

CITY OF COUNTRYSIDE

*803 Joliet Road
Countryside, IL 60525
www.countryside-il.org*



Meeting Minutes

Regular Meeting of the City Council

Wednesday, January 26, 2022

7:30 PM

City Hall

City Council Members

Mayor, Sean R. McDermott

City Clerk, Elizabeth Kmet

Treasurer, Courtney Bolt

**Aldermen Thomas Mikolyzk, Scott Musillami, John Finn
John Von Drasek, Mark Benson and Tom Frohlich**

- A. CALL TO ORDER** –The meeting was called to order at 7:30 p.m. by Mayor McDermott. Alderman Benson led the audience in the Pledge of Allegiance to the Flag. Mayor McDermott asked for a Moment of Silence in honor of the two New York City Police Officers killed in the line of duty and the two Aurora, Illinois Police Officers who succumbed to Covid-19 during the past week.

Roll Call: City Clerk Kmet called the Roll of those physically present as follows:
Present: Mayor McDermott, Alderman Finn, Alderman Benson, Alderman Musillami, Alderman Frohlich, Alderman Mikolyzk, Alderman Von Drasek, City Clerk Kmet, City Treasurer Bolt

Also Present: City Administrator Paul, Police Chief Ford, Asst. City Administrator Peterson, City Attorney Peck, Finance Director Schutter, City Engineer Fitzgerald, Building Commissioner Wagner, Recording Sec. Prokop

B. OMNIBUS AGENDA

1. Approval of the City Council Meeting Minutes of January 12, 2022.

2. The Statement of Bills submitted for payment through January 26, 2022: \$628,292.29.

I move to approve the minutes of the City Council Meeting of January 12, 2022, and the Statement of Bills through January 26, 2022, in the amount of \$628,292.29.

A motion was made by Alderman Musillami, seconded by Alderman Von Drasek that this matter be APPROVED as presented; motion carried by the following vote:

Aye: 6 Alderman Musillami, Alderman Finn, Alderman Benson, Alderman Frohlich, Alderman Mikolyzk, Alderman Von Drasek

Nay: 0

C. COMMUNICATIONS FROM THE PUBLIC - NONE

D. MAYOR'S REPORT

1. Mayor McDermott introduced the new Building Commissioner, Kevin Wagner and his family, to the audience and welcomed him to the City Staff. The City is lucky to have him; the word is he is easy to work with and a nice guy. Thank you for joining the City of Countryside.

2. Mayor McDermott sought consideration of an Ordinance increasing the number of Class S-B Liquor Licenses by one, Reducing the number of Class B Liquor Licenses by one, and Updating the hours of operation for Class S-B Liquor Licenses from 11:00 a.m. to 9:00 a.m.

A motion was made by Alderman Benson, seconded by Alderman Finn that this matter be APPROVED as presented; motion carried by the following vote:

Aye: 6 Alderman Musillami, Alderman Finn, Alderman Benson, Alderman Frohlich, Alderman Mikolyzk, Alderman Von Drasek

Nay: 0

City Clerk Kmet declared that this will be known as ORDINANCE 22-06-O.

3. Mayor McDermott sought consideration of a Class S-B Liquor License for Premier Catering and Events, LLC, located at 6240 Joliet Road.

A motion was made by Alderman Von Drasek, seconded by Alderman Musillami that this matter be APPROVED as presented; motion carried by the following vote:

Aye: 6 Alderman Musillami, Alderman Finn, Alderman Benson, Alderman Frohlich, Alderman Mikolyzk, Alderman Von Drasek

Nay: 0

4. Consideration of a Recommendation to the Board of Fire and Police Commission to follow Illinois State Statute Regarding Veterans Preference Points for Hiring and Promotion in the Police Department. In 2014, the Board of Fire & Police Commission made a change to the claiming of Veteran Preference Points. This change allowed the candidate to claim Veteran Preference Point only once; either for original appointment or for one promotional appointment. This change was a reduction for the claiming of Veteran Preference Points. The City Council recommends changing the claiming of Veteran Preference Points back to following Illinois State Statute which allows a candidate to claim Veteran Preference Points for original appointment and for one promotional appointment.

A motion was made by Alderman Benson, seconded by Alderman Von Drasek that this matter be APPROVED as presented; motion carried by the following vote:

Aye: 6 Alderman Musillami, Alderman Finn, Alderman Benson, Alderman Frohlich, Alderman Mikolyzk, Alderman Von Drasek

Nay: 0

5. CITY CLERK'S REPORT - NO REPORT

6. TREASURER'S REPORT – NO REPORT

G. COMMITTEE AND COMMISSION REPORTS FOR DISCUSSION, CONSIDERATION AND, IF SO DETERMINED ACTION UPON:

1. ECONOMIC DEVELOPMENT – NO REPORT
2. FINANCE COMMITTEE – NO REPORT
3. HUMAN RESOURCES COMMITTEE - NO REPORT
4. INFRASTRUCTURE COMMITTEE

- a. Alderman Benson sought consideration of the Water Department (SCADA) System Upgrade with Automatic Control Services of Naperville, IL in the amount of \$34,083.00.

A motion was made by Alderman Musillami, seconded by Alderman Finn that this matter be APPROVED as presented; motion carried by the following vote:

Aye: 6 Alderman Musillami, Alderman Finn, Alderman Benson, Alderman Frohlich, Alderman Mikolyzk, Alderman Von Drasek

Nay: 0

- b. Consideration of a Contract with Go Painters, Inc. of Maywood, IL for Fire Hydrant Paint Maintenance. At the Infrastructure Committee meeting held earlier this evening, the Committee approved the contract in the amount of \$18,800, for painting hydrants located throughout the City; they also provide a 2-year warranty.

A motion was made by Alderman Von Drasek, seconded by Alderman Frohlich that this matter be APPROVED as presented; motion carried by the following vote:

Aye: 6 Alderman Musillami, Alderman Finn, Alderman Benson, Alderman Frohlich, Alderman Mikolyzk, Alderman Von Drasek

Nay: 0

3. PLAN COMMISSION/ZONING BOARD OF APPEALS

- a. Attorney Peck sought consideration of an Ordinance Approving Preliminary/Final Plat of Resubdivision at 181 Countryside Plaza. On December 7, 2021, the Applicant,

LuAron Foster, d/b/a Raising Cane's, appeared before the PC/ZBA seeking a resubdivision of the property commonly known as 181 Countryside Plaza. The Plat of Resubdivision was reviewed by the Building Department and the City Engineer. It was their recommendation to approve the Plat of Resubdivision subject to two conditions: 1) that a Revised Plat of Resubdivision and accompanying data shall be submitted in accordance with City Code, to be approved by City Engineer; 2) a sidewalk shall be installed from the new restaurant to the existing sidewalk along LaGrange Road as part of the redevelopment of the property pursuant to City Code.

A motion was made by Alderman Benson, seconded by Alderman Mikolyzk that this matter be APPROVED as presented; motion carried by the following vote:

Aye: 6 Alderman Musillami, Alderman Finn, Alderman Benson, Alderman Frohlich, Alderman Mikolyzk, Alderman Von Drasek

Nay: 0

Clerk Kmet declared that this will be known as ORDINANCE 22-07-O.

- b. Consideration of an Ordinance Granting Special Use Variation at 181 Countryside Plaza for a drive-through Facility and Outdoor Seating. On December 7, 2021, after hearing all the testimony and evidence, the PC/ZBA found that all conditions have been met for the Special Use Variation seeking a drive-through facility (two lanes) and to permit outdoor seating with the installation of two outdoor patios on the real estate commonly known as 181 Countryside Plaza. The PC/ZBA recommended approval of the Special Use Request subject to the 10 conditions stated: Council waived reading the 10 conditions aloud. Council members have reviewed the text.

A motion was made by Alderman Von Drasek, seconded by Alderman Finn that this matter be APPROVED as presented; motion carried by the following vote:

Aye: 6 Alderman Musillami, Alderman Finn, Alderman Benson, Alderman Frohlich, Alderman Mikolyzk, Alderman Von Drasek

Nay: 0

Clerk Kmet declared that this will be known as ORDINANCE 22-08-O.

- c. Consideration of an Ordinance Granting A Text Amendment to the Building & Zoning Code for Corner Lot Fences and Setbacks for Accessory Buildings and Structures. Corner lots have been an issue for many years; they are considered having two front yards. Fence installation has always required appearance before the PC/ZBA to seek a variance. This new Ordinance provides a mechanism for residents to make the request administratively through the Building Department without appearing before the PC/ZBA for a decision. Should the Building Department not approve the request, the applicant may still apply to the PC/ZBA for a decision.

A motion was made by Alderman Musillami, seconded by Alderman Finn that this matter be APPROVED as presented; motion carried by the following vote:

Aye: 6 Alderman Musillami, Alderman Finn, Alderman Benson, Alderman Frohlich, Alderman Mikolyzk, Alderman Von Drasek

Nay: 0

Clerk Kmet declared that this will be known as ORDINANCE 22-09-O.

- d. Consideration of an Ordinance Granting a special Use Variation to permit the Establishment of a Dance School at 919 W. 55th Street, Unit #B – Alyssa Harling – the Harling School of Irish Dance. On January 25, 2022, the Applicant appeared before the PC/ZBA seeking a Special Use Variation to permit the operation of an Irish Dance School on the real estate commonly known as 919 W. 55th Street, Unit #B. After hearing all testimony and evidence, the PC/ZBA found that all requirements for a Special Use have been met and it was their recommendation to approve such Special Use Variation subject to 6 conditions: 1) That all construction and use be in substantial conformity with Petitioner’s Application; 2) A Business License shall be filed with Clerk’s Office; 3) Any interior renovations proposed are subject to review and approved of the Building Commissioner; 4) Any signage proposed shall be in accordance with City Code; 5) All construction and operation permitted by such special use variation shall be subject to all applicable Codes of the City of Countryside; 6) That said use be established within one year from the effective date of any ordinance granting the same, or said use shall be come null and void. With those conditions, the PC/ZBA recommended approval of the Special Use.

A motion was made by Alderman Benson, seconded by Alderman Finn that this matter be APPROVED as presented; motion carried by the following vote:

Aye: 6 Alderman Musillami, Alderman Finn, Alderman Benson,
Alderman Frohlich, Alderman Mikolyzk, Alderman Von Drasek

Nay: 0

Clerk Kmet declared that this will be known as ORDINANCE 22-10-O.

4. SPECIAL EVENTS COMMITTEE – NO REPORT

5. SUSTAINABILITY COMMITTEE

- a. Alderman Musillami sought consideration to enter into a Contract with Pizzo in the Amount of \$89,530 for the Design and Installation of Three Native Gardens.

A motion was made by Alderman Mikolyzk, seconded by Alderman Von Drasek that this matter be APPROVED as presented; motion carried by the following vote:

Aye: 6 Alderman Musillami, Alderman Finn, Alderman Benson,
Alderman Frohlich, Alderman Mikolyzk, Alderman Von Drasek

Nay: 0

6. FLAGG CREEK ADVISORY BOARD

- a. Alderman Frohlich stated that year to date rounds were 38,632 – 1,100 rounds less than last year. Revenue was up \$154K.

H. LEGAL REPORT

1. City Attorney Peck sought consideration of a Non-Exclusive Easement Agreement for 5710 East Avenue in Conjunction with the East Avenue Water Main Project. The homeowner’s attorney has contacted Mr. Peck to memorialize the agreement already approved. Mr. Peck has no objection to doing so; the same wording is used, basically that granting easement to the City will not infringe upon the owner’s ability to improve his property. The easement has no impact on future use. Mr. Peck recommends approving this easement as stated.

A motion was made by Alderman Finn, seconded by Alderman Frohlich that this matter be APPROVED as presented; motion carried by the following vote:

Aye: 6 Alderman Musillami, Alderman Finn, Alderman Benson,
 Alderman Frohlich, Alderman Mikolyzk, Alderman Von Drasek
Nay: 0

I. CITY ADMINISTRATOR’S REPORT – no report

J. STAFF REPORTS

1. Police Chief Ford - no report

2. City Engineer Fitzgerald

a. Consideration of Engineer’s Payment Estimate #2 in the amount of \$533,975.58 to Unique Plumbing Co., Inc., of Brookfield, IL for the Joliet Road and East Avenue Water Main Replacement. The project is moving along nicely.

A motion was made by Alderman Benson, seconded by Alderman Frohlich that this matter be APPROVED as presented; motion carried by the following vote:

Aye: 6 Alderman Musillami, Alderman Finn, Alderman Benson,
 Alderman Frohlich, Alderman Mikolyzk, Alderman Von Drasek

Nay: 0

K. BUSINESS FROM THE CITY COUNCIL FOR DISCUSSION, CONSIDERATION AND, IF SO DETERMINED, ACTION UPON: - none

L. ADJOURNMENT

A motion was made by Alderman Mikolyzk, seconded by Alderman Benson that this meeting be ADJOURNED; motion carried by the following vote:

Aye: 6 Alderman Musillami, Alderman Finn, Alderman Benson,
 Alderman Frohlich, Alderman Mikolyzk, Alderman Von Drasek

Nay: 0

Mayor McDermott declared the meeting adjourned at 7:52 p.m.

APPROVED:

Respectfully Submitted,

ELIZABETH KMET, CITY CLERK

/fp

