

VILLAGE OF NORTH UTICA
248 W. Canal St.
North Utica, IL 61373
Special Meeting of the Board of Trustees
July 12, 2022
www.utica-il.gov

AGENDA

- I. **7:00 p.m.** - Call to Order Special Village Board Meeting
- II. Pledge of Allegiance
- III. Roll Call

- IV. Village Attorney:
 - 1.) Summary of Public Hearing regarding the Petition of Dale Senica, Owner, d/b/a Alley Cat's. The Petitioner is seeking a Special Use under the Village of North Utica Zoning Ordinance Section 10-8B-3, to Operate a Bar with Video Gaming Devices, on property located at 142 Mill St., Utica, IL 61373. The property is Zoned C-1
 - 2.) Consideration and Possible Action on an Ordinance granting a Special Use under the Village of North Utica Zoning Ordinance Section 10-8B-3 to Operate a Bar with Video Gaming Devices on property located at 142 Mill St., Utica, IL 61373. The Property is Zoned C-1.
 - 3.) Consideration and Possible Action on an Ordinance amending the Liquor Ordinance regarding the number of Class A Liquor Licenses issued annually in the Village of North Utica
 - 4.) Consideration and Possible Action on an Ordinance amending the Video Gaming Ordinance regarding the number of Video Gaming Terminals allowed and the number of Video Gaming Licenses issued annually in the Village of North Utica

- V. Consent Agenda: Consideration and Possible Action for the Approval of a Consent Agenda including the following items:
 - 1.) Minutes: 06-16-2022
 - 2.) June 2022 Financial Stmts / Summary / Revenue Reports
 - 3.) June 2022 Prepaids
 - 4.) June 2022 A/P Bills

- VI. Village Clerk:
 - 1.) Consideration and Possible Action re: Cancellation of the Regular Meeting of the Board of Trustees, previously scheduled to be held on Thursday, July 14, 2022 at 7 pm
 - 2.) Consideration and Possible Action re: IVAC Annual Membership Dues in the amount of \$750 for the period from June 2022 through June 2023

- VII. Donations / Advertising Requests:
 - 1.) Consideration and Possible Action on a Donation Request:

1) Annual Donation to Utica Garden Club	\$ 1,000
2) Lions of Illinois Foundation Golf Outing	\$ 50
3) Horizon House Road to Independence Campaign	\$ 100

- VIII. Director of Village Affairs
 - 1.) Update on Utica Business Association
 - 2.) Update on upcoming Village Events

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- IX. Village Treasurer
- X. Police Department – Chief Damron
- XI. Building / Zoning Enforcement Officer
- XII. Maintenance Department: Update – Upcoming / Ongoing Projects in the Village
- XIII. Village Engineer:
- 1.) Update – Upcoming / Ongoing Projects in the Village
 - 2.) Update – IDOT Rt. 178 & Rt. 6 Roundabout Project
 - 3.) Update – “Utica” Sign Design Project
 - 4.) Update – Neighbors Park Ballfield
 - 5.) Update – 2022 MFT Road Project
 - 6.) Update – Village Administrative Building Parking
 - 7.) Update – Drainage Projects:
 - 1) Johnson St. Drainage Project:
 - 2) Doehrr Property / Hitt St. Drainage Project
 - 3) Senica Manor Drainage Project
 - 4) East Canal St. Drainage Project
- XIV. Village President:
- 1.) Discussion re: Establishing a Queen of Hearts Raffle License in the Village of North Utica
- XV. Committee / Trustee Reports:
- 1.) Trustee Reports
 - 2.) Updates from Committees:
 - a) Village of North Utica Governmental Affairs Committee
 - b) Village of North Utica Fire & School Liaison Committee
 - c) Village of North Utica Zoning Ordinance Review Committee
- XVI. Executive Session
- 1.) The appointment, employment, compensation, discipline, performance or dismissal for specific employees
 - 2.) Pending Litigation
 - 3.) Purchase/Sale/Lease of Real Property
- XVII. Possible Action regarding Executive Session items
- 1.) The appointment, employment, compensation, discipline, performance or dismissal for specific employees
 - 2.) Pending Litigation
 - 3.) Purchase/Sale/Lease of Real Property
- XVIII. Public Comment
- XIX. Adjournment

POSTED: 07-08-2022

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At 7:08 pm, the Special Meeting of the Board of Trustees was called to Order by Village President David Stewart who then led the Pledge of Allegiance. Village Clerk Laurie Gbur recorded the meeting attendance. Present at the meeting were Trustees Debbie Krizel, Mary Pawlak, Jim Schrader, John Schweickert, Trustee Nate Holland and Kylie Mattioda. Also present at the meeting were Village Attorney Herb Klein, Village Engineer Kevin Heitz, and Public Works Director / Zoning Enforcement Officer Curt Spayer. Police Chief Rodney Damron, Director of Village Affairs Jamie Turczyn and Village Treasurer Jill Margis were absent from the meeting.

Village Attorney: Attorney Klein provided a brief summary regarding Petition of Dale Senica, Owner, d/b/a Alley Cat's. The Petitioner is seeking a Special Use under the Village of North Utica Zoning Ordinance Section 10-8B-3, to Operate a Bar with Video Gaming Devices, on property located at 142 Mill St., Utica, IL 61373. The property is Zoned C-1.

Mr. Senica has been making improvements to his building located at 142 Mill St. He is adding approx. 15ft. to the back of the building and adding a large garage door with smoke glass panels.

He is also making improvements to the interior of the building and will be installing a copper ceiling, glazed brick and he is going to dig out the basement to be able to utilize the additional space in the future.

He would like to install a small bar and a video gaming room as well as an area with a couple of barber chairs.

This will be located in the back of the building and the Tattoo & Piercing Shop will remain in the front of the building. There will be a couple of pub tables and space for a small bar and restrooms.

Mr. Senica has been a resident of Utica for the past 57 years and he would like to provide a nice space in the Village, where someone could come in and have a drink or play a video game while they wait to have their hair cut by a local barber.

The Planning Commission unanimously recommend approval of granting a Special Use for the operation of a Bar with Video Gaming Devices on property located at 142 Mill St., Utica, IL 61373, subject to the business d/b/a Alley Cat's being divided by an emergency access door. There should be no access to Alley Cat's from the front of the building through the Tattoo & Piercing Shop.

Trustee Debbie Krizel made a motion to Table the item. Mr. Senica was not able to attend the Special Board Meeting and Trustee Krizel would like to have further discussions with the Board regarding adding liquor licenses in the Village. She suggested that the Board consider a 6-month moratorium on issuing any additional liquor licenses, pending further review of the Village's Comprehensive Plan that was adopted in 2016.

Mayor Stewart reminded the Board that there are upcoming events that have been approved to be held in the Village that will require temporary event liquor licenses.

Trustee Krizel stated that she believes that the Village needs to review the Comprehensive Plan to determine the plan for the future to include more diversity in what the Village has to offer; a moratorium provides an opportunity to review and discuss the direction that the Village wants to go.

Trustee Schrader stated that the Petitioner, Dale Senica, has already gone through the Public Hearing to seek a liquor license from the Village so the Board needs to consider his Petition.

Trustee Schweickert stated that the Village can still review the Liquor Ordinance without putting a moratorium in place.

Trustee Krizel stated that the Village has a number of the same type of businesses and should be looking for businesses that offer more diversity.

Trustee Pawlak stated that the Board could Table the item until the next meeting because Mr. Senica won't be ready to open for a few months.

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Trustee Schrader stated that Mr. Senica has already invested in making significant improvements in the building and although he isn't ready to open, he does want to know that he has been approved so that he can continue with his plans.

Trustee Krizel asked the group if the Village wants an additional bar downtown and located in the back alley.

Trustee Schweickert stated that the business that Mr. Senica wants to open is not necessarily a full bar, but rather a place where you can come in and have a couple of drinks and maybe get your haircut.

Trustee Schrader agreed and stated that the improvements that are being made to the property are a great investment. Trustee Schrader added, "It's a neighborhood barbershop that we would be approving; several other businesses haven't survived in that building."

Trustee Krizel stated that the Board needs to determine what type of businesses they want.

Trustee Holland stated it is a great investment in the community when building improvements are being made by a property owner. He added, "if the Village wants to expand in the city block to the north, we need store fronts filled in this block."

Trustee Pawlak stated that since Mr. Senica didn't attend the meeting, the item should be Tabled.

Trustee Krizel again suggested a 6-month moratorium so that the Board could further discuss the Villages' Liquor Ordinance and have time to review the Comprehensive Plan.

Mayor Stewart stated that if the Board wanted to Table the item, it could be listed on the August Board Meeting Agenda for consideration.

Trustee Schrader stated that this Petition has already been put before the Planning Commission and they have already made an advisory vote on the Special Use.

Trustee Krizel reiterated her motion to Table the item until the August 11, 2022 Board Meeting; The motioned was seconded by Trustee Mattioda.

4 Yes (Krizel, Schweickert, Holland, Mattioda)

1 Recused (Pawlak)

1 No (Schrader)

Motion Carried *This item will be listed on the August 11, 2022 Board Meeting Agenda

It was motioned by Trustee Krizel, seconded by Trustee Schweickert to Table the item regarding consideration of amendments to the Liquor Ordinance until the August 11, 2022 Board Meeting.

5 Yes

1 No (Schrader)

Motion Carried

It was then motioned by Trustee Holland, seconded by Trustee Krizel to Table the item regarding consideration of amendments to the Gaming Ordinance until the August 11, 2022 Board Meeting.

5 Yes

1 No (Schrader)

Motion Carried

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Consent Agenda: It was motion by Trustee Schrader, seconded by Trustee Pawlak to approve the Consent Agenda as follows:

- 1) Minutes: 06-16-2022
- 2) June 2022 Financial Stmts / Summary / Revenue Reports
- 3) June 2022 Prepaids
- 4) June 2022 A/P Bills

6 Yes

Motion Carried

It was motioned by Trustee Krizel, seconded by Trustee Schweickert to move item XIV (Village President) to the next item on the meeting Agenda.

All in Favor

Motion Carried

Village President: Mayor Stewart asked Amanda Carter, UBA President, to speak about the Utica Business Associations' request to hold a Queen of Hearts Raffle in the Village. The UBA would like to hold a raffle to raise funds that would be donated to various non-profit organizations such as the Utica American Legion, Utica Little League and Utica Fire Department, and public projects such as the Villages' plans for the re-watering of the I & M Canal or other beautification projects. Funds would also be used for the purchase of a vehicle that would transport people from the downtown business district to the south business district. They would also use some of the funds for business and event advertisement to bring more people into the Village.

Trustee Schrader asked Attorney Klein if using the funds for the purchase of a vehicle and advertising of businesses would be allowed or if it would go against the requirement that funds be used for donations to non-profit organizations only.

Attorney Klein stated that per State of Illinois Statute, the net proceeds after expenses are to be donated to a non-profit organization.

Mayor Stewart asked if this would be held at a single location. Ms. Carter answered, "Yes, one location at a time."

Mayor Stewart thanked Ms. Carter and said that the Board will discuss the matter at the next meeting. An Ordinance would need to be drafted with regulations to hold a Queen of Hearts Raffle in the Village.

Village Clerk: It was motioned by Trustee Schrader, seconded by Trustee Pawlak to approve the cancellation of the regular meeting of the Board of Trustees previously scheduled to be held on Thursday, July 14, 2022 at 7 pm.

All in Favor

Motion Carried

It was then motioned by Trustee Holland, seconded by Trustee Schweickert to approve the annual membership dues for IVAC in the amount of \$750.

6 Yes

Motion Carried

It was motioned by Trustee Holland, seconded by Trustee Krizel to approve a donation in the amount of \$1,000 to Utica Garden Club.

6 Yes

Motion Carried

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It was then motioned by Trustee Pawlak, seconded by Trustee Schweickert to approve a donation in the amount of \$50 to Lions of Illinois Foundation toward expenses for the annual Golf Outing.

6 Yes

Motion Carried

It was then motioned by Trustee Schweickert, seconded by Trustee Krizel to approve a donation in the amount of \$100 to Horizon House for their annual Road to Independence Campaign.

6 Yes

Motion Carried

Director of Village Affairs: NONE

Village Treasurer: NONE

Police Department – Chief Damron: NONE

Building / Zoning Enforcement Officer: NONE

Maintenance Department: Public Works Director Spayer provided a brief update on the ongoing projects in the Village.

2022 Project List – The department has been working in Senica Manor on some drainage issues. They will be getting back to the items listed on the 2022 Project List once they have completed the drainage project in Senica Manor.

Village Engineer: Engineer Heitz provided a brief update on the ongoing projects in the Village.

IDOT Rt. 178 & Rt. 6 Roundabout Project – The temporary pavement has been constructed and temporary lights have been installed. Finishing work needs to be completed from the Villages' utility relocation work that was done. The contractor will be finishing some 'punch list' items and the seeding and the Village will receive a final invoice for the project and Engineer Heitz will submit for reimbursement.

'Utica' Sign Plaza Project – Engineer Heitz stated that the 'Utica' Sign Plaza is a nice piece of public art and hopefully it will lead to many people stopping and taking some pictures and then walking to some of our businesses. Trustee Krizel asked if the Village purchased the sign; Mayor Stewart stated that there were donations received toward the purchase. A sign listing the donors toward the project will be placed in the Plaza near the 'Utica' sign.

Neighbor's Park Field – The park field work will be completed. This is something that the Village will need to assess each year, and due to drainage in the area, it will be a recurring expense over the years.

2022 MFT Road Project – The Project will be submitted to IDOT and we should go out for bids in August.

Village Administrative Building Parking – Engineer Heitz has been working on other projects so this will need further assessment and surveying over the next couple of months, once some of the other projects have been completed.

Senica Manor Drainage project and the Magnuson Park project are both finished.

Johnson St. Drainage – Engineer Heitz hopes to have some bids in the next couple of weeks.

Doehrr / Hitt St. Drainage – The area has been surveyed and the Village may need to obtain some easements before the drainage issues can be addressed in that area.

There were several smaller projects completed; a patch in front of the Bier Garten, a section of curb in Oak Bluff Subdivision and a section of curb near St. Mary's Church.

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There are also sewer plant improvements that have been completed; Stewart Spreading is finished. The rock filter was replaced and the rock that was removed was used to create an access path around the perimeter of the sewer lagoon. Mayor Stewart stated that there will be a few bills coming in for the work that's been completed there but the sewer lagoon and plant look really good.

Committee / Trustee Reports:

Trustee Mattioda asked if the Village will be putting up a new sign at Magnuson Park.

Mayor Stewart stated that the Village is getting some designs to consider. There is a possibility that the Village will rename the park to incorporate the Renz Family who has donated so much of the playground equipment in that park.

Public Comment: NONE

Executive Session: NONE

Adjournment: At 8:10 pm the meeting was adjourned; Motion made by Trustee Schrader, seconded by Trustee Pawlak.

All in Favor

Motion Carried

Respectfully submitted,

Laurie A. Gbur
Village Clerk