

APPROVED MINUTES
VILLAGE OF ANTIOCH
BOARD OF TRUSTEES; PUBLIC HEARING
TAX LEVY ORDINANCE
Municipal Building: 874 Main Street, Antioch, IL
December 5, 2011

I. CALL TO ORDER

Mayor Hanson called the December 5, 2011 public hearing regarding the tax levy ordinance before the Board of Trustees to order at 7:10 p.m. in the Antioch Municipal Building: 874 Main Street, Antioch, Illinois.

II. PLEDGE OF ALLEGIANCE

Mayor Hanson and the 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, Crosby, Dominiak and Jozwiak. Also present were Mayor Hanson, Administrator Keim, Attorney Long and Clerk Rowe. Absent: Trustee Poulos.

IV. AN ORDINANCE PROVIDING FOR THE LEVY OF TAXES FOR THE VILLAGE OF ANTIOCH, FOR THE FISCAL YEAR BEGINNING MAY 1, 2011 and ENDING APRIL 30, 2012

Clerk Rowe read aloud the published public notice and administered the oath to those who wished to testify. Finance Director Joy McCarthy gave a brief presentation regarding the tax levy ordinance and said this is not an increase to property taxes. She reviewed the publication requirements, PTELL and the reasons to request the maximum amount and said according to state statute the County can only extend 5% or the difference in the CPI whichever is less. She further explained that if we ask the County for more than the minimum amount, we would get all that we're entitled to once the numbers are finalized. The County will notify us in April the amount of taxes extended to us.

Trustee Poulos arrived at 7:15 p.m.

Trustee Poulos said that he understood why we request more but he expressed concern regarding the increased number of properties being reassessed. Finance Director McCarthy explained that based on last year when the EAV decreased we still increased by 2% and that it depended upon what the other taxing bodies levy.

No one in the audience had any questions regarding the tax levy ordinance.

Trustee Pierce moved, seconded by Trustee Jozwiak to close the public hearing regarding the tax levy ordinance at 7:16 p.m. Upon roll call, the vote was:

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

NO: 0.

THE MOTION CARRIED.

V. ADJOURNMENT

There being no further discussion, Trustee Jozwiak moved, seconded by Trustee Pierce to adjourn the public hearing regarding the tax levy ordinance at 7:17 p.m.

Respectfully submitted,

Candi L. Rowe, Village Clerk

APPROVED MINUTES
VILLAGE OF ANTIOCH
BOARD OF TRUSTEES; REGULAR MEETING
Municipal Building: 874 Main Street, Antioch, IL
December 5, 2011

I. CALL TO ORDER

Mayor Hanson called the December 5, 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 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 briefly discussed the recent news regarding Chicago Cub Ron Santos being inducted into the Hall of Fame.

V. CITIZENS WISHING TO ADDRESS THE BOARD

No report

VI. CONSENT AGENDA

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

1. Approval of the November 21, 2011 regular meeting minutes as presented.
2. Approval of a Resolution for a Raffle License to Catholic Financial Life; **Resolution No. 11-97.**

Upon roll call, the vote was:

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

NO: 0.

THE MOTION CARRIED.

VII. REGULAR BUSINESS

3. Consideration of Resolution accepting the Municipal Compliance Report for the Fiscal Year ending April 30, 2011 – Finance Director McCarthy introduced Police Pension Board member Roger Manderscheid who reviewed the annual compliance report.

Board members briefly discussed the how and when the pension is drawn. Mr. Manderscheid discussed their investments and said that returns have been pretty good. He also explained that we are a little more fortunate than some cities because the village has provided funds when the Pension Board asked; he said that is not the case in all cities.

Trustee Poulos moved, seconded by Trustee Sakas to approve **Resolution No. 11-98** accepting the Municipal Compliance Report for the Fiscal Year ending April 30, 2011 and as prepared by Wayne Hummer Trust Company. Upon roll call, the vote was:

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

NO: 0.

THE MOTION CARRIED.

4. FY 2011 Audit Presentation; Jamie Wilke from Lauterbach & Amen – Finance Director McCarthy introduced Jamie Wilke from Lauterbach & Amen who reviewed the audit. She thanked Joy and her staff for their assistance and said the Village received an unqualified opinion which is the highest opinion that can be received. She said the village now submits to the Certificate of Achievement Program through the GFOA which the Village has previously received awards. Ms. Wilke anticipates the Village receiving the award again this year.

Board members briefly discussed that the general fund is currently out of deficit position; the reserve fund and the utility tax. Finance Director McCarthy explained the utility tax fund is part of the general fund but internally is tracked in a separate fund.

Ms. Wilke reviewed the management letter comments and briefly discussed and reviewed the one point that discussed personnel files, some of 19 forms missing. She said that staff already corrected this comment. Ms. Wilke reviewed prior recommendations regarding GASB54 implementation which is due by April 30, 2012.

There was a brief discussion regarding hiring a private actuary at some time in the future.

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5. Consideration of payment of accounts payable as prepared by staff –Trustee Pierce moved, seconded by Trustee Poulos to approve payment of accounts payable as prepared by staff and in the amount of \$1,206,959.49.

Trustee Pierce noted the amount and said this includes approximately \$785,000 for debt repayment and \$200,000 for the fire truck.

Upon roll call, the vote was:

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

NO: 0.

THE MOTION CARRIED.

6. Consideration of an Ordinance providing for the Levy of Taxes for the fiscal year beginning May 1, 2011 and ending April 30, 2012; Ordinance No. 11-12-16 –Trustee Crosby moved, seconded by Trustee Jozwiak to waive second reading and approve as presented **Ordinance No. 11-12-16** which provides for the Levy of Taxes for the fiscal year beginning May 1, 2011 and ending April 30, 2012. Upon roll call, the vote was:

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

NO: 0.

THE MOTION CARRIED.

7. Consideration of an Ordinance abating the taxes levied for the year 2011 to pay the principal of and interest on the \$3,000,000 General Obligation Bonds, (Waterworks and Sewerage Revenue Alternate Revenue Source) Series 1998B and the \$2,000,000 General Obligation Bonds (Motor Fuel Tax Alternative Revenue Source) Series 2002A; Ordinance No. 11-12-17 –Trustee Pierce moved, seconded by Trustee Poulos to waive second reading and approve as presented **Ordinance No. 11-12-17** abating the principal of and interest on the \$3,000,000 General Obligation Bonds (Waterworks and Sewerage Revenue Alternate Revenue Source) Series 1998B and the \$2,000,000 General Obligation Bonds (Motor Fuel Tax Alternative Revenue Source) Series 2002A. Upon roll call, the vote was:

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

NO: 0.

THE MOTION CARRIED.

8. Consideration of an Ordinance abating the tax levied for the year 2011 to pay the principal of and interest on the Series 2010 Recovery Zone Economic Development Bonds; Ordinance No. 11-12-18 –Trustee Poulos moved, seconded by Trustee Crosby to waive second reading and approve as presented **Ordinance No. 11-12-18** abating the principal of and interest on the Series 2010 Recovery Zone Economic Development Bonds. Upon roll call, the vote was:

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

NO: 0.

THE MOTION CARRIED.

9. Consideration of Resolution providing for the Retirement of Indebtedness by the Use of Motor Fuel Tax Funds; Resolution No. 11-99 –Trustee Jozwiak moved, seconded by Trustee Dominiak to approve as presented **Resolution No. 11-99** providing for the Retirement of Indebtedness by the Use of Motor Fuel Tax Funds. Upon roll call, the vote was:

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

NO: 0.

THE MOTION CARRIED.

10. Consideration of an Ordinance for Special Service Area Number One approving Administrative Report and amended Special Tax Roll for Levy Year 2011 and abating Special Service Area Taxes; Ordinance No. 11-12-19 –Trustee Dominiak moved, seconded by Trustee Jozwiak to waive second reading and approve as presented **Ordinance No. 11-12-19** for Special Service Area Number One approving Administrative Report and amended Special Tax Roll for Levy Year 2011 and abating Special Service Area Taxes. Upon roll call, the vote was:

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

NO: 0.

THE MOTION CARRIED.

11. Consideration of an Ordinance for Special Service Area Number Two approving Administrative Report and amended Special Tax Roll for Levy Year 2011 and abating Special Service Area Taxes –Trustee Pierce moved, seconded by Trustee Crosby to waive second reading and approve as presented **Ordinance No. 11-12-20** for Special Service Area Number Two approving Administrative Report and amended Special Tax Roll for Levy Year 2011. Upon roll call, the vote was:

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

NO: 0.

THE MOTION CARRIED.

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12. Consideration of a Resolution approving the Antioch Chamber of Commerce 2012 Events; Resolution No. 11-100 – Administrator Keim discussed his recent meeting with representatives from the Chamber of Commerce and said they are willing to contribute toward traffic control costs when the roads are closed for the Taste of Antioch event.

Board members discussed the costs incurred by the Village for the events sponsored by the Chamber being around \$6,000 to \$8,000 per year. Mayor Hanson said a lot of people attend these events and it brings exposure to our stores and community. He said although it's hard to measure the sales tax these events may bring to the community, the events benefit the whole community.

Trustee Pierce said that he is torn because the Chamber does a great job with their events and he said the Board should be careful and not be penny wise and pound foolish. He indicated that he would vote no because of the costs. Administrator Keim explained that the meeting with the Chamber was very open and they discussed different ways to hold the events or reconfigure some of the events. He said at no time was there a conversation that the events wouldn't happen if they didn't contribute. Trustee Pierce said that he didn't understand why we would ask non-profit organizations to help cover event expenses. Mayor Hanson explained that the Chamber of Commerce is a business organization and we haven't demanded anything from the other clubs.

Trustee Jozwiak said the Board has talked about asking for assistance to help reduce costs and manpower; he said that he gives the Chamber of Commerce a lot of credit for offering to help.

Trustee Dominiak agreed with Trustee Jozwiak and asked if the event needs to close Orchard Street. Administrator Keim said that was the main topic of discussion at the meeting with representatives from the Chamber. He said the Chamber felt the location was an important aspect of the event and they wanted the visibility. He said the traffic costs are about \$1500 and the Chamber offered to help cover that expense. Trustee Dominiak thanked Chamber members who were present in the audience for stepping forward.

Trustee Crosby said there are people who are making money at these events and it seems logical to have a small licensing fee. He said he is personally concerned about spending taxpayer dollars to cover events where someone is making money.

Administrator Keim said the Chamber of Commerce has made continual efforts over the years to stream line their events and setup to help reduce costs.

Trustee Jozwiak moved, seconded by Trustee Crosby to approve as presented **Resolution No. 11-100** authorizing the Antioch Chamber of Commerce 2012 Events. Upon roll call, the vote was:

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

NO: 1: Pierce.

THE MOTION CARRIED.

13. Consideration of an Ordinance Adding Rules for Remote Meeting Attendance; Ordinance No. 11-12-21 –Trustee Crosby moved, seconded by Trustee Dominiak to waive second reading and approve **Ordinance No. 11-12-21** adding rules for remote meeting attendance and deleting item six. Upon roll call, the vote was:

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

NO: 0.

THE MOTION CARRIED.

14. Consideration of a Resolution Initiating the Submission of a Public Question to Authorize the Village to Adopt an "Opt-Out" program for the Supply of Electricity to Residential and Small Commercial Retail Customers; Resolution No. 11-101 – Administrator Keim explained that electrical aggregation would allow for lower electrical rates and this resolution authorizes the question be submitted to County to place question on the ballot at next election. He said that he has five responses to the *Request for Qualifications*. Administrator Keim said that many communities are putting the question on ballot and there may be some interest with neighboring communities having intergovernmental agreements. He said that at a future date he would like to ask for approval for a recommendation regarding aggregation firms who would help with the required hearings and offer different levels of service to navigate through process. He asked if the Board would be interested in combining with other communities with the advantage being possible greater savings to our residents. There was a brief discussion regarding partnering with other communities with Board members wanting more information. They also discussed the importance of educating the public regarding the electrical aggregation and the wording of the public question.

Following further discussion it was determined that Administrator Keim would work with Attorney Long on the question wording and the resolution would be placed on the next agenda for consideration.

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15. Consideration of the Planning and Zoning Board's findings and recommendation to approve a text amendment to Title 10-6 of the Village allowing a Day Care in a business zone, the approval of the preliminary plat of subdivision, and authorize the Village Attorney to draft necessary ordinances – Director Nilsen said the LaVelle proposal is for a four lot commercial subdivision. The development site consists of approximately 10 acres in incorporated and commercially zoned property located on the southwestern corner of Illinois Route 173 and Deep Lake Road. He said the two land use requests are in the subdivision code and a text amendment. He explained that wherever there is any subdivision of land, the subdivider or agent shall submit both a preliminary and final subdivision plat to the Plan Commission for their approval. Director Nilsen explained that at this time a child care facility is not identified as permitted use within the commercial zoning designations. He said that staff and the Plan Commission found no objection to adding the use to the list of permitted uses as the child care facility does not, by its typical circumstances and operation, result in nuisance impacts to neighboring commercial uses.

Director Nilsen said that based upon the compatibility with current land uses and the comprehensive plan for Illinois Route 173, the Planning and Zoning Board unanimously recommended that the text amendment and preliminary plat be approved with the condition that outstanding engineering issues be resolved.

Mr. Ryan Selman of Manhard Engineering, consultant for the petitioner reviewed the engineer drawings and building timeline once permits are approved. Board members discussed the building design with representatives for the petitioner responding the building would be masonry and similar to an existing facility that is located in McHenry but in all brick.

Trustee Pierce moved, seconded by Trustee Jozwiak to accept the Planning and Zoning Board's findings and recommendation to approve a text amendment to Title 10-6 of the Village allowing a Day Care in a business zone, the approval of the preliminary plat of subdivision and authorize the Village Attorney to draft necessary ordinances. Upon roll call, the vote was:

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

NO: 0.

THE MOTION CARRIED.

16. Consideration of Liquor License Request from Club Energy – Laura Garver of Club Energy read statement and said the business has been open for about five months they have had to turn away customers because of a lack of liquor license. She said they would like a fair and equal opportunity to have a successful business.

James Hoffman, present in the audience said that he wanted to have retirement party at Club Energy, but didn't because they didn't have a liquor license. He said unfortunately all the business went to another establishment in Ingleside. He said that he is also a small business owner and like to see local government help small businesses.

Frank Knect, present in the audience said that Club Energy has provided part time jobs for Antioch residents and all security personnel are certified. He said there have been no incidents since opening in July. He said that he has seen a decline in the number of clients, but the feedback from those who have attended has been positive and that the economic downturn seems to be the main factor. He said he was concerned with the number of local jobs that may be lost if the business were to close and a liquor license would give the business an opportunity. He mentioned that he started a petition and currently has collected about 200 signatures.

John Heden, Antioch Hills subdivision resident who was present in the audience said the surrounding residents are still against Club Energy having a liquor license. He said from the beginning the core business of maintaining a teen club would be difficult. He said that some the neighborhood concerns expressed at previous meetings have not happened but they are still concerned about a bar environment. He said they thought they were getting a family entertainment center; a high tech nightclub is that is not what they were promised.

Board members discussed the close proximity to residential neighborhood and the business may be better suited in a different location. Board members also discussed the state liquor license regulations and that it's unfortunate that a liquor license helps to have successful events. They also discussed noise concerns and the one alcohol circumstance that was no fault of Club Energy.

Dick Majors, Club Energy employee said Club Energy is a nice establishment and deserves a chance. He said there have been no problems.

Peter Georgiades, Club Energy owner, said that he would like a fair opportunity like other businesses in town. He said that he never proposed a teen club and there were discussions regarding scheduling events and removing the alcohol from the premise during teen events. He said that he was told that people wanted to see how he ran his business and he felt that he has proven that it's a good establishment.

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Trustee Poulos explained the Board's concern regarding issuing a liquor license and said that once issued, if the property sold, the issued liquor license could not be limited. Mr. Georgiades said the majority of the concerns are from two homes problems. The homes were purchased knowing the business zoning and they have been respectful to the neighbors and he is asking they reciprocate.

Mayor Hanson discussed the success of events that include liquor. He said that he felt Club Energy is a good establishment but he also understood the Board's concerns.

Following further discussion Board members but took no action on the request.

VII. ADMINISTRATOR'S REPORT

No report.

VIII. VILLAGE CLERK'S REPORT

No report.

IX. TRUSTEE REPORTS

Trustee Jozwiak said public works is still working on the lights on Main Street.

Trustee Dominiak discussed meetings regarding health care access issues and possible grant opportunities. She would like to schedule a presentation at a future meeting.

Trustee Crosby discussed the recently acquired police fleet. Police Chief Somerville said the new fleet would be introduced Wednesday night at their Shop with a Cop event. He thanked Mark Scarpelli, who was present in the audience and Raymond Chevrolet staff that has been wonderful to work with. Trustee Crosby said the Antioch police fleet is a prototype program that is getting national attention. Trustee Crosby also said that he would like to schedule a meeting regarding a draft ordinance regarding the rescue squad. Clerk Rowe will coordinate dates with all those involved and schedule a meeting in January.

Trustee Poulos thanked Administrator Keim and Finance Director McCarthy for their work on the audit. He also complimented department head staff for keeping expenses down.

Trustee Pierce said that representative from SWALCO was present at the November 28th meeting. He said that SWALCO is working on a recycle plan for Lake County and may be coming to a Village Board meeting at a future date.

X. EXECUTIVE SESSION

Mayor Hanson and the Board of Trustees did not go into executive session.

XI. ADJOURNMENT

There being no further discussion, Trustee Dominiak moved, seconded by Trustee Jozwiak to adjourn the regular meeting of the Board of Trustees at 10:20 p.m.

Respectfully submitted,

Candi L. Rowe, RMC/CMC
Village Clerk