



VILLAGE OF DOWNS BOARD OF TRUSTEES
REGULAR MEETING MINUTES
7:00 PM
September 4, 2014

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

1. Mayor Mike James called the meeting to order at 7:05
2. Roll call was taken with Trustees Roach, Goveia, Freimann, Myszka and Luke all present. Trustee Lush was absent. Also present were Clerk James, Treasurer Zwilling and Attorney Wall.
3. The Pledge of Allegiance was taken.
4. A motion to approve the order of the agenda was made by Trustee Myszka and seconded by Freimann. Approved 5-0
 - Discussion: Item 8ii should read November. Item 1iii, this ordinance will be scratched. We will post-pone a vote on Mr. Kretz's Eagle Scout project. Add discussion item for Beecher Trails railroad agreement.
5. Eagle Scout Project(s) Report. No report given.
6. Superintendent Report-Kevin Whitehouse reported that 1.333 million gallons were pumped to BNWRD last month. The iron content was 1.5.
 - We had a couple of leaks fixed this month. One boil order was issued. The water came back clean and the boil order has been lifted.
 - Chief Manint hasn't gotten back with the ISO report.
 - There are 41 radio reads left. These are isolated to Pintail.
 - DCEO grant is still on Governor's desk to be signed.
7. Engineer Report- Shawn from Farnsworth updated the board on Beecher Trails. They are starting to do rough grade. They decided to push paving back until next spring. But they will get the piping in this year. We should see a lot more activity out there in the next couple of weeks. Trustee Myszka asked if they can put stubs for water in the middle of driveways. This way if we have to turn off the water it won't be buried under a driveway. Mayor James and Attorney Wall had a meeting on 8/14 with Living Hope Church. They tried to reach an agreement with Living Hope about water. Their council asked that they wait until Beecher Trails is a little farther along. They have no plans to have a well. They are working on language for the agreement.
8. Treasurer Report- We are still waiting for the audit report. The street fund is still rather tight.
9. Committee Report(s) No reports were given.
10. Mayoral Report- There is a Medical Cannabis farm being proposed 3 miles outside of Downs. The article was in The Pantagraph. Property values will increase which will benefit the school.
 - The Mayor was invited and will be attending a Bloomfield workshop. It's a workshop about blighted property.
 - He was also invited to join the Bloomington Comprehensive plan committee.
 - The 4th of July netted between \$400-500.
11. Trustee Reports
 1. Building Report- Trustee Freimann's reported that we are getting about one building permit per month out at Cross Creek.

2. Water and Sewer Report- Trustee Myszka reported that they purchased a computer to upgrade software. BNWRD paid for half of the computer.
3. Police and Services Report- Trustee Roach is working with 3 properties over weeds. 1 property has been resolved.
Trustee Roach stated that she was disappointed that the article about Downs no longer having police coverage was published in The Pantagraph. She explained that originally she had asked for an \$85,000 budget for police and was told she had to cut to \$51,000.
 - We were paying \$45/hr. with county.
 - She had a candidate ready. This person had to withdraw an hour before last month's meeting.
 - According to the article, Superintendent Dave Mouser said he was not given advance notice about no police coverage. This was not correct. She left him a phone message and an email. She has been working diligently.
 - She asked the county to reduce their hours from 26 to 20 hours and they declined.
 - She has some meetings scheduled.
 - We are learning that through this that police is important to this town.
 - Other towns our size, co-op for police. We don't tax like other municipalities do.
4. Streets Report- Mayor James reported for Trustee Lush. He asked for better cooperation with the water and sewer department.
5. Parks, Community Center and Food Pantry Report- Trustee Goveia reported that the spotted grass is bad in the playground and she is working on it. The 3 trees have been taken down. She hired Redbird Plumbing to fix some plumbing.
 - Food pantry got an extra delivery of fresh fruit.
 - They were accepted in the backpack program this year. Any student K-6 that qualifies for reduce lunch qualifies. Sue Surber, Linda Bowman, and NHS are helping with this program. The only expense is about \$300. This is for the bag. She is going to ask the local churches to help with costs for that.
 - The football team is having a fundraiser from Nelson's catering. Residents can donate their meal to the food pantry.
6. Finance Report-No report given.

12. Discussion

1. TIF 3
 - Trustee Luke, Mayor James and Shawn from Farnsworth went through a series of interviews with TIF firms.
 - It was determined it was better to make a new TIF. Trustee Luke called and got references on all 3 firms.
 - The proposed TIF 3 is mostly vacant land, gravel pits, and Kickapoo Park and commercial areas.
 - TIF 1 will be reworked. The development plan will add language about shifting money back and forth between TIFs.

2. Re-Development Agreement with Corn Belt Energy. They are having internal discussions about Energy Way. It was never dedicated and taken over by Downs.
 3. BP Letter- Mayor James needs to do some more research on this.
 4. Farmland Subdivision- The ordinance says we need a final set of as built plans from Mr. Misch. If they meet the specifications of an engineer. We can take over the road.
 - We can require him to give a bond or an escrow for a year warranty.
 - It has been a year almost anyway and we had engineers involved.
 - Trustee Freimann will send a letter to him, get assurance there are no liens and as built plans.
 5. Railroad agreement with Beecher Trails- MM Bowers reached out to the RR to put in a pipe. We received agreement from the RR that we are the licensee and not MM Bowers.
 - Attorney Wall is concerned is that we will be liable. She said the only way the Mayor should sign is if MM Bowers and Mark Bowers agree to hold the Village harmless. As of 5:00 pm tonight Mark Bowers agreed to sign an indemnification agreement.
 - The Mayor will sign agreement after Wall approves the agreement.
13. Public Comment
- Mr. Neubauer was interested in the progress on the police issue.
 - Ms. Keylin asked several TIF Fund questions.
14. Motion to Approve Items Contained within the Consent Agenda was made by Freimann and seconded by Myszka. Approved 5-0
15. Motion to Approve Consent Agenda made by Freimann and seconded by Myszka. Approved 5-0
1. Motions
 - i. Motion to Approve the August 7, 2014 Village Board of Trustees Regular Meeting Minutes
 - ii. Motion to Approve Road Closures: Franklin from Seminary to Lincoln, Water from Franklin to Main, Dooley Park Road 6 - 11 pm on October 11, 17, 18, 24, 25, 31 and November 1, 2014
 - iii. Motion to Approve the Extension of Dooley Park Hours on October 11, 17, 18, 24, 25, 31 and November 1, 2014 until 11 pm
 2. Ordinances
 - i. Ordinance 2014-11 Approving Replacing Chapter 18 - Land Use Plan with Chapter 18 - Strategic Development and Land Use Plan
 - ii. Ordinance 2014-12 Enacting and Approving the Franchise Agreement with Mediacom Illinois LLC and the Village of Downs
 1. Discussion: We were able to get the park grant at \$500/yr. again. This agreement is for 15 years. Esther Viles from Mediacom really went to bat for us.
 - iii. Ordinance 2014-13 Authorizing a Variance of the Village of Downs Code Chapter 14, Article VI, Section 3c Allowing Recycled Asphalt with CA-6 for Off-Street Parking in Kickapoo Park

16. New Business

1. Motions

- i. Motion to Approve continuance of the Village of Downs Regular Board Meeting to _____, 7:00 pm at the Village Hall No Action
- ii. Motion to rescind 8/7/2014 Approval of Lease with IKON for Village Hall Copy Machine at \$189 /mth for a Term of 48 Months made by Myszka and seconded by Luke. Approved 5-0
 - 1. Discussion: Decided to go with a different company that was cheaper.
- iii. Motion to Approve Lease with Capitol Business Systems for Village Hall Copy Machine at \$170.50 /mth for a Term of 36 Months made by Luke and seconded by Myszka. Approved 5-0
 - 1. Discussion: We didn't hear from this company until right after the last meeting. This one is cheaper and we will own the copier at the end of 3 years. We will only pay per copy.

17. Old Business

1. Postponed

- i. Motion to Approve Recommended Village Donation of \$___ to Steven Kretz' Boy Scout Eagle Project postponed.

18. Executive Session no action

19. Action on Executive Session Items no action

20. Motion to approve payment of bills made by Freimann and seconded by Roach.
Approved 5-0

21. Motion to adjourn at 8:50 pm made by Freimann and seconded by Myszka. Approved 5-0



Village Clerk