTOMOBILE REPAIR FACILITY WITHIN THE CRICHTON RENTALS PLANNED UNIT DEVELOPMENT (PZB – 08-05)”**. Upon roll call, the vote was:

YES: 4:, McCarty, Crosby, Wolczyk and Pierce.

NO: 1: Hanson.

ABSENT: 1: Caulfield.

THE MOTION CARRIED.

VI. REGULAR BUSINESS

7. Consideration of a Resolution to waive the bid process for improvements scheduled in Clublands Subdivision, Phase 2 – Administrator Velan summarized the request, stating that the Village of Antioch is responsible for subdivision improvements in Clublands, Phase 2, using available SSA funds. She further explained that the surety will be bidding for improvements in the near future, and requested that the Village use the same contractor awarded the bid by the surety.

Roll Call Vote

Trustee Pierce moved, seconded by Trustee Crosby, to approve Resolution No. **08-47** entitled **“A RESOLUTION TO WAIVE THE BIDDING REQUIREMENTS FOR THE COMPLETION OF CLUBLANDS PHASE 2”**. Upon roll call, the vote was:

YES: 5: Hanson, McCarty, Crosby, Wolczyk and Pierce.

NO: 0.

ABSENT: 1: Caulfield.

THE MOTION CARRIED.

8. Consideration of a Resolution accepting the Heron Harbor Subdivision, Phase 7 – Director of Physical Services Keim summarized the work done by the developer, Diamond Development, and their request for the acceptance of final subdivision improvements. He explained that all necessary paperwork has been submitted, and the checklist has been completed.

Board Comment

Trustee Pierce asked if there was a warranty in place once the subdivision has been accepted. Director Keim explained that there will be a one year maintenance bond in place, should any issues arise. A \$25,000 performance bond would be in place on a house-by-house basis for those lots not yet developed.

Trustee Pierce expressed concern with the streets in the subdivision. Director Keim replied that the streets have been paved and are holding up well.

Trustee Crosby asked how many lots are still awaiting development. Director Keim said that there are approximately ten lots left to develop. Types of vehicles needed to develop those remaining lots are material trucks, concrete trucks, excavation vehicles, and equipment delivery. Trustee McCarty stated that the few houses left to develop will not pose a great impact to the streets. Trustee Crosby expressed concern with the liability the Village may incur with the remaining lots left to develop should the subdivision be accepted, and asked why the Board should accept the subdivision at this time. Director Keim replied that typically the Village Ordinance would allow the developer to apply for acceptance at this point, and there is no stipulation requiring 100% completion prior to acceptance. He explained that it is common to have some lots remaining when a subdivision is accepted. Trustee Crosby requested that the developer indemnify the Village for any damage done by developing the remaining lots. Mayor Larson said that it may be difficult to determine if damage to infrastructure is a result of the development, or normal wear and tear. Director Keim stated that this is an appropriate request, and that the Village is in the business of maintaining streets. He further explained that this

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subdivision was constructed in 2003, and that the asphalt and curbs that have been put in would have failed or shown major defects by this time. Trustee Pierce asked to place this item into a committee meeting in order to discuss it further.

Roll Call Vote

Trustee Hanson moved, seconded by Trustee Crosby to table this item and place it into a Committee of the Whole meeting. Upon roll call, the vote was:

YES: 5: Hanson, McCarty, Crosby, Wolczyk and Pierce.

NO: 0.

ABSENT: 1: Caulfield.

THE MOTION CARRIED.

9. Consideration of an ordinance approving a preliminary plat of subdivision; upon the Petition of Centrum Antioch LLC located on the Southeast corner of Route 173 and Route 59; PB 08-07 – Director Nilsen reviewed the request. Trustee Crosby moved, seconded by Trustee Wolczyk to accept the first reading of the Ordinance for a preliminary plat of subdivision; upon the petition of Centrum Antioch LLC. Upon roll call, the vote was:

YES: 5: Hanson, McCarty, Crosby, Wolczyk and Pierce.

NO: 0.

ABSENT: 1: Caulfield.

THE MOTION CARRIED.

VIII. ADMINISTRATOR'S REPORT

No report.

IX. VILLAGE CLERK'S REPORT

No report.

X. TRUSTEE REPORTS

Trustee Pierce expressed concern with the increasing number of trucks and recreational vehicles being parked in the Wal-Mart parking lot. He said that it was discussed during the public hearings, and is not an allowed use as stated in the PUD agreement. He asked staff how it could be enforced. Director Nilsen stated that the PUD agreement is an enforceable document. Staff will look into the enforcement of the ordinance.

Trustee Crosby asked to schedule a finance committee meeting in order to be updated on the budget cut activities. Administrator Velan will check with Finance Director McCarthy next week for possible dates.

Trustee Crosby would like to start enforcing the codes relating to the commercial use of public land, and said that he will propose an ordinance establishing fines if this continues.

Trustee Crosby asked to include a discussion with the lobbyist on the next committee of the whole meeting in order to be updated on her progress. He further suggested inviting Senator Bond and Representative Osmond to the meeting. Administrator Velan will check with the lobbyist to see when she may be available for a meeting

Mayor Larson asked to include the ethics and attendance ordinances on the next committee of the whole meeting. Administrator Velan said that staff is working on those ordinances, however they will not be ready for discussion by the next committee of the whole meeting.

Trustee Hanson asked for a final summary on the cost of the warming shelter now that it has been completed. Administrator Velan said that it will be included in next weeks S&I report.

Mayor Larson thanked Police Chief Foerster for his comprehensive annual report showing crime statistics and recent police initiatives. Trustee Crosby agreed that it was a good report, and asked that it be completed on a monthly basis for the Board. Administrator Velan said that it is an annual report, but she will meet with Police Chief Foerster in order to discuss an appropriate distribution timeline for the report.

XI. EXECUTIVE SESSION

Pending Litigation – Trustee Pierce moved, seconded by Trustee Crosby to go into executive session at 8:25 PM to discuss collective bargaining and pending litigation. Upon roll call, the vote was:

YES: 5: Hanson, McCarty, Crosby, Wolczyk and Pierce.

NO: 0.

ABSENT: 1: Caulfield.

THE MOTION CARRIED.

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Trustee McCarty moved, seconded by Trustee Crosby for the Mayor and Board of Trustees to return from executive session at 8:45 PM **with no action taken**. Upon roll call, the vote was:

YES: 5: Hanson, McCarty, Crosby, Wolczyk and Pierce.

NO: 0.

ABSENT: 1: Caulfield.

THE MOTION CARRIED.

ADJOURNMENT

There being no further discussion, Trustee McCarty moved seconded by Trustee Wolczyk to adjourn the regular meeting of the Board of Trustees at 8:46 p.m.

Respectfully submitted,

Lori K. Folbrick
Deputy Clerk