

MAY 3, 2010  
REGULAR MEETING OF THE VILLAGE BOARD  
7 P.M.  
VILLAGE HALL

Regular meeting of the Village Board held at the Village Hall and called to order by President Peterson with the following members present: Gregory, B. Gibeau, Kness, Peterson, and Johnson. Absent: Dillbeck and T. Gibeau.

Motion by Kness, second by B. Gibeau to accept the April 5, 2010 Regular Meeting Minutes and the Closed Session meeting Minutes. Roll call votes: Gregory – aye, B. Gibeau – aye, and Kness – aye. All votes were in favor, and the motion was carried.

President Peterson gave a report on the status of the Village's budget. Village Treasurer Kevin Willems present and gave the annual treasurer's report for the fiscal year May 1, 2009 through April 30, 2010. Treasurer Willems reported that the Village's income is down, and the future is bleak as far as income, and that the Board needs to watch expenses, but there is not much to cut. He also suggested raising water rates. President Peterson stated that the Village does need to raise water rates and suggested increasing rates for the quarter 4, 2010 readings payable in January 2011. President Peterson estimated that 25% of the consumers had minimum bills, 50% were in the middle range, and 25% were in the high range.

Motion by B. Gibeau to raise the minimum water rate of 4,000 gallons to \$30 per quarter. No second. Motion died due to lack of a second.

Motion by Kness, second by Gregory to raise the minimum rate of 4,000 gallons to \$20 and \$3.50 per thousand gallon thereafter, and to go into effect Quarter 4, 2010 (Oct. – Nov. – Dec. 2010) payable in 2011. Roll call votes: Gregory – aye, B. Gibeau – aye, and Kness – aye. All votes were in favor, and the motion was carried. President Peterson stated that the Board needs to revisit the water rates again in 2011.

Motion by Kness, second by B. Gibeau to accept the 2009 – 2010 Fiscal Year Treasurer's annual report. Roll call votes: Kness – aye, B. Gibeau – aye, and Gregory – aye. All votes were in favor, and the motion was carried.

The Board tables raising the watermatic amount until further information is received.

Motion by Kness, second by B. Gibeau to rehire Kevin Willems as treasurer for the 2010-2011 fiscal year. Roll call votes: B. Gibeau – aye, Kness – aye, and Gregory – aye. All votes were in favor, and the motion was carried.

Village Attorney Steele present to report on the Contract LLC Funding litigation. He stated that LLC will be paying \$3,000 on the liens for mowing, but have not come back with an offer on the water bill. The Board stated that it would accept a reasonable offer on the water bill. Attorney Steele suggested \$400 - \$500 for water. He also said that the LLC attorney is drawing up the paperwork, and he had spoke with him at 4 P.M. . today. President Peterson asked if the amount could be divided between the Water Fund and the General Fund if the total payment was the \$3,000. Attorney Steele stated that the amount could be divided by the Village. President Peterson also stated that the property

had been mowed, and Attorney Steele stated that the property is the concern of LLC Funding.

President Peterson stated that the Village is dealing with several properties that have overgrown yards. He noted the former Allen's bulk plant, and that Judy Allen had informed him that she had let the property go back for taxes. Attorney Steele stated that the notice of the violation would go to the last person who had the last tax bill. The Board asked Attorney Steele to check into this property.

The Board also asked Attorney Steele to check into who has the former Dillman property at 215 Sycamore Street, because the yard is overgrown. Attorney Steele stated that he will check the tax bill, send the 48 hour notice, have the police department post notice on the door, and if the Village takes care of the yard, prepare a lien on the property.

President Peterson also reported that Linda Trout had notified him that she would not be mowing the property south of her property on 11<sup>th</sup> Ave., and that small strip belongs to the Village.

Village Attorney Steele stated that the Village can hire someone to do the mowing and place a lien on the property. President Peterson stated that he had contacted Rod McCaw about mowing some of the problem areas, and he said that the cost is \$35 per mowing, and that Mr. McCaw is bonded and insured.

The Board agreed to table the purchase of a new mower, because the current mower is working and is under warranty. The Board also stated that if the mower needs repairs, the maintenance department should contact Kleine Equipment of Aledo.

President Peterson reported that John Rogiers of Missman, Stanley and Associates, engineer for the Village's sewer project had informed him that they were done with the surveying, and getting ready for the door to door information part.

President Peterson stated that he and Ralph Smith worked on the map for the emergency plan, but the maps are not in yet from Bi-State. President Peterson stated that the Village did not receive all the emergency letters back from residents and had started going door to door. However, he has talked to the Boy Scouts to see if they would be interested in the door to door project.

President Peterson reported that the street light at (9th Avenue and Sycamore Street was out and needed to be reported.

President Peterson noted that he had received from Village Attorney Steele information on uses for Motor fuel Tax Funds. He reviewed various projects that the MFT Funds can be used for, and Attorney Steele clarified some of the information. President Peterson stated that the Village should use MFT Funds where applicable.

Tim Goben present concerning the alley by his property at 204 SW Tenth Avenue in the Village. He would like to have the alley vacated. The Board informed him that he would need to give the Village a petition with all the information on it to begin the process.

President Peterson stated that he had received a letter from LandTech, the company that is doing the work for Martin Allen at the Allen's Service Station gas spill. President Peterson said that he sent the information to Village Attorney Steele, and the letter wanted the Village to sign off on the matter. President Peterson stated that he would not sign off on it, and recommended to the Board that the Village not agree to

anything on this problem, because it is LandTech's responsibility to take care of the problem.

President Peterson stated that he had not received any information from Ameren IP concerning the ordinance agreement and fees. The Board agreed to have Attorney Steele check with Ameren IP on the status of the information.

Wilbur Brooks of the Village's maintenance department present concerning grass and rock on the highway. The Board told Mr. Brooks to have the maintenance department pick up the rock if it is in the Village's way.

Police Chief Brendal presented the April 2010 Police Report. He reported 84,200 miles on the squad, new training through the State Police Leads program that every officer in the Village's department would do, and they can use the computer to do the program and get everyone certified at no cost, graffiti was done in the Rodeo Park, but he talked to some parents and they and their children cleaned it up (slide, tunnel, and playground equipment), and the police department is keeping a very close eye on the park. President Peterson stated that if this happens again, Chief Brendal is to go to the kid's parents and have them pay for the repairs. Chief Brendal also stated that some people would like to use the tennis court and basketball court, and that he will donate a bench that will be permanently placed in the ground by the courts.

President Peterson stated that the Merlin Reddick property is in violation of the weed ordinance and needs to be mowed. He also stated that he has an agreement with the Rodeo Association about mowing and baling their property. President Peterson stated that he calls when the area is getting high, usually in June.

Trustee Gregory reported that there are two Rotweiller dogs at the Joe Adams property that appear ready to get out of their fence whenever she runs by. She stated that she is concerned for her safety as well as anyone else that may go by there. She also asked if the Village could put in an ordinance concerning certain dogs and the weight of these dogs. Chief Brendal Stated that Animal Control has been aware of these dogs. Village Attorney Steele stated that Trustee Gregory should contact the Animal Control about the matter.

Motion by B. Gibeau, second by Kness to authorize the April 2010 bills. Roll call votes: Gregory – aye, B. Gibeau – aye, and Kness – aye – aye. All votes were in favor, and the motion was carried.

Motion by Kness, second by Gregory to adjourn. Voice votes: all votes were in favor, and the motion was carried. Meeting adjourned.

Claudine D. Johnson, Village Clerk