

APPROVED MINUTES
VILLAGE OF ANTIOCH
BOARD OF TRUSTEES; REGULAR MEETING
Municipal Building: 874 Main Street, Antioch, IL
June 6, 2011

I. CALL TO ORDER

Mayor Hanson called the June 6, 2011 regular meeting before the Board of Trustees to order at 7:30 p.m. in the Antioch Municipal Building: 874 Main Street, Antioch, Illinois.

II. PLEDGE OF ALLEGIANCE

Mayor Hanson and the Village Board of Trustees led in the Pledge of Allegiance.

III. ROLL CALL

Following the Pledge of Allegiance, roll call indicated the following Trustees were present: Pierce, Sakas, Poulos, Crosby, Dominiak and Jozwiak. Also present were Mayor Hanson, Administrator Keim, Attorney Long and Clerk Rowe.

IV. MAYORAL REPORT

Mayor Hanson announced that Father Hanley passed away on June 1, 2011 after a long illness. Father Hanley was assistant pastor at Antioch's St. Peter Church from 1960-1966 and served as Pastor from 1981-1997 when he retired Pastor Emeritus. Mayor Hanson said that Father Hanley was a great person and that he will be missed.

1. Certificate of Appreciation to Antioch Upper Grade School Students – Mayor Hanson presented a Certificate of Appreciation to students from the Antioch Upper Grade School 7th Grade Gold Team. The 7th Grade Gold Team helped with the Village of Antioch 2011 Beautification Event that was held on Thursday, May 19, 2011.

2. Jason Treat – WWTP Operator of the Year Award – Administrator Keim introduced Waste Water Treatment Plant Operator Jason Treat who was recently received the 2011 Central States Water Environment Association (CSWEA) Illinois Section Operations Award. Mayor Hanson and Board members congratulated Jason on his achievement. Mayor Hanson said that Jason is a terrific and dedicated employee and we are very proud of him. Administrator Keim presented Jason with a framed copy of the recently published news article regarding the CSWEA award.

3. Appoint William Martino to the Antioch Park Commission, replacing Wanda Utter – Trustee Pierce moved, seconded by Trustee Crosby to confirm the Mayor's appoint of William Martino to the Antioch Park Commission, replacing Wanda Utter and with a term expiring 2012. Upon roll call, the vote was:

YES: 6: Pierce, Sakas, Poulos, Crosby, Dominiak and Jozwiak.

NO: 0.

ABSENT: 0.

THE MOTION CARRIED.

4. Sprenger Park OSLAD Grant Approval – Administrator Keim reviewed the letter dated May 25, 2011 from the IDNR approving the OSLAD Grant for Sprenger Park in the amount of \$283,200. He explained the Village was awarded the OSLAD grant, in part, due to the uniqueness of the plan. He said the park will amenities such as baseball diamond, basketball court, and a fishing pier. Administrator Keim discussed the meeting that was held earlier in the year when the Village of Antioch was one of 50 communities who were invited to Springfield to make a presentation regarding their grant application. He said that he hopes to be building the park in the very near future.

V. CITIZENS WISHING TO ADDRESS THE BOARD

Will Martino, Ashlyn Lane resident and on behalf of the NeuHaven subdivision residents, thanked Mayor Hanson, Board of Trustees and staff for their efforts regarding Sprenger Park. He also discussed conversations he had with Mayor Hanson and the promise to look at every opportunity to help with the completion of the park. He said the residents are very excited about the progress made regarding the park.

Trustee Crosby said that Will Martino also worked very hard on the park. He explained that the park will serve residents on the east side, not only those residents in the NeuHaven subdivision. Trustee Crosby said that Will Martino will be a terrific asset to the Park Commission.

Steve Chait of Steve Auto Sales, who used to be next door to Mr. G's restaurant on Main Street and North Avenue, was issued an eviction notice after he received verbal approval to move his business to 471 Main Street. He said the landowner was given a notice of violation his type of business was not allowed in M1 zoning. He said that he has been an automobile dealer for over 10 years in Antioch and 20 years in Lake County. The landowner, Mr. Bond notified him that he would be fined if he didn't move his business and he asked the Board why they would want to take away his livelihood. Trustee Sakas explained that the proper board to address this would be the Zoning Board of Appeals. Director Nilsen

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said that he met with the property owner regarding the M1 zoning and that the Village did not issue an eviction notice. Following some discussion, Attorney Bob Long said that it sounds like it was done in an informative way and presented options. He suggested that Mr. Chait speak with Mr. Bond and his attorney and have them possibly contact him. He said that he would be happy to help to see if there is a solution. He further explained that the Village cannot evict; but the landlord may be able to do so. Mr. Chait will speak to his landlord Mr. Bond.

James Parks, Mystic Cove resident, said that it was his pleasure working for the Village of Antioch for almost two years. He discussed the recent grant award the important work being done by our lobbyist and said they had a lot to do with the Antioch getting the OSLAD award.

VI. CONSENT AGENDA

Trustee Poulos moved, seconded by Trustee Dominiak to approve the following consent agenda items as presented:

1. Approval of the May 16, 2011 meeting minutes as presented.
2. Approval of a Resolution authorizing the July 4, 2011 Parade; *Resolution No. 11-43*.
3. Approval of a Resolution authorizing a Raffle License Antioch Lions Club for the Chicken BBQ and Antioch Rescue Squad Auction on August 7, 2011; *Resolution No. 11-44*.
4. Approval of a Resolution authorizing a Special Event Liquor License to the Antioch Lions Club for July 4, 2011; *Resolution No. 11-45*.
5. Approval of a Resolution authorizing a Special Event Liquor License to the Antioch Lions Club for the Chicken BBQ held on August 7, 2011; *Resolution No. 11-46*.
6. Approval of a Resolution authorizing a Special Event Liquor License to the Antioch Firefighters Association for their Baggo Tournament being held on June 11, 2011; *Resolution No. 11-47*.
7. Approval of a Resolution authorizing a Raffle License to the Antioch Community High School Wrestling Team; *Resolution No. 11-48*.
8. Approval of an Ordinance Ascertain the Prevailing Rate of Wages for Laborer, Workmen and Mechanics Employed in Public Works of this Public Body; *Ordinance No. 11-06-04*.

Upon roll call, the vote was:

YES: 6: Pierce, Sakas, Poulos, Crosby, Dominiak and Jozwiak.

NO: 0.

THE MOTION CARRIED.

VII. REGULAR BUSINESS

13. Consideration of a Resolution authorizing the use of NeuHaven Surety Bond Proceeds for Sprenger Park Engineering; *Resolution No. 11-50* – Mayor Hanson asked Board members to move this item up on the agenda for consideration. The Board agreed to discuss this item first under regular business. Administrator Keim said that due to the Neumann Homes Bankruptcy there were large areas of incomplete development in the NeuHaven Subdivision. He said the Village of Antioch completed a substantial part of the incomplete development and that we have been awarded an OSLAD grant in order to help complete Sprenger Park. The grant award is \$283,000 or about 50% of the project cost. In order to have the fields playable in 2012 construction would need to occur this season. He said that HR Green was the firm selected to design the park and apply for the OSLAD grant and staff recommends they finalize the plans and engineering and prepare the construction documents.

Board members discussed the funding and Administrator Keim said that it was a matching grant; we would fund the entire project and be reimbursed for half without any use of taxpayer funds.

Tim Hartnett of HR Green said that it was a team effort getting the grant application submitted in a short time frame and we hope to quickly jump on board to prepare bid documents so the fields can be seeded in September. He also discussed the amenities, such as pavilion, dock, piers and playground equipment that would be included in the next bid package. He said the timeline is very tight so we have to move forward as soon as possible.

Trustee Dominiak moved, seconded by Trustee Jozwiak to approve as presented **Resolution No. 11-50** authorizing the use of NeuHaven Surety Bond proceeds for Sprenger Park engineering.

Upon roll call, the vote was:

YES: 6: Pierce, Sakas, Poulos, Crosby, Dominiak and Jozwiak.

NO: 0.

THE MOTION CARRIED.

9. Consideration of accounts payable as prepared by staff – Trustee Crosby moved, seconded by Trustee Jozwiak to approve payment of accounts payable as prepared by staff and in the amount of \$171,482.76. Upon roll call, the vote was:

YES: 6: Pierce, Sakas, Poulos, Crosby, Dominiak and Jozwiak.

NO: 0.

THE MOTION CARRIED.

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10. Consideration of an Ordinance Establishing Identity Protection Act Policy; Ordinance No. 11-06-05 – Trustee Sakas moved, seconded by Trustee Dominiak to approve as presented **Ordinance No. 11-06-05** establishing the Village of Antioch Identity Protection Act Policy. Upon roll call, the vote was:
YES: 6: Pierce, Sakas, Poulos, Crosby, Dominiak and Jozwiak.
NO: 0.
THE MOTION CARRIED.

11. Consideration of a Resolution accepting the bids received for six (6) 2011 Chevrolet Caprices and two (2) Chevrolet Tahoe's PPV with Kerr Equipment Package and Extended Warranty with Accessories per Specification and awarding bid to the responsible low bidder, Raymond Chevrolet of Antioch, Illinois; Resolution No. 11-49 – Trustee Crosby moved, seconded by Trustee Pierce to approve as presented **Resolution No. 11-49 Accepting the Bids Received for Six (6) 2011 Chevrolet Caprices and Two (2) Chevrolet Tahoe's with Equipment and Warranty as Described and Awarding the Bid to the Responsible Low Bidder, Raymond Chevrolet of Antioch, Illinois.**

Trustee Pierce questioned if the vehicles would be leased or purchased? Police Chief Somerville said that staff research showed that it made sense to lease the equipment. At the end of the four year lease, the equipment could be purchased for \$1. He said that we now have a vehicle program in place and that in previous years, the warranty miles were finished in the first year. Chief Somerville said the maintenance program would cost \$800 per vehicle each year and covers all items including tires, wipers, etc. Administrator Keim said once the vehicles are ordered, they would be delivered in about eight weeks. He also said that we have an opportunity to shop other lease options. Board members discussed safety concerns and costs for maintaining older vehicles.

Upon roll call, the vote was:
YES: 6: Pierce, Sakas, Poulos, Crosby, Dominiak and Jozwiak.
NO: 0.
THE MOTION CARRIED.

12. Consideration of the Planning and Zoning Board Recommendation to Approve a Special Use Request Granting a Liquor License and 23 Arcade Devices for PZB 11-02, with the Conditions Included Within the Chairman's Letter of Recommendation – Mayor Hanson explained this is not a hearing, the PZB hearings were the opportunity for public comment. He asked if anyone would like to represent the group to not duplicate comments.

Director Nilsen reviewed the request and said the property is currently zoned B1. Two requests, one being over 10 devices and they are requesting 23 arcade devices. The second part of the request was the liquor and both were positively recommended by the PZB. He said Board members had an opportunity to participate in the walk through at Club Energy prior to tonight's meeting and he reviewed the Planning and Zoning Board's letter of recommendation and conditions as outlined in the letter dated April 8, 2011. At this time, there is no liquor license available and it is the sole purview of this board regarding the liquor license.

Petitioner Peter Georgiades said Club Energy would be a family dance center and banquet facilities. He said they have made Friday and Saturday night non-alcoholic nights and they would hold a family dance day one Saturday or Sunday of the month. Mr. Georgiades also discussed plans for senior programs, dance programs, and the alcohol being removed and secured during minor dance parties. He also discussed the building security and camera systems.

Board members asked Mr. Georgiades if the monthly residential meetings have begun. Mr. Georgiades responded they have and that he held an open house at the building, reviewed his business plan, and they will continue to meet on a monthly basis.

Board members discussed teen nights and how they would be scheduled over banquets. Mr. Georgiades said the teen nights would be cancelled if they have a booked reserved party such as a wedding or other private party. Concerns that were discussed by members of the Board were public safety, traffic and noise concerns and the effect on the nearby residential area. Other concerns discussed were the parking, the business plan morphing into a full time alcohol related business and the liquor license going with the property if ever sold.

There was a discussion regarding the number of required parking spaces and the drawings meeting the ordinance criteria. Board members also discussed security, traffic plans and crowd control with Mr. Georgiades responding that they intend to sell tickets prior to the events in order to control crowds. There was also a discussion regarding the additional work load on police and the surrounding neighborhood being in Lake County jurisdiction. Board members asked Attorney Long if the liquor license were granted, can it be rescinded. Attorney Long explained the state liquor code and any decision made by the liquor commissioner being reviewed by the state liquor control commission. He said the process is that there is almost no revocation with several situations occurring within a one year period; it becomes a protected property right and is fairly complicated.

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Board members indicated that it's a nice facility and a great idea but they were concerned with their ability to control it. Chief Somerville discussed some of his concerns and said that he was happy to see the surveillance equipment and that he expected full cooperation from owner. He said that gang activity would not be tolerated. The area being near the unincorporated jurisdiction may create some issues due to the origin of the sound being in the village jurisdiction. Chief Somerville said the concerns are the same as other alcohol establishments. Board members discussed considering special event liquor licenses for wedding and private party events that may be approved on a monthly basis. Mr. Georgiades said that was the original plan but the ordinance only allows for 4 special events per year. He said he would have no problem with this concept if the ordinance could be changed to 4 special event permits per week.

Mr. John Heden, Antioch Hills subdivision read his statement outlining their homeowner's association's research regarding Club Energy. He identified potential issues including traffic, parking, noise and accountability. He said a committee has been put into place and he discussed concerns regarding the liquor license. He said regardless of the reason for business purpose, concerned with the direction liquor license may lead as result of business plan change. He also said that he appreciated everything the petitioner has done to communicate with residents and he hopes they continue with a family environment venue.

Rich Martin, who lives next door to Club Energy, said that recently the pictures on the walls in house were vibrating, all his windows were closed, the air conditioning was on and he could hear base. He said that a neighbor who lives behind him also heard similar noise on another occasion. Mr. Geveleca said that he spoke to one of the petitioners earlier in the day to let him about the situation. Mr. Georgiades said they were doing sound checks with the new system and although not sure, the doors may have been open during that time. He said they would look into the situation.

Board members said they believed the petitioners have the best intentions with their business plan, but they still had concerns regarding the general welfare of the community with so many unknown factors. They expressed concerns regarding the alcohol aspect to the plan.

Mayor Hanson said there are a lot of concerns regarding the liquor license; they want a teen /family center but ultimately felt this would evolve to a full liquor license. He said the petitioner mad a large investment and he sees all concerns. He also said the petitioners have been upfront and they may have every intention to do everything right, but if it fails, the next guy may not. Mayor Hanson said he didn't feel the police costs was as much of a concern as wondering if this business is right for teen center and he discussed earlier conversations with the petitioner at the beginning of the process when they proposed only a teen center.

Trustee Dominiak moved, seconded by Trustee Sakas to grant a special use permit for 23 arcade devices for PZB 11-02, with the conditions included within the Chairman's letter of recommendation and have an approving resolution drafted for the June 20, 2011 meeting. Upon roll call, the vote was:

YES: 5: Pierce, Sakas, Poulos, Dominiak and Jozwiak.

NO: 1: Crosby.

THE MOTION CARRIED.

Trustee Sakas moved, seconded by Trustee Jozwiak to table discussion regarding the liquor license request for PZB 11-02 to the July 13, 2011 Committee of the Whole meeting. Upon roll call, the vote was:

YES: 6: Pierce, Sakas, Poulos, Crosby, Dominiak and Jozwiak.

NO: 0.

THE MOTION CARRIED.

14. Consideration of an Agreement between the Village of Antioch and Illinois Fraternal Order of Police Labor Council for a two year term starting May 1, 2011 – Administrator Keim reported that negotiations began in March 2011 with the FOP for the Police Officers labor agreement. A tentative agreement was reached on all items on May 25, 2011 and the Illinois Fraternal Order of Police Labor Council unanimously ratified the agreement on June 1, 2011. Administrator Keim also reviewed the summary of negotiated modifications dated May 25, 2011.

Trustee Pierce moved, seconded by Trustee Jozwiak to approve in substantial conformance the Agreement between the Village of Antioch and Illinois Fraternal Order of Police Labor Council for a two year term starting May 1, 2011 and ending April 30, 2013. Upon roll call, the vote was:

YES: 6: Pierce, Sakas, Poulos, Crosby, Dominiak and Jozwiak.

NO: 0.

THE MOTION CARRIED.

VIII. ADMINISTRATOR'S REPORT

Administrator Keim reported the Railroad Crossing on North Avenue will be closed on June 7, 2011. He said the crossing is expected to be closed for five days.

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IX. VILLAGE CLERK'S REPORT

No report.

X. TRUSTEE REPORTS

Trustee Jozwiak said the final preparations were being done on the community garden. He also said the pool is ready for the season and that public works department created a printed work order process that is working really well.

Trustee Dominiak reported that she attended the Antioch Senior Council meeting earlier today. She also asked about the number of empty homes or high grass and the possibility of placing notices on the website and newsletter as a way for residents to report these areas of concern. Mayor Hanson said the neighborhood watch group created a task force to help report these circumstances. Administrator Keim encouraged everyone to use the process already in place and use the request for service feature on the Village's website. This feature assigns the situation to the proper department and has tracking ability.

Trustee Crosby said that he noticed there tag day group at the intersection of Route 173 and Deep Lake Road. He discussed his concerns regarding safety and said the tag day policy will be discussed at the June 15, 2011 Committee of the Whole meeting.

Trustee Poulos said he met with Finance Director McCarthy earlier today and they will be talking about some issues at the June 15, 2011 Committee of the Whole meeting. He also discussed the CLC golf outing event that raised \$1500 toward the Corporal Peck fund.

Trustee Sakas said they are conducting candidate interviews for the Planning and Zoning Commission. Trustee Sakas will not be able to attend the June 15, 2011 meeting.

Trustee Pierce said that he heard a lot of positive comments regarding the Summer Wine Walk event. Mayor Hanson said the parks department staff did a tremendous job on the wine walk and turned this into a very nice event. He said Special Events Coordinator Roby should be commended for his doing a fantastic job with this event. Trustee Pierce also discussed the Memorial Day event that was held at the Antioch VFW. He also asked for an update on the towing policy with Chief Somerville responding that he would send a report.

XI. EXECUTIVE SESSION

Trustee Sakas moved, seconded by Trustee Jozwiak for the Mayor and Board of Trustees to go into executive session at 10:18 p.m. to discuss personnel, pending threatened litigation and lease of Village property. Upon roll call, the vote was:

YES: 6: Pierce, Sakas, Poulos, Crosby, Dominiak and Jozwiak.

NO: 0.

THE MOTION CARRIED.

Trustee Pierce moved, seconded by Trustee Dominiak for the Mayor and Board of Trustees to return from executive session to the open meeting at 11:12 p.m. with no action taken. Upon roll call, the vote was:

YES: 6: Pierce, Sakas, Poulos, Crosby, Dominiak and Jozwiak.

NO: 0.

THE MOTION CARRIED.

XII. ADJOURNMENT

There being no further discussion, Trustee Dominiak moved, seconded by Trustee Jozwiak to adjourn the regular meeting of the Board of Trustees at 11:14 p.m.

Respectfully submitted,

Candi L. Rowe, RMC/CMC
Village Clerk