

**COAL CITY VILLAGE BOARD MEETING
SEPTEMBER 25, 2019**

**STATE OF ILLINOIS
COUNTIES OF GRUNDY AND WILL
VILLAGE OF COAL CITY**

At 7 p.m. on Wednesday, September 25, 2019, Clerk Pamela Noffsinger called to order the regular meeting of the Coal City Village Board in the boardroom of the Village Hall. Roll call-Trustees Dave Togliatti, Ross Bradley, David Spesia, Tim Bradley and Sarah Beach. Absent; Mayor Terry Halliday and Trustee Dan Greggain. Also in attendance were Matt Fritz, village administrator, Police Chief Tom Best and Ryan Hansen from Chamlin Engineering. Attorney Mark Heinle arrived at 7:10 p.m.

All present recited the Pledge of Allegiance.

In the absence of Mayor Halliday, Clerk Noffsinger asked for a motion to appoint David Spesia as acting Mayor for tonight's meeting. R. Bradley moved to appoint Trustee Spesia as acting mayor for this meeting, second by Beach. Roll call-Ayes; Togliatti, Bradley, Bradley and Beach. Nays; none. Absent; Greggain. Abstain; Spesia. Motion carried. Trustee Spesia continued as acting mayor.

The minutes of the September 11, 2019 Public Hearing and the September 11, 2019 regular meeting were presented for approval. R. Bradley moved to approve the minutes as presented, second by Togliatti. Roll call-Ayes; Togliatti, Bradley, Spesia, Bradley and Beach. Nays; none. Absent; Greggain. Motion carried.

The warrant list was presented. Following discussion, T. Bradley moved to approve the warrant list, second by R. Bradley. Roll call-Ayes; Togliatti, Bradley, Spesia, Bradley and Beach. Nays; none. Absent; Greggain. Motion carried.

There was no Public Comment.

A letter of request to place pink ribbons on the light poles in the Village during October for Breast Cancer Awareness Month was submitted by the GFWC IL Prairie State Woman's Club. President Deb Hazlett was present for questions and comments. The Board approved the request.



Brian Zabel from Zabel & Associates presented the annual audit for the fiscal year 2019 for the Village of Coal City. He noted a net increase of \$211,162, keeping the general fund with a balance above \$1.2 million with an approved water and sewer fund balance. He said there were no discrepancies and thanked the staff for doing a great job. T. Bradley moved to accept the FY19 Audit as presented, second by Beach. Roll call-Ayes; Togliatti, Bradley, Spesia, Bradley and Beach. Nays; none. Absent; Greggain. Motion carried.

Ordinance 19-27 amending the Raffle Ordinance was presented. Attorney Heinle explained that recently the Governor had made some revisions to the State Statutes regarding raffle ordinances. Attorney Heinle explained the revisions to the statutes of which the Village mirrors in their code of ordinances. The Board recommended that the ordinance keep in their code:

- The aggregate retail value of all prizes or merchandise awarded by a licensee in a single raffle, shall not exceed \$1,000,000
- The maximum retail value of each prize awarded by a licensee in a single raffle shall not exceed \$1,000,000

which are in Section 2 Raffle Limits (a) and (b), and not be omitted as suggested. R. Bradley moved to adopt Ordinance 19-27 amending the Raffle Ordinance to include additional statutory requirements to comply with State Law and subject to reinstating Section 2 (a) and (b), second by T. Bradley. Roll call-Ayes; Togliatti, Bradley, Spesia, Bradley and Beach. Nays; none. Absent; Greggain. Motion carried.

Ordinance 19-28, a variance request at 7895 E. Chickory Lane, was presented by Mr. Fritz. Property owner, Darrell D'Agostino was present for questions and comments. Mr. Fritz explained that the D'Agostinos were interested in the construction of a detached garage which exceeds both the height and square footage maximums. The request was presented and approved by the Coal City Planning and Zoning Board, along with the approval of the Home Owners Association for Prairie Oaks Estate subdivision. Included was permission for a curb cut to the garage entrance off Carper Road. Togliatti moved to adopt Ordinance 19-28 granting variances for the construction of a detached garage at 7895 E. Chickory Lane, second by T. Bradley. Roll call-Ayes; Togliatti, Bradley, Spesia, Bradley and Beach. Nays; none. Absent; Greggain. Motion carried.

Ordinance 19-29, amending zoning test was presented and explained to the Board by Mr. Fritz. The revision consisted of:

- Increasing allowable garage square footage

- Amending the definition of Adult Uses to include Tattoo Shops
- Enforcement of RV and Trailer Storage

The amendments were approved and recommended by the Village Planning and Zoning Board. A Public Hearing was held on September 3, 2019. Togliatti moved to adopt Ordinance 19-29 amending the Village Zoning Code concerning the enforcement of RV and Trailer storage, increasing the allowable garage square footage as well as amending the definition of Adult Uses to include Tattoo Shops, second by T. Bradley. Roll call-Ayes; Togliatti, Bradley, Spesia, Bradley and Beach. Nays; none. Absent; Greggain. Motion carried.

The sale of the Village's property located at 25 S. Broadway to potential developers was discussed. Attorney Heinle said that the developers are not ready and recommended that the subject be postponed indefinitely. The Buyers are reviewing the Purchase and Sale Agreement and the terms have not been definitely determined. T. Bradley moved to postpone indefinitely the sale of the Village's property at 25 S. Broadway, second by Togliatti. Roll call-Ayes; Togliatti, Bradley, Spesia, Bradley and Beach. Nays; none. Absent; Greggain. Motion carried.

Trustee T. Bradley asked information regarding solicitor's permits. Chief Best responded that all solicitors are registered through the police department, explained the conditions and control. He then asked when the Kodat property on Berta Road that was demolished by Hoffman Transportation, would be cleaned up. Mr. Fritz stated that he was in contact with the attorney for the owner regarding this issue.

Trustee Spesia gave an update regarding the S. Broadway reconstruction project. Still to be completed are the sidewalks, light pole placement and that the railroad tracks may be closed as soon as October 2nd for the project.

Trustee Togliatti commented on the road construction.

Attorney Heinle presented two issues:

1. Following the Public Health & Safety Committee meeting, a draft ordinance will be prepared regarding cannabis zoning; and
2. A class action suit in Federal Court regarding the settlement concerning a lawsuit titled *National Prescription Opiate Litigation*. The points of the lawsuit against opioid suppliers include:

- Over prescribing of medication
- Undersold the addictive qualities

If the Village decides not to be included in the settlement, then they must opt out by November 22, 2019.

Ryan Hansen reported:

- D Construction is scheduled to do the road patching from the list supplied by public works
- Coaler Lift Station is decommissioned and the sanitary sewer is working well
- Oak Street and others are scheduled for paving

Chief Best stated that the department had received a grant for bullet proof vests and the old vests will be donated to the auxiliary police members. New department recruit Josh Nugent is presently at police academy and doing quite well.

Mr. Fritz said that following the last Farmers Market, surveys will be given to the vendors for opinions and suggestions. The Chalk Art Festival was well attended and the Coal City High School Art Department will be attending the Village Board meeting in the near future. He also gave a brief presentation on the IML Conference recently attended. He met with the USDA regarding utilization for projects in the future and the presentation presented by the City of Aurora regarding the shooting incident in Aurora in February of 2019.

T. Bradley moved to adjourn the meeting, second by Beach. Roll call-Ayes; Togliatti, Bradley, Spesia, Bradley and Beach. Nays; none. Absent; Greggain. Motion carried. The meeting was adjourned at 8:03 p.m.


Pamela M. Noffsinger, Village Clerk