

# APPROVED MINUTES

**VILLAGE OF ANTIOCH  
BOARD OF TRUSTEES – REGULAR MEETING  
Virtual Meeting – Call In 312-626-6799 Access Code: 592-598-564  
December 14, 2020**

## **I. CALL TO ORDER**

Mayor Hanson called the December 14, 2020 regular meeting of the Board of Trustees to order at 7:00 pm virtually via Zoom.

## **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 virtually: Pierce, Macek, Yost, Dominiak, Poulos and Johnson. Also present were Mayor Hanson, Attorney Long, Administrator Keim and Clerk Romine.

## **IV. MAYORAL REPORT**

Mayor Hanson asked to move up items #9 & 10 to #5 & 6.

## **Citizens Wishing to Address the Board**

There were no citizen comments submitted via email, and no other citizens wishing to address the board at this time.

## **V. Consent Agenda**

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

1. Approval of the November 9, 2020 regular meeting minutes as amended. Trustee Macek asked that the minutes include a record of the donation for the cameras in item #11 which included 2 amounts donated of \$1,500 for body cameras and \$1,500 for riot gear for a total of \$3,000 from Ed Macek. Upon roll call, the vote was:

**YES: 5:** Pierce, Macek, Yost, Dominiak and Johnson.

**NO: 0.**

**ABSENT: 0.**

**ABSTAIN: 1:** Poulos.

**THE MOTION CARRIED.**

## **VI. Regular Business**

### **2. Consideration to ratify the November 23, 2020 accounts payable as prepared by staff –**

Trustee Poulos moved, seconded by Trustee Yost, to ratify payment of the November 2, 2020 accounts payable as prepared by staff in the amount of \$268,534.68. 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 payment of accounts payable as prepared by staff –**

Trustee Poulos moved, seconded by Trustee Johnson, to approve payment of accounts payable as prepared by staff in the amount of \$100,699.17. 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 an Emergency Ordinance ratifying and extending the Mayoral declaration of Emergency relating to Coronavirus –** Trustee Yost moved, seconded by Trustee Pierce, to approve **Ordinance No. 20-12-42** ratifying and extending the Mayoral declaration of Emergency relating to coronavirus, 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.**

**9. Consideration of a Resolution approving a Façade Improvement Grant in the amount of \$100,000 for Station 51 located at 883 Main Street –** Director Garrigan presented the request for a new restaurant located at the former David's Bistro. He discussed the applicant's proposal for an extensive façade renovation with an investment of approximately \$400,000 in the business. The total cost for façade improvements is \$200,000. The applicant would be introducing brick to the first floor, bringing back some historic bay doors, and staff believes the proposal is consistent with the façade grant guidelines. This would be the largest façade grant awarded since the program began. Staff believes the overall impact would continue to attract visitors to Antioch and would be considered a major anchor business on the Main Street corridor. There is currently an \$80,000 balance available for façade grants, but Director Garrigan said funding could come from the general fund or business district.

Mr. Kris Schoenberger, applicant, discussed his experience in the restaurant industry, his work in Antioch events, his interest in the historic downtown area, and the concept of the proposed restaurant in Antioch.

Trustee Pierce likes the concept and what this will bring into town, but asked what return we can expect from the business for the \$100,000 investment. Mr. Schoenberger discussed his other restaurants, and said the average first year in Third Lake was just short of \$2 million and \$2.9 million in the third year with a comparable number of seats. He anticipates goal and projections between \$1.75 and \$1.9 million in the first year. He added that there are actually 2 buildings that house the restaurant, so there is more to renovate. Staff anticipates this will attract additional traffic to downtown Antioch similar to what was realized with Lovin Oven and what is anticipated with Rivalry Alehouse. Director McCarthy said a rough calculation could be made, but she would need more information for a definitive revenue projection.

Trustee Macek commended Mr. Shoenberger for taking the risk and coming to Antioch and sees downtown Antioch as a destination town in the future.

Mr. Schoenberger added that they have given over \$100,000 in profits back to the community from sales of BBQ sauce at their other locations. He does expect to have a gaming area in the back of the restaurant.

Trustees Yost and Dominiak are excited about this project and how it will help revitalize downtown.

Trustee Poulos asked if there were any other pending grant applications this year. Administrator Keim replied that there may be one more grant application this year, but doesn't think that money would be paid out until the next budget year. Trustee Poulos asked for an update on the current budget and where we are with revenues and expenditures. Administrator Keim said we anticipated lower than expected revenues, but they have beat our projections, and we have not experienced the dip in sales tax which was originally anticipated. Finance Director McCarthy has a projection for the remainder of the year, and expects revenues approximately 1.2% higher than anticipated, and expenses down approximately 5%. This results in about a \$600,000 difference between revenues and expenses. She is projecting about \$800,000 in the East Business District tax and \$400,000 in the Central Business District by April, 2021. Mayor Hanson added that the \$1.2 million is for 1 year of revenue. Trustee Poulos asked if there was a payback provision included in this grant similar to Rivalry and Lovin Oven. Director Garrigan replied that it is included in the agreement included in the packet.

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Trustee Johnson is excited about the business coming in.

Trustee Macek moved, seconded by Trustee Pierce, to approve **Resolution No. 20-61** a Resolution approving a Façade Improvement Grant in the amount of \$100,000 for Station 51 located at 883 Main Street. Upon roll call, the vote was:

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

**NO: 1:** Yost.

**ABSENT: 0.**

**THE MOTION CARRIED.**

**10. Consideration of a Resolution approving the Village Small Business Grant Program –** Mayor Hanson discussed the recent money provided by the County which may help fund this program. Director Garrigan outlined the program, which included input from the Economic Development Task Force members on how to help independent business owners in our community. Criteria have been developed with a maximum grant amount of \$5,000. Staff proposes a small business committee be appointed to review the applications in January with an analysis/review ending at the end of January and a proposal for village board consideration presented in February.

Trustee Pierce is excited to see this program and appreciates staff and task force members for their help developing this program. He asked if there was any expectation of privacy for businesses. Attorney Long replied that there is an exception in FOIA that allows proprietary information to be withheld.

Trustee Macek asked if the provision should be included that businesses which produce sales tax are eligible. Director Garrigan said the task force believes some of the service businesses have been dramatically impacted by COVID, which is why they were included on a limited basis. Trustee Macek expressed concern that some businesses may not be included, and thinks the requirement to generate sales tax should be removed.

Trustee Dominiak discussed the rationale for certain businesses as discussed by the task force, and said for some of the business entities this would be a way to keep businesses open and keep people employed.

Trustee Johnson commented that businesses are vital to our community, and thinks this a great program. He agreed with Trustee Pierce's concern about businesses divulging financial information, and also expressed concern about alienating some people. As he stated in a previous meeting, he recommended a reward program for residents shopping in town that will receive some type of credit when receipts are submitted. Trustee Macek agreed with the program and said there are companies that will provide third party discount cards that can manage the funding.

Trustee Pierce expressed concern with the timing and suggested approving this program tonight to get it started and discuss the other program at a later date.

Mayor Hanson said the Village of Antioch is not alone in this crisis, and thinks the board and staff have done an excellent job navigating through the issues this year.

Administrator Keim said there is a maximum of \$150,000 in the program. He said the Village received a CARES grant from the County at a much higher amount which can be allocated to the businesses for relief for losses incurred from closures. This grant targets those affected by closures and asked if the board would be tolerant of a higher amount. A portion of the amount received will go toward public safety, and a portion can be used to help businesses affected in the community.

Trustee Pierce would like to see the initial plan implemented and then use leftover funds for a secondary plan.

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Trustee Dominiak moved, seconded by Trustee Pierce, to approve **Resolution No. 20-62** approving the Village Small Business Grant Program. Upon roll call, the vote was:

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

**NO: 0.**

**ABSENT: 0.**

**THE MOTION CARRIED.**

**5. Consideration of Resolution expressing official intent regarding certain capital expenditures including (i) the costs of the redevelopment plan and project in connection with the Village's Route 83 Redevelopment Project Area, (ii) the costs of the business district plan and project in connection with the Village's East Business District and, (iii) the costs of the business district plan and project in connection with the Village's Central Business District namely, the costs of land acquisition and the construction of public works and improvements, being municipal public buildings, public roadway, water, sanitary sewer, storm sewer, sidewalk, parking, park, recreation, flood mitigation and drainage and utilities improvements, together with related appurtenances, all electrical, professional, financial, bond registrar, legal, mechanical and other services necessary, useful or advisable to such acquisition and development and, incidental to said improvements, to pay bond discount, bond interest, financing, and administrative expense to be reimbursed from the proceeds of an obligation to be issued by the Village of Antioch, Lake County, Illinois – Administrator Keim said this encompasses the intent to use business district funds, and this is an initial resolution expressing the board's intent to issue bonds to fund the projects outlined. He said we expect to leverage funds from the business districts to fund capital projects such as Pittman property and Grimm Road. He added that the bonds could be issued in a series, and we will know more when planning proceeds with the projects.**

Mr. Darryl Davidson, bond counsel, said this resolution is required by federal tax regulations which don't allow municipalities to go too far in the past to reimburse themselves for capital expenses. If the village moves forward with a preliminary bond, and has bond-related expenses such as engineering and other soft costs, having this resolution on hand allows for those reimbursements from the business district funds.

Trustee Macek expressed concern that there is no breakdown for the \$17 million outlined in the resolution. Administrator Keim said this resolution sets a maximum amount, and staff is in very preliminary stages identifying costs. He explained that this is not obligating the issuance of a certain amount, but instead sets a maximum. Trustee Macek said he cannot support this resolution without having more information and thinks this is premature. Attorney Davidson said there will be another set of proceedings before the board moves forward in the bond process and the bonds can be issued.

Trustee Poulos discussed the alternate revenue bond issue and use of Business District money to fund the bond, which would not cost the taxpayers more and cannot be intermingled with general fund monies. He said it would be collected and paid out over the years as an alternate revenue bond from business district taxes.

Trustee Pierce said the board has worked on the Business District funds for several years to generate funds for capital projects such as these.

Trustee Dominiak moved, seconded by Trustee Poulos, to approve **Resolution No. 20-58** expressing official intent regarding certain capital expenditures including (i) the costs of the redevelopment plan and project in connection with the Village's Route 83 Redevelopment Project Area, (ii) the costs of the business district plan and project in connection with the Village's East Business District and, (iii) the costs of the business district plan and project in connection with the Village's Central Business District namely, the costs of land acquisition and the construction of public works and improvements, being municipal public buildings, public roadway, water, sanitary sewer, storm sewer, sidewalk, parking, park, recreation, flood mitigation and drainage and utilities improvements, together with related appurtenances, all electrical, professional, financial, bond registrar, legal, mechanical and other services necessary, useful or advisable to such acquisition and development and, incidental to said improvements, to pay bond discount, bond interest, financing, and

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administrative expense to be reimbursed from the proceeds of an obligation to be issued by the Village of Antioch, Lake County, Illinois. Upon roll call, the vote was:

**YES: 5:** Pierce, Yost, Dominiak, Poulos and Johnson.

**NO: 1:** Macek.

**ABSENT: 0.**

**THE MOTION CARRIED.**

**6. 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 \$386,148** – Administrator Keim discussed the renewal, which came in very favorably at a 1.7% increase over last year.

Trustee Pierce moved, seconded by Trustee Yost, to approve **Resolution No. 20-59** 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 \$386,148.

Mr. Ethan Salsinger, Arthur J Gallagher, discussed current insurance markets, losses, trends, and law enforcement landscape. He discussed the renewal increase and how it compares to other markets. Mr. Salsinger said a 1.7% increase is extremely rare to find, as well as the safety grant in the amount of \$8,651.0

Trustee Macek will recuse himself from voting and comments.

Trustee Yost is comfortable with the process and said the increase seems reasonable.

Mayor Hanson commented on previous renewals with IML which were double the current rates.

Upon roll call, the vote was:

**YES: 5:** Pierce, Yost, Dominiak, Poulos and Johnson.

**NO: 0.**

**ABSENT: 0.**

**RECUSED: 1:** Macek.

**THE MOTION CARRIED.**

**7. Consideration of Resolution Authorizing Execution of an Escrow Agreement with the Rivalry Alehouse** - Attorney Long provided an overview of the agreement which allows for a copy of the license to be issued for the purpose of obtaining a state liquor and gaming license. He added that this is a business-friendly approach he recommends be available to other applicants in the future.

Trustees Johnson and Macek recused themselves from comments.

Trustee Poulos moved, seconded by Trustee Pierce, to approve **Resolution No. 20-60** Authorizing Execution of an Escrow Agreement with the Rivalry Alehouse. Upon roll call, the vote was:

**YES: 4:** Pierce, Yost, Dominiak and Poulos.

**NO: 0.**

**ABSENT: 0.**

**RECUSED: 2:** Macek and Johnson.

**THE MOTION CARRIED.**

**8. Consideration of Ordinance deleting and adding one Class "C" Retail Package Sales Liquor**

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**License, and one Class “B” & “C” Tobacco License for NP Outlet LLC dba Discount Tobacco to be located at 284 Main Street to reflect a change in corporate ownership, and pro-rating fees–** Clerk Romine presented the request for a license due to change in corporate ownership.

Trustee Poulos moved, seconded by Trustee Pierce, to approve **Ordinance No. 20-12-43** deleting and adding one Class “C” Retail Package Sales Liquor License, and one Class “B” & “C” Tobacco License for NP Outlet LLC dba Discount Tobacco to be located at 284 Main Street to reflect a change in corporate ownership, and pro-rating fees, 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.**

**11. Consideration of an ordinance for Village of Antioch, Illinois Special Service Area Number One Approving Administrative Report and Special Tax Roll for Levy Year 2020 and Abating Special Service Area Taxes –** Trustee Poulos moved, seconded by Trustee Johnson, to approve **Ordinance No. 20-12-44** for Village of Antioch, Illinois Special Service Area Number One Approving Administrative Report and Special Tax Roll for Levy Year 2020 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.**

**12. Consideration of an ordinance for Village of Antioch, Illinois Special Service Area Number Two Approving Administrative Report and Special Tax Roll for Levy Year 2020 and Abating Special Service Area Taxes –** Trustee Pierce moved, seconded by Trustee Poulos, to approve **Ordinance No. 20-12-45** for Village of Antioch, Illinois Special Service Area Number Two Approving Administrative Report and Special Tax Roll for Levy Year 2020 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.**

**13. Consideration of a Resolution Ratifying the Renewal and Extension of the Collective Bargaining Agreement with the Fraternal Order of Police –** Mayor Hanson announced that this item will not be considered at this meeting, and will be brought back at a future Village Board Meeting.

**14. Discussion of retaining independent counsel due to the ethical recusal of the Village Attorney on a matter –** Mayor Hanson read aloud a statement regarding a formal complaint received by Village consultant Mary Priller alleging a violation of the code of conduct and ethics. He stated that he read the complaint, along with a transcript of the meeting, and asked if there are policies in place for the sharing of information on the Village website, Facebook page, or any other media, and how, when or if the entire board should be made aware of anything being posted on the Village social media or website. He discussed the need to get information out to citizens and businesses, but thinks there should be best practices for how social media is used, and how the board communicates prior to marketing and social media postings. He asked for input on how to proceed with complaints, and offered options such as independent counsel, citizen committees, or adjudication officers to hear and decide action on complaints against elected officials. Mayor Hanson offered the floor to Ms. Mary Priller to address the board regarding her complaint.

Trustee Macek raised a point of order and asked why the Village Attorney has recused himself and asked that the 3 trustees listed in the complaint recuse themselves pursuant to Roberts Rules of Order Article

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45 Section 35. He added that there is precedent where actions were sanctioned related to a former trustee and fireman who sat on the board previously.

Attorney Long said he is recusing himself from the investigation of the Village Board, and believes it is inappropriate under the ethical rules that apply to attorneys. Under the original rules of conduct, he cannot advise an investigation to half of the board and still provide ethical guidance to them. He said it still, however, remains his responsibility to shepherd the board through the process.

Mayor Hanson said although Trustee Macek has asked for the 3 board members to recuse themselves, he believes they should have an opportunity to speak and respond to the complaint.

Ms. Mary Priller read aloud a statement regarding ethics violations of the behavior and conduct code of the Village Board. She asked for a call to vote on the alleged ethics violations made by Trustees Dominiak, Pierce and Yost at the Committee of the Whole meeting held on November 25, 2020. She indicated that she had filed a formal complaint regarding these violations with the Village. Ms. Priller said there is no need to appoint an outside counsel, but she suggests that in her complaint as an alternative. She stated that going outside of counsel is not what should be happening, and is costly to the taxpayers and residents. She has done nothing wrong, and said that the three Village Trustees have soiled her reputation and put her ability to support her family in jeopardy. She discussed her role as a consultant of the Village, and her work to provide direction and strategy for marketing, business and economic development. She stated that she was advancing the goal of the "All Together Antioch" campaign when sharing information from the Village website. Ms. Priller went on to quote statements from the November 25, 2020 meeting made by staff about the release of the information, and from board members accusing her of taking advantage of the Village and using intellectual property without permission.

Trustee Macek commended Mayor Hanson for bringing this to the board. He read portions of the code of behavior and conduct for village officials and cited potential violations made by board members as stated in Ms. Priller's complaint. He believes this to be a witch hunt, and advised the Mayor that there is no choice but to take a vote.

Trustee Poulos thinks part of this issue is due to making comments without the facts, and he would not want to make a comment at this time without all of the facts. He would like a legal authority to advise what, if any, violations were made.

Trustee Johnson said this is one of the harder conversations he's had to deal with as a board member. He said he's not here to determine what the punishment should be, but is here to give his opinion on whether any violations were made to the code of conduct approved in March. He said he is more upset at requests prior to these discussions and how Ms. Priller has been treated at previous meetings. He asked why the board members didn't address their concern in an email to Administrator Keim in advance of the meeting. Based on the transcripts, and what was approved in March, he believes there are clear violations.

Mayor Hanson commended Ms. Priller on having the courage to defend herself and address the board. He discussed her community involvement, her character, and thinks everything she does is for the betterment of the community. He doesn't believe she deserved this, and is saddened that it happened.

Ms. Priller read aloud the public document and public record from the Village of Antioch dated November 9, 2020 from Mayor Hanson regarding the request for a board review of her invoices and commending her work done as a consultant for the Village.

Trustee Pierce discussed Attorney Long's recusal and asked him if his recusal is only for the facts here alone. Attorney Long responded that he is not in a position to investigate, comment on, or express opinions on the facts. Trustee Pierce asked Attorney Long if he can explain the ethics ordinance. Attorney Long replied that the ethics ordinance and board conduct policy, adopted in 2010 and 2019 respectively, only allow for censure as sanctions under Illinois law. Trustee Pierce commented that a separate investigation would cost

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money for counsel and more time from staff, to possibly result in the ultimate penalty of a censure. Trustee Pierce discussed previous complaints he filed about board members and asked where those complaints went. He apologized if his words offended anyone. He said he has an obligation to ask questions as a trustee, and what he sees when reviewing the meeting recording is three trustees asking questions. Trustee Pierce said he sees a blatant attempt to shut down trustees, muzzle them, and take away their constitutional rights. Trustee Pierce commented that though it what was said wasn't liked, it was within the law to ask questions as a Trustee.

Trustee Macek discussed Trustee Pierce's comment of 'frog marching' and said the job of a Trustee is to get information and vote. He said it was obvious Ms. Priller was dishonored, and there is no choice but to find her innocent of charges, and find three trustees in violation of the ethics code. Trustee Pierce said, although what he said was not liked, it was within the law and he is within his authority to ask questions. He added that his version of "frog marching" is being walked out of the office with a box in your hand in front of all of your employees.

Trustee Yost said this is not about politics, nor should it be. His comments on that night were an attempt to draw attention to a conflict he perceived existed. He discussed three components he sees with this matter, which is that it involves a consultant, a candidate, and a sitting member of an elected official's board campaign. He stated that the quality of her work was never in question. Trustee Yost said he did reach out to staff on the day it was posted to inquire as to whether it had been released by the Village. He said he was told the marketing material had not been released. He said his comments were not a witch hunt, and he apologizes if he was misinformed by staff. Trustee Yost said his actions and statements were made based on the facts he had at the time. He also thinks this does illustrate a need for the people in positions of doing work for the Village to eliminate any appearance of impropriety.

Trustee Dominiak believes the entire transcript from the meeting in question should be shared for this discussion and not a redacted version. She said at that meeting, Trustee Macek was the first to bring up the use of the logo and that it was not shared with the board. She said that Administrator Keim stated he was not aware it was going to be announced in that way, and did not authorize that. Trustee Dominiak said no comments she made were with malintent, but were offered in response to a concern regarding the public release of information before it was shared with the board. She extended an apology to Ms. Priller if the content was in the public domain when it was posted. She suggested the use of village resources be invested in its people instead using its funds for an investigation.

Trustee Macek said he was misquoted off of the transcript by Trustee Dominiak, and stated "OK, this is the first time I've seen the logo, and I don't pay attention to Facebook".

Trustee Pierce also apologized to Ms. Priller if the facts he had were inaccurate, and said we need to work out better communication with the board. He also thinks all complaints should get the same equal treatment.

Trustee Poulos said he did not have all of the facts that night, and does not believe he has all of the facts tonight. He said trustees have the right to ask questions, but sometimes there are statements and judgements made that may be inappropriate. He thinks the board should watch their comments in all cases.

Ms. Priller said she is no longer in the capacity of chairperson for the mayor's campaign. She is running for office and looks forward to representing the community in that capacity. Trustee Yost said it is upon her to make sure the roles she holds as campaign chair, consultant and candidate are clearly separated. Ms. Priller said she no longer is the chair of the mayor's campaign.

Trustee Pierce made a motion to adjourn.

Trustee Macek made a motion that it is found the three trustees violated the ethics code.



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Mayor Hanson asked Ms. Priller if she would accept an apology. He said he heard three strong apologies, and asked if that clears any misconceptions. Ms. Priller said she would accept an apology, and wants a vote on a finding.

Trustee Macek made a motion, seconded by Trustee Johnson, on the vote for finding that the three people named in the complaint did violate the ethics.

Trustee Pierce withdrew his motion to adjourn.

Attorney Long advised that the board can't vote for or against themselves and suggested, procedurally, that the motions be made individually since the ethics ordinance doesn't allow for group violations.

Trustee Macek made a motion that finds Trustee Pierce violated the ethics by using the words "frog march".

Trustee Yost asked for clarification that this is a violation of the Code of Conduct.

Trustee Macek clarified his motion to find that Trustee Pierce violated the code of behavior and conduct for the village elected and appointed officials.

Trustee Poulos said he will abstain on all votes at this point.

Trustee Johnson seconded the motion.

Upon roll call, the vote was:

**YES: 3** : Macek, Johnson and Mayor Hanson.

**NO: 0.**

**ABSENT: 0.**

**ABSTAIN: 3:** Yost, Dominiak and Poulos.

**RECUSED: 1:** Pierce.

Attorney Long advised that abstentions go with the prevailing side.

**THE MOTION CARRIED.\***

Trustee Macek moved, seconded by Trustee Johnson, that Trustee Yost violated the code of behavior and conduct for Village elected and appointed officials. Upon roll call, the vote was:

**YES: 3** : Macek, Johnson and Mayor Hanson.

**NO: 0.**

**ABSENT: 0.**

**ABSTAIN: 3:** Pierce, Dominiak and Poulos.

**RECUSED: 1:** Yost.

**THE MOTION CARRIED.\***

Trustee Macek moved, seconded by Trustee Johnson, that Trustee Dominiak violated the code of behavior and conduct for Village elected and appointed officials. Upon roll call, the vote was:

**YES: 3** : Macek, Johnson and Mayor Hanson.

**NO: 0.**

**ABSENT: 0.**

**ABSTAIN: 3:** Pierce, Yost and Poulos.

**RECUSED: 1:** Dominiak.

**THE MOTION CARRIED.\***

Mayor Hanson recommended bringing this policy back to the village board at a future date.

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Trustee Poulos added that staff was on trial, and by pulling invoices and questioning the administrator, finance staff and the community development director, the board is questioning their decision-making. He thinks they are doing a good job and wants to stand up for them in all of this. He said we need to trust our administrators and let them do their jobs.

Trustee Pierce asked Attorney Long if the meeting was properly noticed, and would like a formal finding from him on if the meeting was properly noticed in the context of the last item for discussion of the village attorney recusing himself and the motions that occurred.

*\*in a decision made by the Public Access Counselor of the Office of the Attorney General for the State of Illinois, it was determined that the Village of Antioch violated Section 2.02(c) of the Open Meetings Act by voting to find three of its trustees in violation of its code – 2020 PAC 66200*

### **VII. Administrator's Report**

None.

### **VIII. Village Clerk's Report**

None.

### **IX. Trustee Reports**

None.

### **X. 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.

### **XI. ADJOURNMENT**

Trustee Macek moved, seconded by Trustee Johnson to adjourn the Village Board of Trustees regular meeting at 10:28 pm.

Respectfully submitted,

\_\_\_\_\_  
Lori K. Romine, RMC/CMC  
Village Clerk