

APPROVED MINUTES
VILLAGE OF ANTIOCH
BOARD OF TRUSTEES, REGULAR MEETING
Municipal Building: 874 Main Street, Antioch, IL
January 16, 2017

I. CALL TO ORDER

Mayor Hanson called the January 16, 2017 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

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

III. ROLL CALL

Roll call indicated the following Trustees were present: Macek, Poulos, Jozwiak, Dominiak, Pierce and Johnson. Also present were Mayor Hanson, Attorney Long, Administrator Keim and Clerk Romine.

IV. Absent Trustees Wishing to Attend Remotely

There were no Trustees wishing to attend remotely.

V. MAYORAL REPORT

Trustee Pierce asked to dispel rumors about his alleged demand for the salting of his driveway. He explained that there was a vehicle having difficulty, and when he asked the police department to make sure the road is cleared, it came through as a demand for special treatment.

Citizens Wishing to Address the Board

Mr. James Hopkins, Village resident, discussed the SSA taxes in Clublands and Neuhaven subdivisions and relief related to the state bill approved to assist disabled veterans. He stated that the SSA waiver is up to local governments, and indicated there were a number of other communities that have waived those taxes for those eligible under the law. He provided a list of the other communities that have waived those taxes. Mayor Hanson asked that he provide the list to the finance director in order to research the possibility of providing that relief. He said he would do anything in his power to accommodate disabled veterans.

Mr. Peter Grant, Township Trustee, discussed his conversation with Mayor Hanson after speaking with members of the Disabled American Veterans (DAV) on the issue. He personally feels that the Village should find a way to waive the taxes for eligible individuals.

Mr. Martin Montano, Village resident, spoke about Pedersen Park and the use of the park by fishermen. He said the Village has assisted with algae control on the lake, but he is afraid the lake will die with the removal of fish, and asked the Village to consider stocking the lake. Mayor Hanson asked Director Roby to research the issue. Trustee Jozwiak spoke about catch and release signs on Lake Antioch. Trustee Pierce said Oakwood Knolls homeowners association used to stock Cross Lake, and there was a similar issue at Bangs Lake in Wauconda. Staff will research the possibility of stocking the lake.

VI. CONSENT AGENDA

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

1. Approval of the December 19, 2016 regular meeting minutes as presented.

Upon roll call, the vote was:

YES: 6: Macek, Poulos, Jozwiak, Dominiak, Pierce and Johnson.

NO: 0.

ABSENT: 0.

THE MOTION CARRIED.

VII. REGULAR BUSINESS

2. Consideration to ratify payment of the January 2, 2017 accounts payable as prepared by staff - Trustee Poulos moved, seconded by Trustee Dominiak to approve payment of accounts payable as prepared by staff in the amount of \$962,809.98. Trustee Poulos commented that insurance, the roof at Fire Station #1 and painting of the water tower all contributed to the large amount of payables. Upon roll call, the vote was:

YES: 6: Macek, Poulos, Jozwiak, Dominiak, Pierce and Johnson.

NO: 0.

ABSENT: 0.

THE MOTION CARRIED.

3. Consideration of payment of accounts payable as prepared by staff - Trustee Poulos moved, seconded by Trustee Jozwiak, to approve payment of accounts payable as prepared by staff in the amount of \$371,106.92. Upon roll call, the vote was:

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YES: 6: Macek, Poulos, Jozwiak, Dominiak, Pierce and Johnson.

NO: 0.

ABSENT: 0.

THE MOTION CARRIED.

Discussion regarding revisions to the Sign Ordinance – Director Garrigan presented the revisions to the sign code made since summer of last year. Based on Village Board input, staff maximized involvement from the business community, including contributions from a downtown sign committee as well as input from other business owners. Over 200 letters were sent to business owners with a copy of the proposed sign code. Staff has made every good faith effort possible to reach out to the business community regarding the proposed sign code update.

Director Garrigan highlighted the differences between the existing and proposed sign code. He said no sign permit will be required for window signs. Open signs will be permitted but cannot be flashing, and temporary flutter lags will be allowed outside of the downtown area. He further discussed message boards, awnings, canopies, projecting signs, sandwich boards and temporary banners. Attention getting signs, trailer signs, balloons and billboards will be prohibited. The proposed area of the downtown sign district is consistent with the form based code. Those present discussed the flashing open signs and potential options to make them static, and boundaries of the downtown sign district. Trustee Johnson commented on the 35% window sign in the downtown district, and expressed concern with the appearance of favoring downtown businesses. Trustees Poulos and Pierce replied that larger signs are needed outside of the downtown district because there is less walking traffic, and they are allowed other signs restricted in the downtown district such as flutter flags. Director Garrigan asked the board if they were in favor of a downtown sign district, and if so what those boundaries should be. Trustees discussed the historic character of some of the businesses that were formerly homes, and the other characteristics of a downtown, but ultimately did not agree where the boundaries should be placed at this time.

Trustee Macek asked to have this discussed at a future Committee of the Whole meeting in order to address his questions and issues with the proposed ordinance. Mayor Hanson suggested that trustees provide comments to Director Garrigan in advance of meeting discussions in order to avoid any further delays of this ordinance.

Trustee Dominiak moved, seconded by Trustee Pierce, to authorize the attorney to draft an ordinance for sign regulations. Upon roll call, the vote was:

YES: 4: Dominiak, Pierce, Johnson & Mayor Hanson.

NO: 3: Macek, Poulos and Jozwiak.

ABSENT: 0.

THE MOTION CARRIED.

Mr. Bill Waschow, Village resident and business owner, provided his comments on the sign code including the historic character of the homes in downtown. He does not think the Main Street area is doing well and businesses are struggling. He believes the business community is interested in the survival of their business, and wonders why there is a current focus on signage. Trustee Poulos replied that the lack of a sign ordinance would invite an unattractive downtown that would not draw people into the area. Successful downtowns have conformity in their sign ordinances. He explained that the economic development initiatives and sign regulations are being done in tandem. Trustee Dominiak discussed lack of compliance by the business community and complaints from local business owners on non-enforcement of the code. Mr. Waschow discussed business vacancies, and asked for balance on the issues facing businesses. Trustee Pierce discussed the need for standards and investments made in the downtown by the Village. Trustee Johnson spoke of the need to clarify the existing sign ordinance. Mayor Hanson discussed the passion the board has for the community, and the nationwide issues facing local businesses which is why consultants have been hired to work on those issues.

4. Consideration of an Ordinance amending section 4-2B-10 of the Municipal Code of Antioch Adding Class “K” Ancillary Food Service License Regulations – Trustee Dominiak moved, seconded by Trustee Pierce, to approve **Ordinance No. 17-01-01** amending section 4-2B-10 of the Municipal Code of Antioch Adding Class “K” Ancillary Food Service License Regulations, and setting fees of \$250 with a class “C” and \$1,400 as a stand alone class “K” license; waiving the second reading. Upon roll call, the vote was:

YES: 6: Macek, Poulos, Jozwiak, Dominiak, Pierce and Johnson.

NO: 0.

ABSENT: 0.

THE MOTION CARRIED.

5. Consideration of an Ordinance Adding One Class “K” Liquor License for Piggly Wiggly – Trustee Dominiak moved, seconded by Trustee Jozwiak to approve **Ordinance No. 17-01-02** adding One Class “K” Liquor License for Piggly Wiggly, waiving the second reading. Upon roll call, the vote was:

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YES: 6: Macek, Poulos, Jozwiak, Dominiak, Pierce and Johnson.

NO: 0.

ABSENT: 0.

THE MOTION CARRIED.

6. Consideration of a Resolution Resolving the Litigation involving St. Ignatius –

Trustee Poulos moved, seconded by Trustee Johnson, to approve **Resolution No. 17-01** resolving the litigation with St. Ignatius. Upon roll call, the vote was:

YES: 5: Macek, Poulos, Dominiak, Pierce and Johnson.

NO: 0.

ABSENT: 0.

ABSTAIN: 1: Jozwiak.

THE MOTION CARRIED.

7. Consideration of the Planning and Zoning Board recommendation related to a special use for an electronic message board at Culvers –

Director Garrigan provided an overview of the history of the sign and the previous issuance of a permit to the business owner for the sign. He indicated that staff made a favorable recommendation for the special use, however the Planning and Zoning Board did not. The applicant is seeking relief on a number of requirements for the sign. Director Garrigan presented the motions available to the board at this time.

Trustees discussed the issuance of a permit for the sign, and staff and the Planning and Zoning Board's recommendation. Trustee Macek moved, seconded by Trustee Jozwiak, to authorize the attorney to draft a special use ordinance for an EMG sign on the northern end of Culvers.

Attorney Long discussed the Planning and Zoning board's recommendation and philosophies of both boards moving forward. Because this did not receive a favorable recommendation from the Planning & Zoning Board, the ordinance will require 5 votes for approval.

The business owner, Mr. Gregory Langdon, discussed the disconnect between the Planning and Zoning Board and Village Board. He further discussed the differences in his store locations, and the money he has invested into his Antioch store.

Trustee Poulos commended Planning and Zoning Board members on their work and hopes there is an understanding that this is a different situation in granting this special use. Mayor Hanson asked that the Planning and Zoning Board be invited to a future Committee of the Whole meeting to discuss signage.

Upon roll call, the vote was:

YES: 7: Macek, Poulos, Jozwiak, Dominiak, Pierce, Johnson and Mayor Hanson.

NO: 0.

ABSENT: 0.

THE MOTION CARRIED.

8. Consideration of a Resolution Adopting the Village of Antioch Economic Development Plan & 9. Consideration of a Resolution Creating the Antioch Economic Development Task Force and Appointment of task force members - Director Garrigan discussed the proposed economic development plan which includes input from the Village Board related to incentives. The proposed plan eliminates specific criteria to allow the Village Board the discretion on the incentives. He discussed the impact and building fees, and the creation of the economic development task force.

Trustee Dominiak moved, seconded by Trustee Poulos, to approve **Resolution No. 17-02** Adopting the Village of Antioch Economic Development Plan and **Resolution No. 17-03** creating the Antioch Economic Development Task Force and Appointment of task force members.

Trustee Macek discussed the revised criteria for incentives, and Trustee Poulos discussed having representatives from each of the industries as members on the task force. Trustee Pierce asked for an explanation on residential building fees. Director Garrigan said the proposed fee schedule is more in line with other communities, and stated that more permits have been issued in the last month as there were over the last 9 years.

Upon roll call, the vote was:

YES: 6: Macek, Poulos, Jozwiak, Dominiak, Pierce and Johnson.

NO: 0.

ABSENT: 0.

THE MOTION CARRIED.

10. Discussion regarding an amendment to the noise ordinance – Director Garrigan presented the proposed noise ordinance based on requests made by the Village Board. The current ordinance is not enforceable and staff has attempted to draft an enforceable ordinance that is a bit more flexible

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than what currently exists. He reviewed the proposed ordinance and prohibitions included in the ordinance. He stated that it will regulate certain defined noises, and will not go by decibel levels. Trustee Poulos asked for clarification on the car wash and what its noise would fall under. Director Garrigan replied that it would be classified as amplified sound. Trustee Poulos said he didn't see where that would fall into that category. Those present discussed which category it may fall into, and Director Garrigan stated that he can modify that language. Trustee Macek discussed the marching band practices Saturday mornings before 10am when the ordinance allows. Director Garrigan replied that they will be exempt per the ordinance as a civic group. Trustee Macek asked about loud music in cars passing by. Chief Huffman discussed the current sound ordinance in place, and that each of the examples cited would be in violation of that ordinance as it's written today. Right now any noise above 58 decibels (less than a lawn mower) at any time in the Village is illegal per the current ordinance. Chief Huffman said they are trying to create a more reasonable ordinance with time parameters, and will continue to attempt voluntary compliance as they do today. He stated the police department would like to work with people to create a tolerance for life in Antioch that is reasonable, while maintaining a quality of life.

Trustee Jozwiak discussed businesses hosting outside music. Trustee Dominiak expressed concern with allowing outdoor sources until midnight in residential areas. Chief Huffman said the proposed ordinance sets parameters for the police department such as time frames and type of noise activity, which brings the ordinance closer to being reasonably enforceable. Those present discussed certain specific scenarios, time allowances, and the flexibility allowed to officers for enforcement of the ordinance. This item will be placed on a future village board agenda for consideration.

11. Upcoming Bids & RFP

a. Sequoit Creek Culvert Replacement – Administrator Keim is hoping to be able to award the bid at the February 6 Village Board meeting with the bid opening February 2 at 11am. They would like to work when the creek flow is lowest before spring rain.

b. Restore and repaint tennis courts at Centennial Park – Director Roby presented the Request For Proposals for resurfacing of tennis courts at Centennial Park. This is included in the budget. He presented the RFP to be published this week, with proposals due no later than 10am on February 8. Trustee Pierce asked if there is a plan for resurfacing at Jensen Park. Director Roby said the design is in the process and that may be in the next budget.

12. Update on 125 year committee – Director Roby discussed the upcoming 125 year anniversary of the Village, and the members and representatives on the 125 year committee. The committee is currently focusing on 3 components; a book, celebrations (mainly in July) and decorations. The Taste of Summer, Chicken BBQ and 4th of July will be the focus of the celebration, along with a possible 1860's style baseball game and ice cream social activities. He presented a mock up of the logo and presented the banners that will be placed downtown in the Village. He further discussed signage on the entryways and facades of buildings downtown. The 125 guide will be included in the Spring/Summer Village Program Guide. Trustee Macek suggested putting previous occupancies on the buildings downtown. He discussed the potential for a flower bed at the northwest corner of Main and Orchard spelling 125 in flowers.

VIII. ADMINISTRATOR'S REPORT

No report.

IX. VILLAGE CLERK'S REPORT

No report.

X. TRUSTEE REPORTS

Trustee Johnson reported on the upcoming wine walk this Saturday.

Trustee Pierce asked Attorney Long to look into enforcement of open burning in the township that affects village residents with smoke.

Trustee Dominiak asked if the acquisition of Groot affects our contract. Administrator Keim said he does not anticipate any changes, and it is currently being analyzed by SWALCO. She asked for future consideration restricting powdered alcohol.

Trustee Jozwiak reported on water main breaks and street salting maintenance. Administrator Keim reported on how difficult it is for the crews to work in the recent icy conditions.

Trustee Poulos provided an update on a fundraiser for an Antioch child with cancer at Mason's in Kenosha on Thursday. 15% of all food bills will be donated to the cause

XI. EXECUTIVE SESSION – Personnel, Pending/Probable Litigation, Sale or Lease of Village Property, Executive Session Minutes, Collective Bargaining – Pending Litigation

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

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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 9:46 p.m.

Respectfully submitted,

Lori K. Romine
Village Clerk