

**VILLAGE OF ANTIOCH
BOARD OF TRUSTEES, REGULAR MEETING
Municipal Building: 874 Main Street, Antioch, IL
February 22, 2005**

CALL TO ORDER

Mayor Maravelas called the regular meeting of the Board of Trustees to order at 7:31 pm in the Municipal Building: 874 Main Street, Antioch, IL.

ROLL CALL

Roll call indicated the following Trustees were present: Pierce, Larson, Porch, Hanson and Turner. Also present were Mayor Maravelas, Attorney Long and Clerk Monroe. Absent was: Trustee Caulfield.

APPROVE BALANCE OF AGENDA

Trustee Pierce made a motion, seconded by Trustee Hanson, to approve the balance of the agenda for the February 22, 2005 Board of Trustees Meeting.

Trustee Porch stated that she provided a written request for her agenda items and that one of the items, regarding sales tax for the downtown, does not appear on the agenda. Mayor Maravelas stated that it was not brought before him so he wanted to find out more about it before it appeared on the agenda. He also stated that she is asking for 30% of the sales tax to be directed towards the downtown but that she is not stating specifically what it should be used for.

Trustee Porch stated that he did not attend either of the committee meetings at which this topic was discussed. She stated that if it had been allowed to be on the agenda there would have been information in the agenda packet.

Trustee Hanson stated that 30% is a large amount to be devoted to the downtown without a plan, especially with all of the talk about a lack of funds. He also stated that this type of request should be discussed at a Committee of the Whole Meeting.

Trustee Larson stated that Trustee Porch wanted it on the agenda for discussion. She stated that the purpose of these meetings is to have open dialogue and that items on the agenda can be discussed so the Trustees can come to a consensus.

On roll call, the vote was:

YES: 5: Pierce, Larson, Porch, Hanson and Turner

NO: 0

ABSENT: 1: Caulfield

THE MOTION CARRIED

MINUTES

February 7, 2005 – Trustee Larson made a motion, seconded by Trustee Turner, to approve the minutes from the *February 7, 2005* meeting with the following corrections:

- On page 12: Change interception to anticipation
- On page 16: Change parking lots for businesses to the parking lot behind the businesses on the east side of Main Street

On roll call the vote was:

YES: 5: Pierce, Larson, Porch, Hanson and Turner

NO: 0

ABSENT: 1: Caulfield

THE MOTION CARRIED

MAYOR

Presentation to James Hession – Mayor Maravelas presented a plaque to Sgt. Hession for his 25 years of service and dedication to the citizens of Antioch.

Mayor Maravelas and the Board of Trustees congratulated Sgt. Hession.

Letter of Appreciation to Abbott – Mayor Maravelas read the letter thanking Abbott for the donation of chairs to the Village of Antioch.

He also thanked the Antioch Police Department for working with Abbott to receive the donation.

Mayoral VETO of Menard's Rezoning – Clerk Monroe read the following:

MAYORAL VETO OF MENARD'S REZONING

As Mayor of Antioch, I, Taso Maravelas, acting pursuant to the provisions of 65 ILCS 5/3.1-45-5 and 65 ILCS 5/3.1-40-45, and for the reasons set forth herein below, do hereby VETO the ordinance adopted by motion passed on Monday, February 7, 2005, which ordinance was designated as follows:

AN ORDINANCE APPROVING B-2 AND OS ZONING AND A PRELIMINARY PLAN FOR A SPECIAL USE FOR PHASE TWO OF A PLANNED UNIT DEVELOPMENT FOR RETAIL SHOPPING ON THE

**NORTH SIDE OF ILLINOIS ROUTE 173, ONE-QUARTER MILE WEST OF DEEP LAKE ROAD (PIN 02-16-200-006, -007, & -009)
FILE NO. PZB 04-18**

REASONS:

1. *The first and foremost reason for this veto is that the action of the Village Board was designed to protect Great Lakes Principals from any possible change in the elected composition of this Board. If the Citizens Action Party does not win the April 5th election, the Developer knows that it will be held to the continued close and strict scrutiny of this Mayor and this Administration. GLP fears being held to proper standards and wants to lock in its ability to develop this project. The Trustees voting for this ordinance marched in lock-step with GLP to ensure that its interests were protected, no matter what the cost to the citizens, taxpayers and businesses of Antioch. By voting now, these Trustees hoped to prevent any chance of this Administration protecting the valid and indeed critical concerns of our citizens.*
2. *Second, the action of the Board was premature:*
 - a. *Antioch has undergone extensive growth within the past couple of years, including the development of hundreds of new houses, the relining of the sewers in Oakwood Knolls, the construction of the Wal-Mart project, massive road improvements along Illinois Route 173 and a lengthy, but still incomplete road project along Main Street.*
 - b. *Our citizens and our staff need a chance to catch their breath and absorb all this change so that they are not overwhelmed by a renewed resurgence of commercial development on one of the most highly traveled roadways in our town.*
 - c. *There is no sewer connection available presently to the site.*
 - d. *The road improvements alongside the Wal-Mart site and the proposed Menard's site are far from complete. In fact, they are highly dangerous right now due to the confusing incomplete reconfiguration, poor sight lines and greatly increased traffic. It is grossly unfair to subject our citizens to a greatly increased chance of death or serious injury by pushing development past the ability of the existing roadway to handle the traffic.*
 - e. *Massive piles of mud and dirt still line Illinois Route 173 and Deep Lake Road next to this site and the adjoining Wal-Mart with no end in sight.*
 - f. *There is an ongoing, but incomplete, village-funded study of the watershed including the site which is likely to have an important impact in weighing and establishing proper stormwater and soil erosion management techniques.*
 - g. *The ordinance does not even purport to go into effect immediately. It delays construction until a number of conditions only partially related to the rezoning itself are met. I say it is much more appropriate to require the developer to meet the conditions first and then give it the rezoning for its project.*
3. *The Illinois Department of Natural Resources has not expressed complete confidence in the management plan that has been incorporated into the ordinance.*
4. *The Illinois Environmental Protection Agency cited the Wal-Mart development last year due to the developer's failure to institute and maintain proper erosion controls, and while the erosion in that case flowed into a wetland south of 173, the erosion from this site will travel across lands inhabited by endangered plants and animals and will eventually wash into Little Silver Lake, recognized as one of the most pristine bodies of water in this state. It could cause irreparable harm and damage a great many people's homes.*
5. *The ordinance itself is structurally flawed. It purports to impose permanent restrictions on the levels of suspended solids, chlorides and the rest. However, the way the ordinance now reads, it either imposes those duties on the Developer or doesn't say who is obligated to live up to them. The "Developer" is defined as "E.C.B. Antioch, L.L.C., of Wheaton, Illinois". Identifying some limited liability company whose only project is probably this one as the responsible party is a far cry from making these obligations the responsibility of the owners of record of the property, which is what really should be done.*
6. *GLP has also committed verbally to sharing some of the recapture from the sewer extension with the Village, but there is still no contract in place to formalize that agreement. I think that should come first as well.*
7. *The choice of Menard's as a retail partner is no different than the choice by GLP to rent space to "Bad Ass Coffee". The news reports (some of which were distributed by Trustee Hansen) show a repeated pattern of disobedience of the environmental, labor and tax laws. We were forced to pass a resolution condemning Bad Ass Coffee over its name. While I don't condone the name, no one was physically harmed or cheated by the name. If these news reports are right, hazardous wastes were routinely dumped by Menards; up to \$100 Million in tax dollars are being wrongfully withheld; and at least one citizen was beaten by Menards' security guards. I'd rather be embarrassed by a crude name than poisoned, cheated or beaten.*
8. *The ability of Village staff to oversee this project at present is doubtful in my mind. Our Village's building department staff is stretched to its limit trying to properly manage the growth and development already under construction in town. The Village Board's foolish temporary hiring freeze, adopted at the same meeting as this ordinance, means that may well be impossible to devote sufficient staff resources to properly monitor this development.*

9. Finally, I am reminded of the facts surrounding the Village's sewage treatment plant in the acid spill incident. Our class I sewage plant operator called a meeting with himself, Jim Keim, who was then the Village Engineer and with Mike Haley, who was then the Village Administrator the night that the spill occurred. The three of them knew that approximately 3,000 gallons of toxic acid had spilled into the plant and was going to flow out into Sequoit Creek. What did they do? Jim Keim went home, the operator went bowling and Mike Haley left town on vacation. Making matters worse, they ignored not one but several offers from the President of the trucking company that delivered the chemical to visit the site and begin remediation. Instead, they put their personal lives and personal pleasures ahead of their duties. This resulted in a quarter million dollar loss to the Village in attorney's fees, settlement payments and fines paid to the Illinois EPA. If this sort of thing happened in the recent past, it can happen again. If this Board tries to limit staff hiring and we are undermanned or overworked when a 100 year rain event occurs, I foresee an environmental disaster and a ruinous financial burden being dumped on the shoulders of our taxpayers.



CLERK

SWALCO – Clerk Monroe stated that SWALCO would be having a Household Chemical Waste Collection on March 26, 2005 at the Waukegan Public Works.

CITIZENS

Harry Stewart – Harry Stewart, of 865 Tiffany Road, read the following statement from Dorothy Otte, the President of the Senior Advisory Council:

The Antioch Senior Council would like to thank the Mayor, the Board of Trustees and the Antioch Village employees for all the help they have given from the planning stage through the completion of the new addition at the Antioch Senior Community Center. Thank you all very much.

Bill Smith – Bill Smith, of 300 Elmwood, stated that he is the Superintendent of Public Works. He also stated that he does not like making public statements but in order to retain some credibility from his workforce he feels it necessary to respond to the comments of Trustee Pierce from the last Board Meeting.

Mr. Smith stated that Trustee Pierce stated that Public Works should look at what the trucks are being used for since \$70,000.00 is being used for a salt spreader when the Village should be looking into a brine system. Mr. Smith stated that the \$70,000.00 gets the truck and the salt spreader and that the truck is also used for black topping, shoulder work, brush pick-up, water main breaks, special events and a lot more. He also stated that he previously looked into the brine system and that it doesn't seem applicable to the Village's needs. He stated that the brine can't be used when the temperature falls below 20 degrees of which most storms in this area are below that temperature. He also stated that there has to be storage buildings for the material and the equipment and there isn't room to build them. He stated that all of the trucks would have to be modified and salt loads would have to be sacrificed. Also, the \$70,000.00 truck, with the spreader, would still be needed since he has yet to find a municipality, in Illinois or Wisconsin that uses brine exclusively.

Mr. Smith stated that Trustee Pierce also stated that Public Works was plowing the parking lots on the east side of Main Street, by 11:00 in the morning, when they should have been plowing the neighborhoods. He stated that all of the trucks were in the neighborhoods and that the Village has 7 truck routes and one of the routes is the downtown area. He also stated that all of the accepted roads in the Village are cleared as quickly as possible. He stated that Public Works is responsible for plowing the Village owned parking lots.

Mr. Smith stated that during the storm that Trustee Pierce is referring to, the crew worked in two 12-hour shifts. He stated that during that storm the crew worked continuously for 96 hours, without any breakdowns.

Mr. Smith thanked his crew for a job well done. He also stated that all that anyone needed to do was drive out of town, in any direction, to see the excellent job the crew did.

Mr. Smith also stated that the east side of Main Street is not plowed by the Village, it's plowed by Wayne's Service.

Mr. Smith asked that in the future that if there are any complaints that they are brought to his attention before they are made public.

Trustee Pierce stated that he wanted to respond and publicly apologize to the crew. He stated that he was not trying to insult the Public Works crew.

Paul Green – Paul Green, of 43225 N. Trevor, stated that about three months ago that Trustee Turner read a letter for him. He stated he would like to read a portion of that letter to remind people of what was said.

Election campaigns are underway in Antioch. I would like to remind those who are running for office that it is not about "I" or "me" or "he" or "she", it's about "we". We the people of Antioch.

Mr. Green directed his next statement towards Mayor Marvelas. He stated Mayor Marvelas I take issue with a letter written by you, that issue is that you have taken something positive and beneficial to Antioch and turned it into something ugly and negative. He stated that what matters, is that Antioch will receive financial help and planning for the future. He stated that State Representative JoAnn Osmond is a model that inspires good government, she is dedicated, works hard for the State of Illinois and the districts she represents and her community. He stated that to drag Mrs. Osmond into a political muck is vindictive and spiteful. He stated that if it is Mayor Marvelas' wish to take his dignity, his integrity and his self respect and make it a political agenda so be it is his choice. He stated that the honor of this community should not be dishonored with such a letter.

Eva Hawryluk – Eva Hawryluk, of 42589 Linden Lane, stated that she is addressing the Board as a representative of the 885 Civic Club. She thanked the Board for approving the Carnival but asked that when the final decision is made as to road closure that they reconsider closing the street on Tuesday morning rather than Tuesday night. She stated that her request is based on safety.

PLANNING, ZONING AND BUILDING

PZB 05-02 – Trustee Turner asked Director of Planning, Zoning and Building Silhan to provide an update.

Director Silhan stated that the zoning map is required to be updated based on state law whenever there are zoning changes in the calendar year. He stated that the zoning map before them is based on one zoning change that occurred during 2004 but also 10 subdivision plats that occurred.

Director Silhan stated that the zoning map is a new base map from the GIS system and is based on the Lake County Parcel Map.

Trustee Turner made a motion, seconded by Trustee Larson, to approve the positive recommendation of the Planning and Zoning Board for PZB 05-02, Zoning Map Update for AD 2005, in principal. On roll call, the vote was:

YES: 5: Pierce, Larson, Porch, Hanson and Turner

NO: 0

ABSENT: 1: Caulfield

THE MOTION CARRIED

Building Code Update: Adoption of Certain ICC and NFPA Model Codes – Trustee Turner asked Director of Planning, Zoning and Building Silhan to provide an update.

Director Silhan stated that they have been updating the code, for a number of reasons including: Lake County looking at updating their codes and the Insurance Services Office grading building departments. He stated that there is an effort from the insurance community to ensure that municipalities continuously update codes.

Director Silhan stated that under state law the Village is required to have a building code that is at least as restrictive as Lake County and also that the electrical commission must make a recommendation in order to update the electrical code.

Director Silhan asked that the Board approve, in principal, the following codes:

- International Building Code 2003
- International Residential Code for One- and Two-Family Dwellings 2003
- International Fire Prevention Code 2003
- International Fuel Gas Code 2003
- International Mechanical Code 2003
- International Property Maintenance Code 2003
- NFPA 101 Life Safety Code
- National Electrical Code 2002
- Current edition of the Illinois Plumbing Code

As well as the technical amendments, which are listed in Section 9-1-2 of the Village Code.

Trustee Turner made a motion, seconded by Trustee Pierce, to accept staff recommendation and approve the Building Code, in principal.

Trustee Pierce stated that the report from Director Silhan discusses arc faults and asked how that will work with fire detectors under the new code.

Trustee Turner stated that at the committee meeting this was discussed and that the fire detectors are wired separately.

Trustee Pierce asked that it be looked into, as well as fire protection systems.

Purchase of Building Department Permit Management Software – Senior Planner Sakas stated that since the committee meeting last Thursday he has been working with the Village Computer Consultant and they have yet to determine the cost for interfacing the finance software and the proposed permit software.

Trustee Turner stated that this item will be tabled until the next Board Meeting.

Other Business – Trustee Turner instructed the Clerk to place a response to the Mayoral Veto of Phase 2 Menards on the next agenda.

INDUSTRIAL, RETAIL, REDEVELOPMENT, CIVIC AND COMMUNICATIONS

Orchard Street Closure for 885 Civic Club Carnival – Trustee Porch made a motion to approve closing the Orchard Street extension on May 3, 2005 at 7:00 pm through the evening of Sunday, May 8, 2005. Trustee Turner seconded the motion.

Trustee Hanson asked if Safety Inspector Shannon could provide an update, since the Public Safety Agencies met after this was tabled at the last Board Meeting.

Trustee Larson stated that this was discussed at a committee meeting so some of the Trustees have seen the memo but that they would be glad to hear from Inspector Shannon.

Trustee Porch asked why the memo wasn't included in the agenda packets. Trustee Hanson stated that he only asked that it be provided today. Trustee Porch stated that three of the Trustees reviewed this at a committee meeting.

Inspector Shannon stated that he and the Public Safety Agencies came up with solutions or alternatives for Village Events. He stated that they came up with 5 recommended solutions but that the recommendation of the Public Safety Agencies is to move amusement rides to Toft Street, as was done prior to using the Orchard Street Extension. He provided the advantages and disadvantages of using Toft Street. The other recommendations are:

- Shift everything onto Skidmore, keeping Orchard Street extension open
- Move to the old Landfill Site
- Move to the proposed Recreational Campus
- Keep on Orchard Street as is currently done

Trustee Hanson stated that at his Public Safety Committee Meeting representation from the 885 Civic Club was present and indicated that they didn't have a problem with either location that they just wanted what was the safest.

Trustee Pierce stated that when the spill occurred on Orchard Street it was stopped by the detention and asked what would prevent a possible spill on Toft from going into the storm sewers. Inspector Shannon stated that Toft is flat so it would take sometime for a spill to get into the drains.

Trustee Pierce asked about safety while crossing Main Street to get to all points of the events. Inspector Shannon stated that the Police Explorers would be on hand at crosswalks to help with crossing the street

Trustee Pierce stated that choice number one is to split the events. Inspector Shannon stated that would be the option when there is more than just a carnival.

Trustee Larson stated that when the Brook Memorial area was developed, it was developed so that all events could be moved there. She stated that the split has the potential for an accident, so she agrees with Trustee Porch's recommendation. She also stated that perhaps the emergency equipment could be moved to the industrial area to accommodate the closure of the Orchard Street extension.

Inspector Shannon stated that during the original planning stages growth wasn't taken into consideration.

Trustee Turner stated that the memo cites the accident that occurred on Depot Street recently and stated that an accident can occur at anytime, anywhere. Inspector Shannon stated that he was trying to emphasize that this intersection is designed to slow traffic and is meant to utilize minimal traffic patterns.

Trustee Turner stated that she thought that CSOs were used for traffic control. Inspector Shannon stated that the CSOs are used but that officers also need to be used sometimes.

Trustee Turner stated that if the signage is put out early enough and if signs are put out indicating Ida Street as an alternative it would help. Inspector Shannon stated that alternate routes were discussed but that Ida and Main and Depot and Main don't have stoplights and it causes long waits at the intersections.

Trustee Turner stated that she is leery of splitting the locations of the events and she thinks that will cause more of a babysitting situation.

Trustee Hanson stated that the 885 Civic Club has no problem with the Carnival being on Toft Street. He stated that since he is the Chairman of the Public Safety Committee, he will go with the recommendation of the Public Safety Agencies. He also stated that he agrees with Trustee Larson that when the band shell was built the plan was to use that area but the planning of that area was a short-term plan. If it would have been a long term plan, there would have been better insight to future growth.

Trustee Turner stated that if the parking lot off of Toft Street is used, a lot of the parking problems will be alleviated. Mayor Maravelas stated that parking wouldn't be a problem if part of Toft Street was used.

Inspector Shannon stated that parking has already been identified as a problem and the Public Safety Agencies are looking into it.

Trustee Pierce stated that he knows that the Village has highly qualified staff and he's sure that if the Board decides to close the Orchard Street extension that they will be able to make it work. Inspector Shannon stated that they will make it work but that it will still be a problem.

Trustee Porch stated that she would be willing to amend her motion to close the road at 4:00 pm instead of 7:00 pm. Trustee Turner amended her second and Trustee Porch amended the motion.

On roll call, the vote was:

YES: 4: Pierce, Larson, Porch and Turner

NO: 1: Hanson

ABSENT: 1: Caulfield

THE MOTION CARRIED

Renovation of Lake Street: Sidewalks and Streetlamps – Trustee Porch stated that this item is information to make the Board aware that the Redevelopment Commission has started fact finding for the renovation of Lake Street for sidewalks and streetlamps. She stated that this is similar to the project that was done on Main Street years ago. She also stated that they are looking into this because the Finance Director verified that they have over a million dollars in the TIF fund.

Mayor Maravelas asked if this would include burying the utilities. Trustee Porch stated that it does not include the burying of the utilities on Toft Street.

TIF Audit Conclusion – Trustee Porch stated that the Village Board approved a 10-year audit for TIF on December 3, 2001.

Administrator Probst stated that Finance Director Steele is ill and wasn't sure what information she was planning to provide. He asked if this could be tabled until the next meeting.

Trustee Porch asked if Administrator Probst knew if it has been completed. Administrator Probst stated that if it is not complete it is close since he believes this is something that the auditors are working on.

Trustee Porch stated that this was approved over three years ago and asked that this be on the agenda for the next Board Meeting. She made a motion to table this until the next meeting. Trustee Larson seconded the motion. On roll call, the vote was:

YES: 5: Pierce, Larson, Porch, Hanson and Turner

NO: 0

ABSENT: 1: Caulfield

THE MOTION CARRIED

Other Business – Trustee Porch stated that she wants to accept into record the minutes from the July 29, 2004 Industrial, Retail, Redevelopment, Civic and Communications Committee Meeting.

Other Business – Trustee Porch stated that the Open Meetings Act prohibits the Trustees from taking final action on anything that is not on the agenda and asked Attorney Long if discussion is allowed. Attorney Long stated that is why there is an Other Business section at the end of the committee reports on the agenda.

Trustee Porch handed out information to the Trustees about the Downtown Revitalization Fund, which they haven't seen since it wasn't in the packet because it didn't appear on the agenda. She stated that she is asking that 25% of sales tax revenue from 2005 and the new sales tax revenues from GLP Phase 1 and Phase 2.

Trustee Porch made a motion to direct the Village Attorney to prepare a resolution for a "Downtown Revitalization Fund" as stated below:

A resolution to create a "Downtown Revitalization Fund" and to direct 25% of additional sales tax revenues received beginning 1/1/05 to a separate account to be used for the revitalization and continued prosperity of Antioch's downtown business community. These monies will only be spent with the approval of the Village Board. Recommendations will be made by Village Staff based on continued discussions with the business community. This Fund is not intended to be used to pay salaries and/or items that are historically paid by the Village. This money is a separate entity from the existing TIF Fund. This Fund would continue to receive 25% of sales tax revenue into future years unless redirected by the Village Board.

Formula:

- *Compare sales tax revenues received as of 1/1/05 to those corresponding in 2004.*
- *Deduct from 2005 sales tax revenues 110% of 2004's revenues.*
- *The positive difference would reflect 100% of the new additional sales tax revenues derived from primarily Phase 1 and Phase 2 of GLP.*
- *Set aside 25% of those additional 2005 revenues into the Downtown Revitalization Fund.*

- *Continue to direct 25% of future years' sales tax revenue (based on the 2004 vs. 2005 formula) into the Fund unless the Village Board directs differently.*
- *Unspent dollars could be used to create a "General Fund Reserve" in future years if directed by the Village Board.*

Trustee Larson seconded the motion.

Trustee Hanson asked if staff have been asked what their comments are about this. He stated that he would love to see 25% being spent in the downtown but that he would also like to see a plan. He also stated that he would like to hear comments from the Finance Director, Economic Development Director and the Village Administrator. He stated that he wasn't able to attend the committee meetings and he would like to have more information and this type of issue should be discussed at a Committee of the Whole Meeting.

Mayor Marvelas stated that when he started in 2001 there were 28 accounts and that in the last two meetings two more have been created. He stated that Trustee Porch has a shop in town and is the Executive Director of the Chamber of Commerce and she wants to take 25% and deprive the rest of the community. He asked where in the downtown this money will be spent.

Trustee Porch asked Administrator Probst how much sales tax from Wal-Mart is expected. Administrator Probst stated that it will be around a million dollars and maybe as much as 1.2 million dollars.

Trustee Porch stated for the public's knowledge that her business is not downtown, it is on the outskirts of town. She also stated that when Wal-Mart was before them there was a lot of talk about using the sales tax to keep the downtown vital and she's hasn't forgotten that. She stated that this isn't taking any money out of anyone's pockets because a penny of it hasn't been received yet. She stated that this was supposed to be on the agenda so the Administrator and Finance Director could use it for planning the budget.

Trustee Hanson stated that he runs a business downtown and that if anyone should be jumping through hoops it should be him. He stated that he is more concerned that the right thing is done. He stated that the Board was happy that some of the money would be taken for downtown but there has to be a formula to determine what the downtown needs.

Mayor Marvelas stated that this Board is micromanaging.

Trustee Pierce stated that looking at the motion that nothing is being done but asking the Village Attorney to create a resolution. He also stated that he was reading that the Village of Libertyville is cutting back on their Main Street program, which is costing \$367,000.00 a year. He stated that the Libertyville of today is much better than the Libertyville of 10 years ago, which was a disaster. He stated that Antioch's downtown isn't a disaster and two years ago when Wal-Mart was before them, they stated that money would be dedicated towards the downtown. He stated that he wants to be good towards his word.

Trustee Turner stated that currently the Village has a grant, which will give the Village the money to create the plan to determine what the Village needs. She stated that money needs to be allocated so that the plan can be implemented. She also stated that when she ran for Trustee she stated that she would gladly give money to revitalize the downtown.

Mayor Marvelas asked how they can plan ahead without knowing how much sales tax money the Village will receive? He asked why the Village Board is always acting before they have everything in place.

Trustee Hanson asked Economic Development Director Liebson what he thinks of this suggestion. Director Liebson stated that he checked into it and could only find two other municipalities, nationwide, that have dedicated money. He stated that the one never implemented it and the other required developers, building structures over 20,000 square feet that were not two stories or pedestrian friendly, to pay a \$5.00 per square foot mitigation fee and ended up losing business as a result. He stated that he also spoke with a representative from Wisconsin Main Street and the representative stated that one thing municipalities are doing is asking for a certain amount of money, from Wal-Mart, over a period of time for specific projects. He stated that basically there aren't many examples since this is new ground.

Trustee Hanson asked why they can't come up with a plan and then determine the amount of money they need. He stated that way money won't be deprived from other areas. He stated that money might be needed for equipment or infrastructure and that asking for 25% is too much of a blanket.

Trustee Larson stated that a percentage would work to their benefit since as the Route 173 Commercial Corridor grows there is more of a need to protect the downtown. She stated that a percentage will put more money in the downtown. She also stated that at sometime the percentage might be adjusted, if there is no longer a need for large projects. She stated that this is the time to do it before the money is earmarked for something else.

Attorney Long stated that a lot of this discussion would be better off being discussed at a Committee of the Whole Meeting rather than taking up Board Meeting time.

On roll call, the vote was:

YES: 4: Pierce, Larson, Porch and Turner

NO: 1: Hanson
ABSENT: 1: Caulfield
THE MOTION CARRIED

Trustee Porch instructed the Clerk to ensure that the Downtown Revitalization Fund Resolution is on the next agenda.

Mayor Maravelas asked Attorney Long if it is a conflict of interest since Trustee Porch is the Executive Director of the Chamber of Commerce.

Trustee Porch stated that before she ran for Village Trustee, she made sure that there is not a conflict of interest with her being the Executive Director of Chamber of Commerce.

FINANCE AND ADMINISTRATOR

Invoices Over \$10,000 – Trustee Hanson made a motion, seconded by Trustee Turner, to authorize a payment to Wayne’s Service, in the amount of \$15,761.95 for January Snowplow Services. On roll call, the vote was:

YES: 4: Pierce, Larson, Hanson and Turner
NO: 0
ABSENT: 1: Caulfield
PASS: 1: Porch
THE MOTION CARRIED

Trustee Hanson made a motion, seconded by Trustee Pierce, to authorize a payment to Layne-Western, in the amount of \$14,104.84 for Well # 6 Repairs. On roll call, the vote was:

YES: 4: Pierce, Larson, Hanson and Turner
NO: 0
ABSENT: 1: Caulfield
PASS: 1: Porch
THE MOTION CARRIED

Accounts Payable – Trustee Hanson made a motion to approve the accounts payable, dated February 18, 2005, in the amount of \$250,822.84, as prepared by Village staff. Trustee Larson seconded the motion.

Trustee Larson stated that she thinks that this report is wonderful and easy to interpret. She thanked the staff for the report.

On roll call, the vote was:

YES: 5: Pierce, Larson, Porch, Hanson and Turner
NO: 0
ABSENT: 1: Caulfield
THE MOTION CARRIED

Manual Checks – Trustee Hanson made a motion to approve manual checks written to date in the amount of \$21,221.06. Trustee Pierce seconded the motion. On roll call, the vote was:

YES: 5: Pierce, Larson, Porch, Hanson and Turner
NO: 0
ABSENT: 1: Caulfield
THE MOTION CARRIED

Payroll – Trustee Hanson made a motion to approve payroll in the amount of \$204,812.56 for February 11, 2005. Trustee Turner seconded the motion. On roll call, the vote was:

YES: 5: Pierce, Larson, Porch, Hanson and Turner
NO: 0
ABSENT: 1: Caulfield
THE MOTION CARRIED

Escrow Invoices – Trustee Hanson stated that this report is informational.

PUBLIC SAFETY, PUBLIC WORKS AND UTILITIES

Trustee Hanson stated that he did not have a written report but that he would like to get the consensus of the Board as to whether or not it would be worthwhile to investigate extending the bid for the Dump Truck.

Trustee Pierce stated that he would like to discuss it in committee first.

Trustee Larson stated that she would prefer to wait until she has a better comfort level with the finances.

Both Trustees Porch and Turner stated that they thought Trustee Hanson should investigate the extension.

Other Business – Trustee Porch asked Administrator Probst if he had an update on the quotes for other local phone services.

Administrator Probst stated that the request was for the information to be provided by the first meeting in March. He stated that the information is still being gathered and will be provided at the first meeting in March.

Trustee Porch left the meeting.

PARKS AND LICENSE

Liquor License – Trustee Larson made a motion to issue a liquor license to St Peters Ribs & Bibs, for February 27, 2005 waiving fee. Trustee Hanson seconded the motion. On roll call, the vote was:

YES: 4: Pierce, Larson, Hanson and Turner

NO: 0

ABSENT: 2: Caulfield and Porch

THE MOTION CARRIED

Trustee Porch returned to the meeting.

Park Impact Fee Report – Trustee Larson stated that she had asked that the Park Impact Fee Report be provided at the second meeting of each month. She stated that she wanted to thank Finance Director Steele since the report is easy to understand.

Camp Crayon Proposal – Trustee Larson asked Director Stahl to give an update.

Director Stahl asked if there were any questions about the proposal. She indicated that the proposal increases the fees and moves classes over to the Scout House.

Trustee Larson made a motion, seconded by Trustee Turner, to accept the Camp Crayon Proposal. On roll call, the vote was:

YES: 5: Pierce, Larson, Porch, Hanson and Turner

NO: 0

ABSENT: 1: Caulfield

THE MOTION CARRIED

Camp Crayon Staff – Trustee Larson stated that the requested person is not a new position and will not impact the budget. She stated that this person is a substitute for a sick teacher to ensure the proper number of adults are on hand to supervise the children.

Trustee Larson made a motion to authorize the hiring of a back-up instructor at \$7.50 per hour with no benefits.

Trustee Hanson asked if background checks are done for Camp Crayon employees?

Trustee Turner seconded the motion.

Director Stahl stated that she was an instructor for a different class.

Trustee Larson stated that a background check for all employees is a good idea and stated that she would amend her motion to hire this person pending a positive outcome of a background check. Trustee Turner amended her second and Trustee Larson amended the motion.

Trustee Pierce stated that by law schools are required to do a background check and asked if the Village is required. Attorney Long stated that it is not required but is a good practice.

Trustee Pierce stated that it should be a standard policy. Administrator Probst stated that he would put together a policy regarding background checks.

On roll call, the vote was:

YES: 4: Larson, Hanson, Porch and Turner

NO: 0

ABSENT: 1: Caulfield

PASS: 1: Pierce

THE MOTION CARRIED

Other Business – Trustee Larson stated that the Tsunami Relief Fund Raiser, this past weekend, raised over \$445,000 and the participants were Antioch Township, Village of Lake Villa, Lake Villa Township, the Village of Fox Lake, Senator Geo-Karis, Representative Osmond, Representative Churchill, County Board Chairman Suzi Schmidt and County Board Member Judy Martini. Trustee Larson also stated that she, Trustee Turner and Trustee Porch also participated.

ENGINEERING AND SENIOR SERVICES

Other Business – Trustee Pierce stated that he would like to invite the full Board to join in a letter that he would like to send out. He read the letter:

To the Honorable Congresswoman Bean,

The Village of Antioch, located in the Sequoit Creek Watershed is currently reviewing all options for its wastewater facility. In the past we worked with Congressman Crane's office staff to identify potential avenues of funding to renovate or move our current facility.

The Antioch Waste Water Treatment Plant was built in the early seventies and needs major improvements to meet current needs and IEPA requirements. We also must plan for the future needs, so it is critical at this time for the Village to begin the process of identifying needs and funding sources.

Additions and improvements were made in 1989 and 1991. Unfortunately in 2000 the Village of Antioch experienced a severe storm event that caused sanitary sewer back-ups and basement flooding. The Village has just completed a rehabilitation project to re-line sewer lines and fortify known inflow points to reduce infiltration. This project, which was mandated by the IEPA and for which the Village incurred fines, was paid for completely by the taxpayers of Antioch. We received no assistance from our state or federal representatives. The result of this project was a fifteen percent decrease in daily infiltration but has not decreased rain induced inflow.

I believe that at a minimum the Village of Antioch will require major renovations to its wastewater treatment plant to meet current requirements and regulations.

I also believe the Village should be reviewing the possibility of building a completely new facility that is located in another area of the Village. Building a new facility would give the Village the chance to build a facility that not only provides services for the next fifty years but also would better protect the Sequoit Creek Watershed (refer to our spill that occurred two years ago killing fish). We would also then be able to utilize a valuable village property for commercial, residential or recreational use.

I invite you to visit the Village of Antioch's Waste Water Treatment Facility at your convenience. I am positive you would then recognize our need. Your assistance in this matter is greatly appreciated. If there is anything I or other members of our Board can do to assist you in visiting or understanding our issues, please don't hesitate to ask us.

Mayor Marvelas stated that he has been speaking with Engineer Fujihara about the Waste Water Treatment Plant since he has a lot of knowledge in wastewater treatment.

Trustee Pierce stated that separate of what Engineer Fujihara is doing, that he thought it would be a good idea to look for funding.

Mayor Marvelas stated that Engineer Fujihara is aware of some state money at 6%. Engineer Fujihara stated that there is low interest money available and that the consultant that was hired will have their report done in about a month. Mayor Marvelas stated that this hasn't been brought before the board because it is in the beginning stages. Engineer Fujihara stated that a preliminary application will be filed in March.

Trustee Larson asked if it is state or federal. Engineer Fujihara stated that it would be both. Trustee Larson stated that it would make sense to create a partnership with our Congresswomen related to this item. Engineer Fujihara stated that it always makes sense to create those partnerships.

Utility Tax Update – Trustee Pierce asked for an update.

Administrator Probst stated that he thinks that Director Steele might have misinterpreted what the Trustees were asking for but did give a good status of where the Village currently stands. He stated that the estimated number of excess was about \$375,000.00 but that he can't say for sure without the final say from Director Steele.

Trustee Porch asked what the dollar amount of \$628,556 is for. Administrator Probst stated that he is not sure how Director Steele came up with that number and that he will follow-up with her tomorrow.

ATTORNEY

Ordinance 05-02-03 – Attorney Long asked that a motion be made to waive the second reading and pass the ordinance as presented.

Trustee Pierce made a motion, seconded by Trustee Porch, to approve and publish in pamphlet form an ordinance 05-02-03, entitled **AN ORDINANCE FORMALLY ADOPTING THE ZONING MAP FOR THE VILLAGE OF ANTIOCH.** On roll call, the vote was:

YES: 5: Pierce, Larson, Porch, Hanson and Turner

NO: 0

ABSENT: 1: Caulfield

THE MOTION CARRIED

Resolution 05-03 – Attorney Long read the resolution.

Trustee Pierce made a motion, seconded by Larson, to approve resolution 05-03, entitled A Resolution Authorizing Purchase of Real Estate Easement.

Trustee Turner verified that these were the easements for Route 173. Attorney Long stated that she was correct.

On roll call, the vote was:

YES: 5: Pierce, Larson, Porch, Hanson and Turner

NO: 0

ABSENT: 1: Caulfield

THE MOTION CARRIED

Resolution 05-04 – Attorney Long stated that the resolution was basically the same as the one just read and pointed out the mistake of Lake Cook County in the resolution. He asked that a motion be made to waive the reading and strike the mistake of Cook from the resolution.

Trustee Pierce made a motion, seconded by Turner, to approve resolution 05-04, entitled A Resolution Authorizing the Payment of Just Compensation and Purchase of Real Estate. On roll call, the vote was:

YES: 5: Pierce, Larson, Porch, Hanson and Turner

NO: 0

ABSENT: 1: Caulfield

THE MOTION CARRIED

Resolution 05-05 – Attorney Long stated that this was also basically the same as the first resolution and again pointed out the mistake of Lake Cook County in the resolution. He asked that a motion be made to waive the reading and strike the mistake of Cook from the resolution.

Trustee Larson made a motion, seconded by Pierce, to approve resolution 05-05, entitled A Resolution Authorizing Purchase of Real Estate Easement. On roll call, the vote was:

YES: 5: Pierce, Larson, Porch, Hanson and Turner

NO: 0

ABSENT: 1: Caulfield

THE MOTION CARRIED

Trustee Pierce asked that Executive Session always be included on the agenda.

Mayor Maravelas stated that he would like to be notified, by the person, requesting the Executive Session.

Trustee Porch stated that she would like the release of Executive Session minutes to be on the next agenda.

ADJOURNMENT

A motion was made by Trustee Turner and seconded by Trustee Hanson to adjourn the regular meeting of the Board of Trustees at 9:37 pm.

Respectfully submitted,

02/22/05

Amy S. Monroe, Village Clerk