

APPROVED MINUTES

VILLAGE OF ANTIOCH BOARD OF TRUSTEES REGULAR MEETING Municipal Building: 874 Main Street, Antioch, IL December 9, 2019

I. CALL TO ORDER

Mayor Hanson called the December 9, 2019 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: Pierce, Macek, Yost, Dominiak, Poulos and Johnson. Also present were Mayor Hanson, Attorney Long, Administrator Keim and Clerk Romine.

IV. ABSENT TRUSTEES WISHING TO ATTEND REMOTELY

There were no absent Trustees wishing to attend remotely.

V. MAYORAL REPORT

1. Mayoral Proclamation – Clerk Romine read aloud the proclamation congratulating Charlie Smith on his state championship title in cross country.

2. Queen Portrait Presentation – The 2019 Antioch Queens presented their portrait to Mayor Hanson and the Board of Trustees as a thank you for having the honor of representing the community this year.

Citizens Wishing to Address the Board

There were no citizens wishing to address the board at this time.

VI. CONSENT AGENDA

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

1. Approval of the November 19, 2019 public hearing and regular meeting minutes as presented.

Upon roll call, the vote was:

YES: 6: Pierce, Macek, Yost, Dominiak, Poulos, Johnson.

NO: 0.

ABSENT: 0.

ABSTAIN: 0.

THE MOTION CARRIED.

VII. REGULAR BUSINESS

2. 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 \$1,277,168.91. Trustee Poulos commented that a payment in the amount of \$677,466.25 to Bank of New York was for bond payments. Upon roll call, the vote was:

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

NO: 0.

ABSENT: 0.

THE MOTION CARRIED.

3. Consideration of a Resolution authorizing the Village Administrator to enter into an agreement with Arthur J. Gallagher Risk Management Services, Inc. to provide Property, Casualty, Liability, Workman's Compensation and related insurances not to include Employee Health Insurance in the amount of \$380,293 – Administrator Keim reviewed the renewal from Arthur J. Gallagher. Overall, the renewal is approximately a 4% increase over last year, which is considered very good in the current market.

Trustee Dominiak moved, seconded by Trustee Johnson, to approve **Resolution No. 19-70** Resolution authorizing the Village Administrator to enter into an agreement with Arthur J. Gallagher Risk Management Services, Inc. to provide Property, Casualty, Liability, Workman's Compensation and related insurances not to include Employee Health Insurance in the amount of \$380,293. Upon roll call, the vote was:

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

NO: 0.

ABSENT: 0.

THE MOTION CARRIED.

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4. Consideration of a Resolution waiving the building permit fees in the amount of \$21,987.00 for the Rivalry Alehouse located on Main and Park – Trustee Johnson recused himself due to a vested interest. Trustee Macek also recused himself.

Trustee Poulos, moved, seconded by Trustee Dominiak, to approve **Resolution No. 19-71** Resolution waiving the building permit fees in the amount of \$21,987.00 for the Rivalry Alehouse located on Main and Park.

Director Garrigan discussed the economic development grant provided to Rivalry Alehouse in the amount of \$200,000. Based on the previous practice, staff recommends a waiver of the permit fee.

Applicant, Jim Donahoe, expressed his gratitude for the grant, and provided an overview of costs incurred for the project. Director Garrigan added that building fees have been waived in the past for façade grants. Those present discussed the grants provided to Lovin' Oven which did not receive a waiver of permit fees, and Handi-foil whose permit fees were waived. Director Garrigan suggested the board consider a waiver of fees when a grant is awarded by the Village. Trustee Pierce recollects waiving permit fees for non-profits, but not for businesses. Mr. Donahoe added that they have incurred additional expenses approximating \$180,000 in order to have a positive partnership with the Village. Trustee Yost suggested an alternative option to offer a deferred payment of those fees to the applicant. Those present agreed to come back with an option to defer payment of those permit fees.

Trustee Poulos withdrew his motion, and Trustee Dominiak withdrew her second. This item will be placed on a future board agenda for consideration.

5. Consideration of an ordinance for Village of Antioch, Illinois Special Service Area Number One Approving Administrative Report and Special Tax Roll for Levy Year 2019 and Abating Special Service Area Taxes – Trustee Macek moved, seconded by Trustee Yost, to approve **Ordinance No. 19-12-40** an ordinance for Village of Antioch, Illinois Special Service Area Number One Approving Administrative Report and Special Tax Roll for Levy Year 2019 and Abating Special Service Area Taxes, waiving the second reading.

Finance Director McCarthy presented the levy and abatement and pointed out the approximate savings homeowners will realize. The levy and abatement will be completed in 2032. Trustee Yost clarified that this is a reduction in the actual tax to the homeowner.

Upon roll call, the vote was:

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

NO: 0.

ABSENT: 0.

THE MOTION CARRIED.

6. Consideration of an ordinance for Village of Antioch, Illinois Special Service Area Number Two Approving Administrative Report and Special Tax Roll for Levy Year 2019 and Abating Special Service Area Taxes– Trustee Poulos moved, seconded by Trustee Pierce, to approve **Ordinance No. 19-12-41** ordinance for Village of Antioch, Illinois Special Service Area Number Two Approving Administrative Report and Special Tax Roll for Levy Year 2019 and Abating Special Service Area Taxes, waiving the second reading. Upon roll call, the vote was:

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

NO: 0.

ABSENT: 0.

THE MOTION CARRIED.

7. Consideration of a proposal to approve a Special Use for an EMB sign on Lake Street for the property commonly known as 950 Hillside Avenue – Trustee Poulos moved, seconded by Trustee Macek, to approve the request and direct the attorney to draft an ordinance.

Director Garrigan reviewed the request which was not supported by the Planning and Zoning Board. The applicant has since revised their plan with a proposed 13 square-foot EMB sign. The applicant is requesting a second EMB sign on Lake Street. Based on the current sign ordinance, it does not allow EMB on collector and secondary streets. Director Garrigan discussed the precedent this may set if allowed.

Trustee Pierce said this would be a change to current policy and questions that change. The user already has one sign and questions why he may need another sign. He also asked for a ruling from the attorney on whether or not Trustee Macek has a conflict based on his comments at the last meeting. Attorney Long said he was approached by Trustee Macek since he provided insurance and he doesn't see a conflict in that. Trustee Macek clarified that he allows the applicant to park his truck at his business, but the contents are not his. Trustee Yost asked for clarification on the motion. Attorney Long said the motion would direct the attorney to draft the ordinance for consideration at another meeting. Trustee Dominiak said since this is a change in the sign that was originally presented to the

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Planning and Zoning Board, she recommended that it be remanded back to that board to see if they are comfortable with this change, and provide additional recommendations. Trustee Poulos asked for a description on the 4 panels, and if the sign had the potential to be 4 separate message boards. Director Garrigan said it was one LED. Trustee Poulos commented on the location of the business and its unique nature. He said he is in favor of the sign with the changes, commented on lack of compliance with their other sign, and said he wants compliance with this sign. Trustee Johnson agrees with Trustee Dominiak that this should go back to Planning and Zoning. Mayor Hanson discussed manual vs. electronic message boards and asked for the difference. Director Garrigan said EMB are specifically outlined in the Village Code, and manual message boards are not. Trustee Pierce commented on the numerous recent discussions regarding the sign code and debate regarding the types of signage the Village Board ultimately chose for the downtown. He further discussed the precedent this may set, and expressed concern with allowing a special use such as this so closely to the approval of the sign ordinance.

Director Garrigan clarified that the property is not in the downtown sign district, however, there are other parameters in the sign ordinance from which the applicant is seeking relief.

Attorney Long said there is not a clear process built into the zoning code related to a situation such as this. Under ordinary circumstances, it would require a 2/3 vote to override the decision, however that is not in the special use provisions. It can be approved with modifications without going back to the Planning and Zoning Board, but that may not be the best practice moving forward.

Based on the motion to approve the request and direct the attorney to draft an ordinance, the roll call vote was:

YES: 2: Macek and Poulos.

NO: 4: Pierce, Yost, Dominiak and Johnson.

ABSENT: 0.

THE MOTION FAILED.

Trustee Pierce moved, seconded by Trustee Yost to send the request back to the Planning and Zoning Board, waiving the one year requirement with modifications.

Trustee Dominiak asked if it could be placed on the December 12 Village Board agenda. Trustee Johnson stated that he likes the sign, but wants input from the Planning and Zoning Board based on the changes to their original submittal.

Upon roll call, the vote was:

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

NO: 0.

ABSENT: 0.

THE MOTION CARRIED.

8. Consideration of an Ordinance Amending the Village Code to Conform with the Illinois Cannabis Regulation and Tax Act– Trustee Poulos moved, seconded by Trustee Johnson to approve **Ordinance No. 19-12-42** adopting and levying a municipal cannabis retailers' occupation tax, waiving the second reading. Trustee Dominiak asked if restrictions could be placed on the display of paraphernalia. Attorney Long said the trailer bill and allowance of paraphernalia took that right away. Upon roll call, the vote was:

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

NO: 0.

ABSENT: 0.

THE MOTION CARRIED.

9. Consideration of a Resolution Regarding the Release and Non-Release of certain minutes of executive session – Trustee Pierce moved, seconded by Trustee Dominiak, to approve **Resolution No. 19-72** regarding the release and non-release of certain minutes of executive session. Upon roll call, the vote was:

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

NO: 0.

ABSENT: 0.

THE MOTION CARRIED.

VIII. Non-Action Items for Discussion

There were no non-action items for discussion at this time.

IX. ADMINISTRATOR'S REPORT

Administrator Keim reported on the new phone system which is on order. He provided an update on the group health insurance renewal and proposed increase from United Healthcare and renewal with Blue Cross Blue Shield of Illinois. He discussed the deductible corridor program funded by the Village and the potential cost savings from the proposed renewal with BCBS. He reviewed the

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status of the Pittman property and the identified areas of concern. The access agreement expires at the end of the year, so Attorney Long will speak with the owners regarding and extension. Administrator Keim stated a clean-up crew will begin work this week on removing the debris from the Chamber building, and discussed leaf vacuuming and its weather dependence.

X. VILLAGE CLERK'S REPORT

No report.

XI. TRUSTEE REPORTS

No report.

XII. 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.

XIII. ADJOURNMENT

There being no further discussion, Trustee Dominiak moved, seconded by Trustee Pierce to adjourn the regular meeting of the Board of Trustees at 8:05 p.m.

Respectfully submitted,

Lori K. Romine
Village Clerk