

APPROVED MINUTES
VILLAGE OF ANTIOCH
BOARD OF TRUSTEES, REGULAR MEETING
Municipal Building: 874 Main Street, Antioch, IL
February 12, 2018

I. CALL TO ORDER

Mayor Hanson called the February 12, 2018 regular meeting of the Board of Trustees to order at 7:00 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: Jozwiak, Pierce, Poulos, Dominiak, Johnson and Macek. Also present were Mayor Hanson, Attorney Long, Assistant Administrator McCarthy and Clerk Romine.

IV. Absent Trustees Wishing to Attend Remotely

There were no Trustees wishing to attend remotely.

V. MAYORAL REPORT

1. Mayoral Proclamation – National School Week – Mayor Hanson mentioned the proclamation declaring January 21-27, 2018 National School Choice Week.

Mayor Hanson discussed the proposed bill with the state to allow local government more restrictions on video gaming. Clerk Romine will send copies of the proposed bill to the Board.

Citizens Wishing to Address the Board

Township Supervisor Tom Shaughnessy provided an introduction of himself as newly appointed Township Supervisor, and introduced his new administrative assistant Sheila Dvorak who has many years of experience in county and local government.

VI. CONSENT AGENDA

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

1. Approval of the January 8, 2018 regular meeting minutes as presented.
2. Approval of the January 24, 2018 special meeting minutes as presented.
3. Approval of the October 30, 2017 special meeting minutes as presented.
4. Approval of a Resolution Authorizing the Village Administrator to execute a water tower lease agreement with Verizon Wireless for the installation of cell equipment on the Heron Harbor water tower – *Resolution No. 18-03*
5. Approval of a Resolution authorizing the Village Administrator to execute a contract with Synagro to provide sludge hauling and land application services of the Village's Biosolids from March 7, 2018 and continuing through March 6, 2019 – *Resolution No. 18-04*
6. Approval of a Resolution Authorizing the Village Administrator to execute a contract with Lauterbach & Amen, LLP for the purpose of providing auditing services to the Village of Antioch – *Resolution No. 18-05*
7. Approval of a Resolution regarding the release and non-release of certain executive session minutes – *Resolution No. 18-07*

Upon roll call, the vote was:

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

NO: 0.

ABSENT: 0.

THE MOTION CARRIED.

**Trustee Poulos abstained from Item #2: Approval of the January 24, 2018 special meeting minutes as presented.*

***Trustee Dominiak abstained from Item #1: Approval of the January 8, 2018 regular meeting minutes as presented.*

VII. REGULAR BUSINESS

8. Approval of a Resolution approving the collective bargaining agreement negotiated with the Fraternal Order of Police for May 1, 2017 through April 30, 2020 – Trustee Jozwiak moved, seconded by Trustee Macek to approve **Resolution No. 18-06** approving the Collective Bargaining Agreement negotiated with the Fraternal Order of Police for May 1, 2017 through April 30, 2010.

Trustee Jozwiak asked how much the retroactive pay would be. Chief Huffman said Director McCarthy had budgeted for the increases that would go back to May 1. The contract ended April 30. Director McCarthy will email the amounts tomorrow, and stated it was under budget. Attorney Long

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added that the schedule increase included in this contract should have less impact on the annual budget.

Upon roll call, the vote was:

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

NO: 0.

ABSENT: 0.

THE MOTION CARRIED.

9. Consideration to ratify payment of the January 22, 2017 accounts payable as prepared by staff – Trustee Poulos moved, seconded by Trustee Dominiak, to ratify the payment of the November 27, 2017 accounts payable as prepared by staff in the amount of \$1,139,207.49. Large amounts included the IEPA loan payment in the amount of \$512,869.93 and Amalgamated Bank of Chicago in the amount of \$212,053.00 for a bond interest payment. Upon roll call, the vote was:

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

NO: 0.

ABSENT: 0.

THE MOTION CARRIED.

10. Consideration of payment of accounts payable as prepared by staff – Trustee Poulos moved, seconded by Trustee Dominiak, to approve the payment of accounts payable as prepared by staff in the amount of \$177,762.61. Upon roll call, the vote was:

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

NO: 0.

ABSENT: 0.

THE MOTION CARRIED.

11. Consideration of a Resolution approving the 2018 Special Events sponsored by the Antioch Chamber of Commerce – Trustee Jozwiak moved, seconded by Trustee Johnson, to approve **Resolution No. 18-08** approving the 2018 Special Events sponsored by the Antioch Chamber of Commerce.

Mayor Hanson invited Director Heimbrodt to express his concerns with any of the events. Director Heimbrodt said he had concerns related to the Kringle Trees, and adding anything to existing downtown trees or street light poles. There is currently no additional electric, and additional items on the sidewalk would provide obstacles during snow removal operations.

Chamber Director Barbara Porch presented her request and said they would entertain different options for the tree event. She asked for village board approval for everything except the trees and they will come back with a modification.

Trustee Jozwiak asked if there were any issues with park events. Director Porch said there is no conflict, and she has been working with the parks department to develop the dates.

Trustee Jozwiak amended his motion, seconded by Trustee Johnson, to approve **Resolution No. 18-08** approving the 2018 Special Events sponsored by the Antioch Chamber of Commerce, with the removal of the Kringle Trees. Upon roll call, the vote was:

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

NO: 0.

ABSENT: 0.

THE MOTION CARRIED.

12. Consideration of an Ordinance Amending 9-1-1, 9-1-2, and 9-1-3-2 (A) of the Village Code; related to building regulation and adoption of codes – Director Garrigan said that this building code was previously approved last July, but there were minor changes needed to the electrical code, and notice needed to be provided to the Illinois Capital Board.

Trustee Dominiak moved, seconded by Trustee Jozwiak, to approve **Ordinance No. 18-02-05** Amending 9-1-1, 9-1-2, and 9-1-3-2 (A) of the Village Code, waiving the second reading.

Trustee Jozwiak asked if these codes are aligned with Lake County. Director Garrigan said most communities have adopted the 2012 building codes.

Upon roll call, the vote was:

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

NO: 0.

ABSENT: 0.

THE MOTION CARRIED.

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13. Consideration of an Ordinance amending section 4-2B-10-B of the Municipal Code of Antioch modifying the Class “D” License regulations by allowing limited sales of spirits for gas station liquor licenses – Trustee Poulos moved, seconded by Trustee Jozwiak, to put **Ordinance No. 18-02-06** on the floor. Attorney Long advised that a selection on square footage requirements needs to be made to be included in the ordinance.

Mr. Sonny Judge, Antioch BP, is not in favor of placing limits on liquor sales and discussed fees for the different licenses. Attorney Long said the board could consider an option where he could remain a class “C” license and the other gas stations would have a limited class “D” license. Trustee Pierce expressed concern with other gas stations requesting a class “C” license if that were the case. Trustee Poulos disagreed, and thinks if it is grandfathered, it would only apply to the current license. Attorney Long said the ordinance would need a provision addressing any grandfathering in a specific clause. He added that another option is to give all gas stations class “C” liquor licenses. Trustee Poulos suggested the board add a grandfather clause to the proposed ordinance and specify the square footage.

Those present discussed placing this item back in committee for further discussion, and the delays that may cause to the owner of Dharni Gas & Food who made the initial request. Current license holders have submitted their required square footages as requested.

Trustee Macek commented on free enterprise, and stated that the proposed ordinance is restricting free enterprise.

Attorney Long stated that there was a motion to put the item on the floor, and asked if there was a substantive motion anyone would like to make. Trustee Macek moved, seconded by Trustee Pierce, to kill the ordinance. Those present discussed options for the current licensees in town, and what floor space may be needed for alcohol sales in those locations. Trustee Macek withdrew his motion, however Trustee Pierce did not withdraw his second, therefore a vote needs to be taken. Upon roll call, the vote was:

YES: 1: Pierce.

NO: 5: Jozwiak, Poulos, Dominiak, Johnson and Macek.

ABSENT: 0.

THE MOTION FAILED.

Trustee Poulos moved, seconded by Trustee Macek, to approve **Ordinance 18-02-06** amending section 4-2B-10-B of the Municipal Code of Antioch modifying the Class “D” license regulations by allowing limited sales of spirits for gas station liquor licenses with floor space requirements of 33% or 600 square feet, whichever is greater, and waiving the second reading. Upon roll call, the vote was:

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

NO: 1: Pierce.

ABSENT: 0.

THE MOTION CARRIED.

Trustee Macek, prior to voting on the liquor license being limited to floor space requirements of 33% or 600 square feet, asked Mr. Sonny Judge from Antioch BP who was at the podium if he was okay with that. Sonny replied he was okay with that, which then led to Trustee Macek voting yes.

14. Consideration of an Ordinance authorizing the Village Administrator to sell, salvage or otherwise dispose of equipment - Trustee Dominiak moved, seconded by Trustee Jozwiak, to approve **Ordinance No. 18-02-07** authorizing the Village Administrator to sell, salvage or otherwise dispose of equipment, waiving the second reading. Upon roll call, the vote was:

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

NO: 0.

ABSENT: 0.

THE MOTION CARRIED.

15. Consideration of a Resolution approving the site plan for Tractor Supply Company – Trustee Dominiak moved, seconded by Trustee Jozwiak, to approve **Resolution No. 18-09** approving the site plan for Tractor Supply Company. Upon roll call, the vote was:

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

NO: 0.

ABSENT: 0.

THE MOTION CARRIED.

16. Consideration of an Ordinance amending the speed limits prescribed in section 7-3-13 of the Municipal Code of Antioch relating to Harden Street and Hillside Avenue – Trustee Jozwiak moved, seconded by Trustee Dominiak, to approve **Ordinance No. 18-02-08** amending the speed limits prescribed in section 7-3-13 of the Municipal Code of Antioch relating to Harden Street and Hillside Avenue, waiving the second reading.

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Trustee Dominiak clarified placement of the 25 mph speed limit signs. Chief Huffman added that this is the first step in fixing conflicting speed limits. Trustee Macek thinks this is a good step, and asked to look at subdivisions for their speed limits.

Upon roll call, the vote was:

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

NO: 0.

ABSENT: 0.

THE MOTION CARRIED.

17. Consideration of an Ordinance Amending Section 4-14-10(A) of the Municipal Code of Antioch updating the chart of tobacco licenses – Trustee Jozwiak moved, seconded by Trustee Johnson, to approve **Ordinance No. 18-02-09** amending Section 4-14-10(A) of the Municipal Code of Antioch updating the chart of tobacco licenses, waiving the second reading. Upon roll call, the vote was:

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

NO: 0.

ABSENT: 0.

THE MOTION CARRIED.

18. Consideration of an Ordinance formally adopting the Zoning Map effective February 12, 2018 for the Village of Antioch – Trustee Dominiak moved, seconded by Trustee Jozwiak, to approve **Ordinance No. 18-02-10** formally adopting the Zoning Map effective February 12, 2018 for the Village of Antioch, waiving the second reading. Upon roll call, the vote was:

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

NO: 0.

ABSENT: 0.

THE MOTION CARRIED.

19. Consideration of a Resolution authorizing the Village Administrator to solicit bids for the 2018 Road Program – Trustee Poulos moved, seconded by Trustee Pierce, to approve **Resolution No. 18-10** authorizing the Village Administrator to solicit bids for the 2018 Road Program.

Trustee Poulos mentioned that last year there was a significant savings due to early bids. Director Heimbrodt highlighted the road program for 2018, stating that they are hoping to do approximately 3 miles for \$1 million, similar to last years program. He discussed the PASER program to identify road conditions and listed roads to be included in the program this year. After the thaw, public works will still do patching and necessary road maintenance this spring. Mayor Hanson commended Director Heimbrodt on his road improvement efforts. Trustees mentioned road conditions in front of Menards on route 173. Director Heimbrodt will have his staff contact IDOT to fill potholes.

Upon roll call, the vote was:

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

NO: 0.

ABSENT: 0.

THE MOTION CARRIED.

VIII. NON-ACTION ITEMS

1. Façade Grant Request from Lovin Oven – Director Garrigan reviewed the request from Lovin Oven Cakery for a façade grant in the amount of \$50,000 and asked the board for their input on whether they support the applicant's request. Typically applicants are required to approach the village board prior to proceeding with façade work. In this case, work was completed prior to the submission of the façade grant request. It was the consensus of those present to deny the request.

2. Bond Sale Refi – Director McCarthy updated the board on the notification of sale of the General Obligation Bonds (Alternative Revenue Source), Series 2017.

3. IDOT Compliance Review – Director McCarthy provided the IDOT report to the Village Board covering the receipt and disbursement of MFT Funds by the Village for the period beginning January 1, 2014 through December 31, 2016.

VIII. ADMINISTRATOR'S REPORT

No report.

IX. VILLAGE CLERK'S REPORT

No report.

X. TRUSTEE REPORTS

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Trustee Pierce wrote to the federal railroad administration and surface transportation board regarding the stalled trains. Mayor Hanson asked the board to use caution, and to involve Administrator Keim in those discussions so there is no conflicting information going to an agency.

Trustee Dominiak asked about health insurance in the budget and would like a presentation at the COW about health care insurance costs and their impact on the budget.

Trustee Johnson said the new aquatic manager started today, and they are currently interviewing for the parks maintenance position. He commented that the public works department is doing a fantastic job with snow removal. They still have adequate salt, and equipment is holding up.

Trustee Macek asked for a report at the next COW related to costs for security cameras. Trustee Pierce said that he has discussed it with Administrator Keim and he plans to present something soon. Trustee Macek said he will vote no on the budget if it doesn't include security cameras.

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.

XII. ADJOURNMENT

There being no further discussion, Trustee Jozwiak moved, seconded by Trustee Dominiak to adjourn the regular meeting of the Board of Trustees at 8:31 p.m.

Respectfully submitted,

Lori K. Romine
Village Clerk