

VILLAGE OF DOWNS BOARD OF TRUSTEES
REGULAR MEETING MINUTES
7:00 PM
September 5, 2013

Village Hall
211 S. Seminary St,
PO Box 18
Downs, IL 61736

The board meeting was called to order at 7:00 pm by Mayor Mike James.

Roll Call was taken with Trustees Roach, Goveia, Freimann, Myszka and Luke. Also in attendance were Treasurer Cuba, Clerk James and Village Attorney Dawn Wall. Trustee Lush arrived at 8:37 pm.

The Pledge of Allegiance was led by the Boy Scouts that were in attendance.

The Mayor made some changes to the agenda order. Here are the following changes: Added Mayor and assigned Trustee to the Events and Development Committee membership under Consent Agenda Motion items ii and iii Corrected spelling error of Neal Roach under Consent Agenda Motion item vii Changed verbiage of "Resolution 2013-R30" to "Ordinance 2013-30" Moved Item A under Action on Executive Session to item IV under New Business Motions. Motion by Freimann, seconded by Myszka Approved 5-0

Superintendent Report- Kevin Whitehouse talked about the Washington St. project. Kevin has been adjusting valve boxes, 3 boxes in the road and 1 up the road in the sidewalk. Curb and gutter work is coming along. Ameren IL has installed new poles and equipment along this street and it really looks nice. Gildner is ready to start other side next week. Jeremy and Kevin are painting doors and trim at water treatment plant. Farmland Subdivision was due for final inspection today. It should be tarred and rocked next Tuesday.

Engineer Report- Shawn from Farnsworth Engineering stated the proof roll went well on the Farmland Subdivision, with only a couple of spots to work out. . Ditches are rough graded. It will be ready for oil and chip on Tuesday. The street will be closed over the weekend. Some of the culverts need to be matched a little since the street has now been installed.

Two more water easements have been obtained for Downs Crossing.

Discussion

Two Eagle Scout Projects were discussed. Thomas Kretz thanked the board for the opportunity to do his Eagle Scout project for the Village. He presented a thank you gift to the board.

The board thanked Thomas for his project. A plaque will be coming and placed on the shed. Mayor James signed off on his Eagle Scout Project.

Boy Scout Tyler James came to the board to propose his Eagle Scout project. He is proposing a 160' elevated wooden walkway on the Kickapoo Trail. Total estimated cost of his project is \$2500. He will begin his fundraising efforts in the next week. He plans on having concrete poles in the ground before it freezes. He needs his project done by 4/10/2014.

Trustee Luke spoke in Trustee Lush' in his absence. Dan is asking for direction from the board for a building. She spoke about the options we have. (park, land we own, land by school, brown building, land by Huff Rd., land in front of Township building and Mr. Misch's) Some choices may have EPA issues. It looks like building on our own land is the most expensive option. The board needs to decide what they want in this building. What is the life expectancy of this particular spot and will we outgrow it? The Mayor and Trustee Roach are going to meet with the school on Monday. The board is to send their top 3 options for a Village Streets/Police/Food Pantry Building to him by Monday.

Village Attorney Wall says it is her opinion we do not need to obtain a license from ASCAP. She says doctor's offices that use piped in music need a license. She will handle them and we can ignore them. It can apply to some municipalities, but not ours.

Sewer Connections

VILLAGE OF DOWNS BOARD OF TRUSTEES
REGULAR MEETING MINUTES
7:00 PM
September 5, 2013

Village Hall
211 S. Seminary St,
PO Box 18
Downs, IL 61736

The board went over the list of non-compliant residents. The next sewer connection deadline is 9/24. A decision of action needs to be made prior to the next board meeting. Water is going to be shut off on 9/24/2013 for some on this list. The board is possibly going to try and loan the BNWRD fee to them and charge on the water bill. We will need to work on a loan agreement. The other can't afford the construction. The board will try and look at filing a lien and a loan agreement.

Trustee Freimann says 98% of the Village is compliant. He has tried to think of options.

- 1) Have IEPA go after them
- 2) Continue to charge people a fine
- 3) Offer some financing for hardship cases
- 4) Enforce connection by shut off
- 5) Use Village resources and they pay monthly

Cornbelt has purchased all of the property from the West at Downs Crossing. They have tried to work with Gary Reynolds to gain access easement. This won't affect our RELEG obligation. We will have the Development Committee look at this.

Public Comment came from the Boy Scouts and Mr. Bowers.

Approval of Consent Agenda- Trustee Freimann requested the removal of the item vii from Motions and moved to new business item v. Motion made by Myszka seconded by Luke: Approved 5-0

Consent Agenda- Motion made by Freimann and seconded by Myszka: Approved 5-0

- Motion to approve August 1, 2013 Village Board of Trustees Regular Meeting Minutes making a change to a grammatical error.
- Motion to approve Mike James (Mayor), Dan Lush (Trustee), Julie Backer, Tricia Brown (Clerk), Don Kopack (Chair), Cindy Kopack, Leigh Hayes and Tom Estes as members of the Events Committee
- Motion to approve Mike James (Mayor), Paul Myszka (Trustee), David Mouser, Marla Brotherton (Clerk), Paul Messamore (Chair), Barb Gilhaus, Fred Myers and Pete Manhart as members of the Development Committee
- Motion to approve Public Safety Committee Regular Meeting Location, Dates and Time
- Motion to approve Events Committee Regular Meeting Location, Dates and Time
- Motion to approve Development Committee Regular Meeting Location, Dates and Time
- Motion to approve Public Safety and Services Committee golf cart inspection designee: Neal Roach was removed and moved to new business
- Motion to approve authorization of Tyler James' Eagle Scout Project Plan
- Motion to approve extending Dooley Park Hours to midnight on October 19th and 26th
- Motion to approve request for police coverage on Franklin St. Saturday nights: Oct 5th, 12th, 19th, and 26th, and in Dooley Park on the Oct 19th and 26th
- Motion to approve road closures: Franklin from Seminary to Lincoln, Lincoln across Washington, Water Street to Main Street, Main Street to Lincoln, on October 19th, and 26th. On October 5th and 12th, closing Franklin from Seminary to Lincoln, and Water Street to Main Street from 5-11 pm
- Motion to approve letter of support for Heartland Credit Union Charter expansion

Resolutions

- Resolution 2013-R29 approving water main easements

Ordinances

VILLAGE OF DOWNS BOARD OF TRUSTEES
REGULAR MEETING MINUTES
7:00 PM
September 5, 2013

Village Hall
211 S. Seminary St,
PO Box 18
Downs, IL 61736

- Ordinance 2013-30 approving purchase of 1992 GMC Dump Truck from Melton Trucking, LLC not to exceed \$8,000 and payable in two installments (9/2013 and 06/2014)

New Business

- Motion to approve letter of response to MMBOWERS, INC Annexation Request Motion made by Goveia and seconded by Myszka Approved 4-1 Freimann nay
 - Mr. Bowers came to answer questions about his Beecher Trails Subdivision
 - Trustee Dan Lush arrived at 8:37 pm
 - For the Village, it would be approximately \$250,000 for the Huff Rd. upgrade and \$400,000 up front in other costs that would be eventually turned over to the developer. Mr. Bower's states his lender would submit a bond, so we would really not be fronting the \$400,000.
 - Mr. Bowers would be willing to help upgrade the under-developed Huff Rd. but not all of it.
 - According to Mr. Bowers, Farnsworth's Ron Downs says it is his opinion it is underdeveloped. A traffic study could be done by Old Township. Curb, gutter work, and sidewalks for the subdivision would not be a Village responsibility. Mr. Bowers asked if the Mayor and Trustee Lush would have a meeting with Phil Reynolds from Old Town. Mr. Bowers is trying to do everything he can to be annexed into the Village. Trustee Myszka wants a different sketch/plat attached to the annex letter. He doesn't agree with lot sizes less than 90 feet frontage.

A break was taken from 9:24 pm-9:33 pm

- Motion to approve purchase of Village Hall signage for building identification was postponed Motion made by Goveia and seconded by Roach
 - Motion withdrawn
 - Motion to postpone purchase of Village Hall signage for building identification Motion made by Goveia Seconded by Lush Approved 6-0
- Motion to approve purchase of Village Hall display case not to exceed \$600 Motion made by Lush and seconded by Roach Approved 6-0
- Motion to approve appointment of Alan Zwilling as Treasurer at \$500/mo. Motion made by Lush and seconded by Luke Approved 6-0
 - With Treasurer Cuba remaining to train until 9/30/13
- Motion to approve Public Safety and Services Committee golf cart inspection designee: Neal Roach. Motion made by Goveia and seconded by Roach
 - Motion withdrawn
 - Trustee Freimann noticed our ordinance reads as it has to be a police chief, police designee or board member. For now the mayor is going to complete the inspections.

Ordinances

- Ordinance 2013-31 approving Liquor Commission recommended changes to Chapter 9, Section 19 of the Village of Downs Village Code – Exhibit A Motion made by Myszka seconded by Lush Approved 6-0
 - The reason for this change was to match county liquor hours and state's language.

Resolutions

- Resolution 2013-R32 approving independent contractor agreement with Deanna Mocchi – Exhibit 1 – Exhibit A Motion made by Freimann and seconded by Myszka Approved 6-0
 - Deanna will look at the Village Office processes. She will do a study to see if there are ways we can automate and eliminate job duplications. She will look into online billing and see what processes we can do differently.

VILLAGE OF DOWNS BOARD OF TRUSTEES
REGULAR MEETING MINUTES
7:00 PM
September 5, 2013

Village Hall
211 S. Seminary St,
PO Box 18
Downs, IL 61736

Old Business

- Motion to approve recommended reimbursement from Eagle Scout fund of \$___ to Steven Kretz' Boy Scout Eagle Project postponed
- Motion to approve recommended Village donation of \$29.41 to Thomas Kretz' Boy Scout Eagle Project. Motion made by Freimann and seconded by Myszka Approved 6-0

Executive Session was not entered.

Motion to approve payment of bills Motion made by Roach and Seconded by Goveia Approved 6-0
Mayoral Report can be found in the September flyer. The Mayor has sent out congratulatory letters to new Eagle Scouts, Ben Steinmates and Braman Broy. A letter to Mr. Betisch was sent about testing the emergency siren on a monthly basis.

Trustee Reports can be found in the September flyer.

Trustee Goveia gave a park report. She needs hayrack drivers for the last 2 Saturdays of October. Also, Lyndall Cuba gave an estimate on what it would cost to pain the girl's bathroom.

Treasurer Report-none was given

Adjournment at 10:35 pm

A handwritten signature in cursive script that reads "Julie James".