

APPROVED MINUTES

VILLAGE OF ANTIOCH
BOARD OF TRUSTEES – REGULAR MEETING
Regular Meeting – Antioch Senior Center: 817 Holbek, Antioch, IL 60002
Virtual Meeting – Call In (571)317-3122 Access Code: 928-516-141
July 13, 2020

I. CALL TO ORDER

Mayor Hanson called the July 13, 2020 regular meeting of the Board of Trustees to order at 7:04 pm at the Antioch Senior Center: 817 Holbek, Antioch, IL 60002.

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 and Dominiak. Also present were Mayor Hanson, Attorney Long, Administrator Keim and Clerk Romine. Absent: Trustees Poulos and Johnson.

IV. ABSENT TRUSTEES WISHING TO ATTEND REMOTELY

There were no absent trustees wishing to attend remotely.

V. MAYORAL REPORT

1. Mayoral Proclamation – Mask Brigade – Mayor Hanson thanked Anna Haley Fielder and Jill Cannon for their organization of the mask brigade during the trying times. Clerk Romine read aloud the proclamation recognizing the Mask Brigade for their volunteerism and work in providing over 42,955 masks to the greater Antioch community.

2. Re-Appoint Robert McCarty to the Planning and Zoning Board with a term ending 2023 - Trustee Pierce moved, seconded by Trustee Yost, to confirm the re-appointment of Robert McCarty to the Planning and Zoning Board with a term ending 2023.

Upon roll call, the vote was:

YES: 4: Pierce, Macek, Yost and Dominiak.

NO: 0.

ABSENT: 2: Poulos and Johnson.

THE MOTION CARRIED.

3. Re-Appoint Jessica Sanfilippo to the Planning and Zoning Board with a term ending 2023 -Trustee Dominiak moved, seconded by Trustee Pierce to confirm the re-appointment of Jessica Sanfilippo to the Planning and Zoning Board with a term ending 2023.

Upon roll call, the vote was:

YES: 4: Pierce, Macek, Yost and Dominiak.

NO: 0.

ABSENT: 2: Poulos and Johnson.

THE MOTION CARRIED.

4. Re-Appoint Angela Vitacco to the Police Pension Board with a term ending 2022 - Trustee Macek moved, seconded by Trustee Yost, to confirm the re-appointment of Angela Vitacco to the Police Pension Board with a term ending 2022.

Upon roll call, the vote was:

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YES: 4: Pierce, Macek, Yost and Dominiak.

NO: 0.

ABSENT: 2: Poulos and Johnson.

THE MOTION CARRIED.

Citizens Wishing to Address the Board

There were no citizens wishing to address the board.

VI. Consent Agenda

1. Approval of the June 8, 2020 regular meeting minutes as presented - Trustee Yost moved, seconded by Trustee Pierce, to approve the June 8, 2020 regular meeting minutes as presented. Upon roll call, the vote was:

YES: 4: Pierce, Macek, Yost and Dominiak.

NO: 0.

ABSENT: 2: Poulos and Johnson.

THE MOTION CARRIED.

VII. Regular Business

2. Consideration to ratify the payment of the June 18, 2020 accounts payable as prepared by staff – Trustee Pierce moved, seconded by Trustee Yost, to approve payment of accounts payable in the amount of \$78,880.64 including payment to HR Green in the amount of \$23,983.31 for engineering services of Grimm Road. Upon roll call, the vote was:

YES: 4: Pierce, Macek, Yost and Dominiak.

NO: 0.

ABSENT: 2: Poulos and Johnson.

THE MOTION CARRIED.

3. Consideration of payment of accounts payable as prepared by staff – Trustee Pierce moved, seconded by Trustee Yost, to approve payment of accounts payable in the amount of \$234,953.39. Upon roll call, the vote was:

YES: 4: Pierce, Macek, Yost and Dominiak.

NO: 0.

ABSENT: 2: Poulos and Johnson.

THE MOTION CARRIED.

4. Consideration of a Resolution to make improvements to the Village right-of-way on Lake Avenue and Park Avenue in Oakwood Knolls Subdivision – Trustee Pierce moved, seconded by Trustee Yost, to approve **Resolution No. 20-21** to make improvements to the Village right-of-way on Lake Avenue and Park Avenue in Oakwood Knolls Subdivision.

Mr. Michael O'Mara, Oakwood Knolls resident and board member of the Homeowners Association (HOA), discussed the access roadway to the lake for residents of the subdivision and members of the association. He said the residents have had access to this property for 63 years and they are now asking that the village help properly maintain the right-of-way. The HOA is asking to restore the right-of-way to a reusable and decent road to serve all the residents of the subdivision. He asked that the resolution be amended to acknowledge requests from the HOA and ask that who is responsible be included. He also asked that it be noted that the agreement from the previous meeting in November was to maintain the roadway it has always been maintained for 63 years on behalf Oakwood Knolls and Abbey Estates homeowners.

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Mr. Greg Goldbogen, Oakwood Knolls resident and board member of HOA, discussed engineering and proposed materials and dimensions for improvements to the right-of-way. He proposed the use of railroad ties or any type of barrier going along the property to protect the homeowners adjacent to the roadway. He added that there is plenty of room between right-of-way and the HOA fence for parking.

Mr. James Evers, Oakwood Knolls resident, discussed the petition provided by the HOA and the falsehoods in the petition. He said they have not asked for village to remove the roadway, but asked for grass because it is soft soil. He discussed the costs of roadway, and thinks it will end up being more than cost of gravel. He discussed the homeowners concern with people driving in their yards, and suggested to place an access point similar to forest preserve for public safety access. He asked the board to visit the site before voting on the resolution.

Ms. Jenny DiBenedetto, Oakwood Knolls resident, said her property is directly impacted by this request. She discussed dumping of asphalt grindings, nearby damage resulting from that dumping, and commented that the right-of-way only serves people in Oakwood Knolls subdivision. She said currently the road services OKPOA association piers, and she has not seen anyone fishing this year. Ms. DiBenedetto said it has been 8 years since the village provided gravel for the road, and suggested other projects in the subdivision that could use those funds including speed enforcement and flagpole area maintenance. She asked that if the board decided to move forward, they only gravel Lake avenue.

Mr. Goldbogen replied that 8 piers are rented and the piers were rebuilt. He added that they have numerous new members this year, and the plan he presented shows drainage, improvements and addresses all points made earlier by Mr. Evers.

Mr. Nicolino DiBenedetto, Oakwood Knolls resident, commented on the use of taxpayer money to improve a right of way that serves 8 people.

Trustee Pierce said he understands both sides viewpoint, but this needs to come to a conclusion and move forward. He discussed deeded rights of residents in the subdivision to HOA property, and the voluntary association membership. The village has traditionally provided some sort of access via gravel, which has been used by rescue for access to the area. He thinks the area needs to be restored, and hopes the board would put gravel down to make it a reasonable area. He commented that taxpayer money is spent to improve Antioch and try and make it better for everybody, and asked the Board to vote tonight and move on and see if it works; if not it can be revisited later.

Ms. Renee Murrin, Oakwood Knolls resident, said she is okay with the gravel and agrees with Administrator Keim's plan and thinks it's beneficial to everybody.

Mr. Jeff Craig, Oakwood Knolls resident, said his property borders both of the roads and he asked for speed bumps on Lake to slow down traffic for child safety and to minimize dust. He said they have never wanted to deny access to the fishing pier, but didn't want a highway in their backyard either. He discussed his current backyard view, and said normally there are no more than 2 cars there at a time. He asked to put the road back the way it was and put up signage and a barrier. Mr. Craig added that he does have concern with the potential for a negative affect on property values.

Trustee Macek thinks the association needs to raise their dues and he expressed concern over setting a precedent for other HOA assistance with park or lake access. He agreed that we can dump gravel on village deeded roads, but thinks the association should maintain their property.

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Trustee Yost visited the site and thinks some restoration needs to be done and asked Attorney Long what the village obligation is as far as the right-of-way. Attorney Long replied that the board is not under any obligation to do anything with village property. It is currently a platted right-of-way and can be used for any lawful purpose. Trustee Yost agrees with recommendation of village administrator.

Trustee Dominiak also visited the site and said she appreciates the challenges of a voluntary association. She had no trouble driving on Lake Avenue and saw the barrier had been moved. She suggested staff make it inaccessible for a vehicle at the end. Administrator Keim responded that staff didn't do additional work because the board didn't take action, but plan to once the board approves the resolution. She said she is in support of a "T" with a boulder at the end, but was concerned that it will cost more than anticipated.

Trustee Pierce suggested the board consider spending more money in subdivisions and a little less money downtown. He thinks the board needs to start paying attention to neighborhoods and maintain them in a manner where people want to spend time there and are proud of their homes.

Administrator Keim clarified the end of the "T" stating the survey from 2007 shows there was evidence of a gravel road which took a northbound turn onto park. The dashed line approximately 30 feet north was suggested as a resolution to this. He reviewed the aerial photo and said historically there is evidence that the village has improved the right-of-way. Staff recommends placing gravel 30 feet to the north to allow overlap to access the property. He also discussed a way for people to turn around without driving on grass, which is how the "T" was created. He promised that staff will create a barrier and compact the gravel if the resolution is approved.

Mayor Hanson said this a very sensitive subject to a subdivision that has a lot of history, and he thinks this is something that needs to be done right and feels like it needs to be postponed. Trustee Yost agreed that it should be done right and would like to see another drawing. Trustee Pierce said this has dragged on long enough and needs to go to a vote.

Mr. O'Mara opined that this is a violation of rights if the road isn't improved to the double gates. Attorney Long clarified that it is not a denial of rights, and the Village is under no legal obligation to make these improvements.

Upon roll call on the motion to approve **Resolution No. 20-21** to make improvements to the Village right-of-way on Lake Avenue and Park Avenue in Oakwood Knolls Subdivision, the vote was:

YES: 4: Pierce, Macek, Yost and Dominiak.

NO: 0.

ABSENT: 2: Poulos and Johnson.

THE MOTION CARRIED.

5. Consideration of an Ordinance adding one Class "A" and one Class "A-1" full service restaurant liquor license for Rivalry Alehouse to be located at 945 Main Street – Trustee Dominiak moved, seconded by Trustee Pierce, to approve **Ordinance No. 20-07-21** adding one Class "A" and one Class "A-1" full service restaurant liquor license for Rivalry Alehouse to be located at 945 Main Street, waiving the second reading. Upon roll call, the vote was:

YES: 4: Pierce, Macek, Yost and Dominiak.

NO: 0.

ABSENT: 2: Poulos and Johnson.

THE MOTION CARRIED.

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6. Consideration of an Emergency Ordinance ratifying and extending the Mayoral declaration of Emergency relating to Coronavirus –

Trustee Dominiak moved, seconded by Trustee Yost, to approve **Ordinance No. 20-07-22** ratifying and extending the Mayoral declaration of Emergency relating to coronavirus, waiving the second reading.

Upon roll call, the vote was:

YES: 4: Pierce, Macek, Yost and Dominiak.

NO: 0.

ABSENT: 2: Poulos and Johnson.

THE MOTION CARRIED.

7. Consideration of a Resolution Approving Outdoor Dining Standards on Village Sidewalks and Public Right-of-Ways – Trustee Dominiak moved, seconded by Trustee Yost, to approve **Resolution No. 20-26** approving outdoor dining standards on village sidewalks and public rights-of-way. Upon roll call, the vote was:

YES: 4: Pierce, Macek, Yost and Dominiak.

NO: 0.

ABSENT: 2: Poulos and Johnson.

THE MOTION CARRIED.

8. Consideration of the Operating and Capital Budget for Fiscal Year May 1, 2020 to April 30, 2021 – Trustee Pierce moved, seconded by Trustee Dominiak, to approve the Operating and Capital Budget for Fiscal Year May 1, 2020 to April 30, 2021.

Trustee Pierce discussed the police chief interviews today and said a consistent topic was the employment of a social worker to act as a backup for the police department. He would like the board to consider providing the same resource to our officers and asked to be able to add the cost to the budget once the need is determined.

Upon roll call, the vote was:

YES: 4: Pierce, Macek, Yost and Dominiak.

NO: 0.

ABSENT: 2: Poulos and Johnson.

THE MOTION CARRIED.

9. Consideration of the Annual Appropriation Ordinance for FY 2019-2020 – Trustee Dominiak moved, seconded by Trustee Yost, to approve **Ordinance No. 20-07-23** the Annual Appropriation Ordinance, waiving the second reading. Upon roll call, the vote was:

YES: 4: Pierce, Macek, Yost and Dominiak.

NO: 0.

ABSENT: 2: Poulos and Johnson.

THE MOTION CARRIED.

10. Consideration of a Request for a Fee Waiver from Main Street Townhomes – Trustee Dominiak moved, seconded by Trustee Yost to table this item.

Upon roll call, the vote was:

YES: 4: Pierce, Macek, Yost and Dominiak.

NO: 0.

ABSENT: 2: Poulos and Johnson.

THE MOTION CARRIED.

VIII. Administrator's Report

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No Report.

IX. Village Clerk's Report

No Report.

X. Trustee Reports

Trustee Pierce discussed the police chief interview candidates today and thanked staff for their work screening candidates and said every candidate interviewed would be an excellent choice.

Trustee Macek distributed his report on public works updates.

Trustee Dominiak discussed the survey to area businesses regarding the impact of COVID on operations and how the village may help, which will be presented at the Committee of the Whole meeting along with a marketing strategy. She pointed out that one of the budget items is to beautify the Parkway Bank property at the northwest corner of Main and Orchard, and wanted to note that Mark Scarpelli made a \$20,000 donation for that project. She has received emails from residents regarding the bike path, Savage Road traffic control and residents on Collier regarding an issue and asked for an update from Village Administrator to follow up on those items. She also asked for a discussion at next committee meeting regarding the social media policy and allowing commenting.

XI. EXECUTIVE SESSION – Personnel and Pending Litigation, Lease of Village Property, Collective Bargaining – property - The Mayor and Board of Trustees did not go into executive session.

XII. ADJOURNMENT

There being no further discussion, the Village Board of Trustees Special meeting adjourned at 8:52 pm.

Respectfully submitted,

Lori K. Romine, RMC/CMC
Village Clerk