



VILLAGE OF DOWNS BOARD OF TRUSTEES
REGULAR MEETING note taking
7:00 PM
May 5, 2016

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

1. Mayor Mike James called the May 5, 2016, regular board meeting to order at 7:01pm.
2. Roll call was taken. Trustees Roach, Goveia, Messamore, Keylin and Lush were all present. Also present were Clerk James, Attorney Dawn Wall and Treasurer Bakewell. A quorum was declared.
3. The Pledge of Allegiance was taken.
4. A motion to approve the agenda order was made by Lush and Roach. Approved 5-0
Discussion:
Goveia requested Ordinance 2016-21 Approving and Adopting Amendments to the Village of Downs Code Provisions of Chapter 9 "Liquor Code" be taken out of consent agenda.
There was no action on all old business.
5. David Pistorius, from First Midwest gave a presentation on municipal bonding.
 - We could use municipal bonds for the water main project.
 - Financing vehicles through this program is available.
 - Interest rates are as low as he has seen in his 18 years.
 - 1st Midwest has worked with the school and the Downs FD.
 - They are a family owned business for almost 60 years.
 - They are an underwriting firm and can work with anyone who can issue municipal bonds.
 - They will go out and find the buyers for us.
 - They work with bond attorneys in Chicago. They work on a "no pass no funding basis" and will hold our hand through the process.
 - The most popular bond for municipalities is Alternate Revenue Source Bonds.
6. Living Hope Christian Church
 1. A motion to approve Resolution 2016-R08 Authorizing the Execution of an Amended Annexation Agreement between the Village of Downs and Living Hope Christian Church, Inc. was made by Goveia and seconded by Lush.
 2. A motion to postpone the acceptance of Resolution 2016-R08 Authorizing the Execution of an Amended Annexation Agreement between the Village of Downs and Living Hope Christian Church, Inc. was made by Goveia and seconded by Lush. Approved 5-0
Discussion:
 - Goveia and Mayor met with Living Hope in April and seemed to have gotten communication issues resolved.
 - The Village went back and amended the April 2015 agreement to what it was a prior.
 - Dan Dawson asked for some clarification regarding this language on Section 4A.2 roadway improvements.
 - Living Hope's engineer gave them a quote in 2014 for \$29,000.
 - Mayor James told them at their April meeting they needed to go back to their engineer and get an updated estimate to match the road.
 - Wall noted that Beecher owns the road and we were not privy to the details between Living Hope and Beecher Trails.
 - Dawson explained it is not fair they have to spend more money to match the road when Beecher Trails came after Living Hope.

- Wall said they are still required to adhere to annexation ordinances.
- Mayor James stated that they had discussed this a month ago and we all agreed. Now we are taking a step backwards and we will table this tonight.
- Living Hope will go back to their engineer and get an updated estimate. They would also like to table this and will discuss with their committee.
- Dawson noted they didn't know that they were going to make a road like that. It is not fair they have to spend extra now to match.
- Mayor James explained that the drainage on the road is inefficient. It needs to be up to current design standards. This became a timing issue. Beecher Trails came in first and they are adding more traffic. We made them make a higher classification of road. Because of this, it makes Living Hope make the road a higher classification. Wall asked if they have any clause in their contract to address the additional cost.
- The township is not taking care of the road because we agreed to take care of it thinking that it was going to be annexed a year ago.
- James explained that Living Hope thinks they were annexed in because the recorder's office made a mistake and annexed in all the land when they recorded Beecher Trails Subdivision.
- Goveia says the township road was not really up to par to begin with.
- Mayor James said we aren't going to hold the tax payers liable for the road.

7. Development Report

- Mayor James said he is working on a new path to get water at Downs Crossing.
- The interest rate for USDA funding of water is at an interest rate of 2.875% for 40 years. We are at the top end of the rate. The anticipated cost of the project is \$3-3.5 mil.
- IEPA may be another funding solution.
- James spoke with our State Representatives and Senators at the IMLA lobby day. He is looking for funding help after the budget passes. Congressman LaHood was one of the speakers.
- The bid was awarded to Doug Gildner for \$110,000. We will pay for it with REDLG funds and because of the great bids will have money left over.
- Cornbelt has approval from USDA to use the remainder of the REDLG funds on the storm sewer.
- The North loop of the water project is scheduled to start in the next couple of weeks.
- 1 Energy Way will be hoping to get dedicated next month.
- Lush is concerned about manholes in Beecher Trails not matching grade and wanted to know who this falls back on to fix. Wall says we don't have to accept the dedication of the road until we are satisfied.

8. Shawn, from Farnsworth gave his engineer report.

- He noted at Beecher Trails 1st addition, they are working, clearing and grading. They will start the sewer next week. There is still no word on completing the punch list.
- We are waiting on the detention basin and pipe at Cross Creek.
- Shaun passed out the new Zoning map and limits. He pointed out that most of the changes were annexations due to the TIF project.

9. Committee Report(s) and Recommendation(s)

- Mayor James gave the events report. The first garage sale starts this weekend. Seven people registered to be on the map.

- The car show will be May 21st.
- Movies in the park will be in June, July and August.
- Village clean-up day will be June 4.
- FFA is not doing food for 4th of July. James is looking for other vendors.
- Rick Johnson would like to run 3 on 3 basketball.

10. Mayoral Report

- James went to IML Lobby Day in Springfield.
- We will receive the DECO grant after the state budget passes. James asked that the board get your ideas to Lush on streets projects prior to the next board meeting.
- Mayor James says the most important initiative for the Governor was creating jobs and education.
- James talked to them about a stop light out at the school. He wants to have another meeting about the stop light. Senator Rose and Rep Mitchell will look to setup a meeting with them, the school and IDOT in June.
- James spoke to them about a back door entrance into Beecher Trails on Rt 150.
- He reminded the board that this is the last month for grand marshal nominations. Currently we have 3 so far.

11. Trustee Reports

1. Building Report

- Goveia reported that we had 5 building permits this month.
- Goveia and John Forbes are meeting tomorrow to check in. Forbes is going to stick with a duplex idea. James noted he will need to go to Zoning to get a special use permit.
- Forbes will have new plans drawn up in a couple of weeks.
- Goveia noted that he still owes for the sewer portion because at the time we didn't know whether he was going with 2 or 3 apartments.
- Goveia got a call about a rental property that needs to be dealt with. The property is shabby and needs something done with it. This is this an ordinance violation, she wanted to know which trustee is responsible for.
- The property is on Main St. across from the Fire Department. The owner said he was going to demolish.
- It is a hazard. Wall says a letter is usually done prior to any police action.
- Roach says the trustees and mayor can all sign these letters, so no one person has to.
- Wall says if you send a letter, everyone should get a letter. We don't want to target people.
- Reese property is not maintaining their easement
- Lush asked about the fence at the Catholic Church. James said the resident's concerns were taken to church and they agreed. However, they have had a change in Priest, etc. The board has no authority over them. We just let them know our resident's concerns. Goveia says she is working on it.

2. Water and Sewer Report

- Kevin noted that water usage in April was average. The iron level was at .45. There were no water leaks. He spent \$700 for new aerator motor.

- We are in the final year with McGuire Iron for the elevated tank contract. They are supposed to paint on May 16.
 - Kevin will decide the color we paint it.
 - In about 3-4 years we will need to go to the bare metal and start over.
3. Police and Services Report
- Roach reported no one has contacted her on their offer to clean up junk cars with free towing.
 - Roach also would like all trustees' sign the remediation letters so no one has to be the bad guy.
 - The Chief wants one word changed in our ordinance. He would like to add the word operable. This will include cars that are being restored. Those that are restoring cars can get an exception from the board.
 - Keylin asked if this is something the community wants. The people should have a voice.

Chief Dingler's Report

- The Chief had 11 calls of duty.
 - Bellflower had 4 citations and 6 warnings.
 - Downs had 2 citations and 3 warnings.
 - There was a minor fender bender at the school.
 - 3 suspicious vehicle reports were taken.
 - He gave 3 vehicle assists.
 - There was 1 harassment issue that has been dropped.
 - He will be attending training in the spring.
 - The cash boxes from Adkissons were found with money still inside.
4. Streets Report
- Lush had nothing to report.
5. Parks, Community Center and Food Pantry Report
- Keylin sent her report to the trustees prior to the meeting.
 - She said they had a nice turn out for the Earth Day breakfast.
 - Keylin noted she had made a request for freezers for the food pantry. Because of social media, within 30 minutes she had received 2 freezers.
 - There are new toilets in pavilion and a new hot water heater in the Youth Center.
 - Civil War Daze is next Friday.
6. Finance Report
- Bakewell distributed the current asset report and the BTP.
 - She asked what the board's policy regarding what dollar amount make a purchase an asset. Mayor James said to use professional judgement. Wall said usually it is in excess of \$500.
 - Roach asked that she be given a heads up on any major purchases so that she gets insurance.
 - Bakewell said the preliminary year end, 2016 P&L, and income all came in over budget. Taxes, water and sewer came in over budget.
 - Several categories in expenses came in under budget.
 - Overall each funds were under budget at about 80-90% of operating budget and even further under our actual appropriations budget.

- We have \$1.3 million in the bank.
- The auditors are coming in May.
- The new Village credit cards are in. Roach stated she didn't want to carry the card around with her. It was determined that there is multiple access to the safe and that would not be a secure location.

A break was taken from 9:43pm-9:52pm.

12. Discussion:

- The Bellflower agreement re-imbursement amount was changed to \$19.54/hours for 30 hours. The amount will be \$586.20. Bellflower has to give us 30 days notice.
- We have not ever passed the NIMS ordinance. We will need to do this in June. The federal government requires this. If we don't in act we won't get any reimbursement for a disaster.

13. There was no public comment.

14. A motion to approve items contained within the consent agenda was made by Lush and seconded by Keylin. Approved 5-0

15. A motion to approve consent agenda was made by Lush and seconded by Messamore. Approved 5-0

1. Motions

- Motion to Approve the April 7, 2016 Village Board of Trustees Regular Meeting Minutes
- Motion to Approve Village of Downs Regular Board of Trustees Meeting Location, Dates and Time for FY 2016-2017
- Motion to Approve Parks Committee Meetings on an as needed basis for FY 2016-2017
- Motion to Approve Development Committee Meetings on an as needed basis for FY 2016-2017
- Motion to Approve Advertising in the Tri-Valley Fall/Winter Sports Program not to exceed \$250

2. Resolutions

- Resolution 2016-R09 Approving the Amended Intergovernmental Agreement between the Village of Downs and the Village of Bellflower for Police Services

3. Ordinances

- Ordinance 2016-20 Approving an Ordinance of the Village of Downs, McLean County, Illinois, Ascertain and Adopting the Prevailing Rate of Wages for the Laborers, Workers, and Mechanics Employed on Public Works of the Village of Downs
- Ordinance 2016-22 Approving the Amended Zoning Map for the Village of Downs

12. New Business

1. Ordinances

- A motion to approve Ordinance 2016-21 Approving and Adopting Amendments to the Village of Downs Code Provisions of Chapter 9 "Liquor Code" was made by Keylin and seconded by Roach. Approved 5-0

- Discussion: A few changes were made. It will no longer be required to file financial statements on renewals. We were not doing anything with them, so why are we requiring them. Most of this was originally adopted for Normal and it just isn't necessary.
- Classification of sales 6a-2a - The sale of alcohol will be allowed until 2:00am. This was changed because the Mayor has heard people say at 1:00am that they are going to Bloomington. We are trying to stop the potential of drunk driving.
- The fee for package class was changed to a \$500 fee. This hasn't changed in a long time. The committee didn't feel this was too high.

13. Old Business

1. Motions

- Motion to approve continuance of the Village of Downs Regular Board Meeting to _____, 7:00 pm at the Village Hall-No action was taken.
- Motion to Approve FY 2014-2015 Audit by Canny Accounting, LLC-No action was taken.
- Motion to Approve FY 2014-2015 Annual Treasurer's Report-No action was taken.

2. Resolutions

- Resolution 2016-R__ Accepting the Offer of Irrevocable Dedication of Roadway Improvements in the Downs Crossing Development-No action was taken.

3. Ordinances

- A motion to approve payment of bills was made by Lush and seconded by Messamore. Approved 5-0
- Executive Session was not entered.
- A motion to adjourn at 10:21pm by Lush and seconded by Messamore. Approved 5-0



Julie James
Village of Downs Clerk