

JULY 1, 2013

REGULAR MEETING

7 P.M.

Regular meeting of the Village Board held at the Village Hall and called to order by President Peterson with the following members present: Loving, Trout (7:15), Schmitt (7:12), Gibeau, Kness, Peterson, and Johnson. Absent: none.

Motion by Kness, second by Loving to accept the June 3, 2013 regular Board meeting minutes. Roll call votes: Loving – aye, Kness – aye, and Gibeau – aye. All votes were in favor, and the motion was carried.

Sandy Daves and Lee Ferguson present requesting that the Board look at a flower cement decoration at the Lee Ferguson property that was agreed upon for location by Maggie Ferguson and Susie Roberts. The Board stated that this is a civil matter between two neighbors. They also complained about the property east of the Fergusons across the road having bushes with wine bottles hanging on them and drawing bugs. They stated that this is the David Roberts rental house and causes a health issue. The Board agreed to look in to the matter. Sandy Daves stated that the police were notified by them. President Peterson stated that he would contact Village Attorney Steele.

Dan Sedwick present on behalf of the Presbyterian Church Session, because the Boy Scouts use the C.E. Building and the parking lot, and that two to three months ago cars went through the alley at a high rate of speed. Mr. Sedwick said that they were requesting a speed limit sign or a slow sign be placed at the alley due to the concerns of the scout masters. President Peterson suggested that the Boy Scouts use the Village's cones on that alley to temporarily close it and slow down the cars. Mr. Sedwick stated that the Church owns the two garages on the alley, and they do not want to vacate the alley. Police Chief Stotts stated that he has cones in the squad, and the scouts could let him know when they are needed so the alley could be temporarily closed with the cones.

Curtis Shannon, Jr. present on behalf of the two churches' youth groups to request use of the Village's tennis/basketball courts for a fundraiser to rejuvenate the basketball court. He stated that there would be basketball tournaments on September 14, 2013 starting at 8 A.M. with parking at the churches lot. He further stated that the youth groups would like to move the baskets over, resurface the court with asphalt since it is already asphalt, and take poles out to move. Police Chief Stotts stated that 3 on 3 tournaments can get wild, and Mr. Shannon stated that they would put up padding, and the age groups would be 7<sup>th</sup> and 8<sup>th</sup> grades, and 9-12<sup>th</sup> grades, and 18 years and older with sign in at 8 A.M. and the start at 9 A.M. and a signed liability waiver. President Peterson said that the court is a public facility, but this would be a special event, and wants to know of the legalities involved to protect the youth groups and the Village. President Peterson stated that the Village would check into what is legally

covered and any safety requirements; since the Village is not sure a waiver signed would take care of it. President Peterson and the Board agreed to talk to Village Attorney Steele on this matter, and asked Mr. Shannon to have the youth groups check with their attorneys on the liability.

Tyler Whiting present requesting a \$500 donation to the Ball Association to fix the concession stand with new siding. He stated that they had a bid of \$928 on new siding for the whole project.

Motion by Schmitt, second by Trout to donate \$500 to the Ball Association to redo the concession stand with new siding. Roll call votes: Kness – aye, Gibeau – aye, Schmitt – aye, Trout – aye, and Loving – aye. All votes were in favor, and the motion was carried.

Village Clerk Johnson reported that the Rodeo Park restroom building also needed new boards and paint. The Board agreed to have maintenance person Bland talk with Tyler Whiting to see if the Village can get boards and paint with the Ball Association.

President Peterson reported that the Village needs to reimburse Jim Dolan \$460 for his raspberry bushes that had been mowed down by the Village due to miscommunication with Chief Stotts having the yard mowed next door and continued on to Mr. Dolan's. The Board agreed to replace the over 150 plants.

Police Chief Stotts presented the Police Report for June 2013. He reported 115 calls for service, 82,467 miles on the Durango Squad and 130,950 miles on the Chevy Squad, 26 tickets issued, 9 warnings, 2 warrants, the Durango repeater not working, checking on a repeater being sold by another department, Galesburg Communication cost of a repeater at \$1,500, but must have for officer safety. The Board asked Chief Stotts to get costs on a repeater used and new. Chief Stotts reported that the Rodeo command center would have a sign donated by Pepsi and a trailer for lost kids. He also stated that the street light was still out and swaying at the Rodeo Park. Chief Stotts stated that the situation with the Rodeo Association has been worked out, and the officers will receive \$25 per hour of Rodeo duty. He also stated that yard violations are being taken care of, and the burn ordinance violations are a case by case situation with warnings. Chief Stotts stated that on the July 4<sup>th</sup> holiday any C License fireworks are illegal, and that he would be on duty.

Motion by Kness, second by Gibeau to pass Ordinance 2, Series 2013 Prevailing Wages. Roll call votes: Schmitt – aye, Kness – aye, Gibeau – aye, Loving – aye, and Trout – aye. All votes were in favor, and the motion was carried.

President Peterson announced that the Depot would have Video Gaming machines in by mid July, and that each of the three machines would pay a \$25 annual license.

President Peterson stated that there were tile issues with a hole at the Anthony Yarborough property, and that Tom Whiting had looked at it and thinks rock would help, but there is a dip in their driveway that may be a tile.

President Peterson reported on the holes by the tennis court that had been dug up and looked at for a tile, but the three holes at the east end did not have a tile system at all but a waterway, and the

second hole had a dirt drain and two two bricks were pulled out, and the drain is from the tennis court at the car wash, pump house, and inlet from Main Street in front of Village Hall. Mr. Whiting looked at and had to cut down to fix the drain that had collapsed, and is using the backhoe to cover the hole made, and a new drain is being built by Slavish, and he will use an excavator to tear up area.

President Peterson reported on the Gary Anderson culvert. Trustees Schmitt and Kness looked at the problem and did not see a need for any change. President Peterson reported that Gary Anderson was not happy and still wants a bigger culvert. The Trustees said to cut down the dirt and grass to let the water flow. President Peterson said that he would have Bill McMeekan Excavating look at the area, and if the culvert is clean, the ground should be cut. He also reported on the 18 inch tiles at Robert Lenz's property across from Gary Anderson, and stated that half of that culvert is destroyed, but that Mr. Lenz indicated that he would put in a bigger tube. President Peterson said that Gary Anderson wants a bigger tube that would make water go faster and debris run through, but Mr. Anderson did not come out to talk to President Peterson, but did call him. President Peterson stated that Bill McMeekan said the 18" tubes are working the way they are supposed to. President Peterson told Mr. Anderson to come to a Board meeting. President Peterson stated that the Village would leave the tube, and when he is on vacation in July, he will dig out on Mr. Anderson's property with the grade to be correct and low man taking the water when there is a heavy rain. President Peterson said he is done with the matter, unless Mr. Anderson comes to a meeting, and right now there is no water at all.

Ralph Smith present and reported that no Mercer County Hazard meeting had been set.

President Peterson reported that he gave the Fire Department all the mapping that the Village has for their emergency planning.

President Peterson reported on the sewer project that USDA Lorali Hentzleman had talked with him on the telephone a month ago or so and told him the issues, but not to do anything until there is a report. President Peterson said that the USDA sent a report, and Attorney Steele called the USDA. He said that Attorney Steele wants to meet with Missman engineer Scott Kammerman and his boss to see where the Village should be at this point. President Peterson stated that he needs to talk with Missman and Attorney Steele about the letter from the USDA.

President Peterson reported on the 2013 MFT chip and oil project. He gave two options, one is to chip and seal all the north side of the Village and two sections on the south, and two is nine spots on the north side and two spots on the south with the prices of \$60,000 for option one and \$59,000 for option 2. President Peterson stated that he had contacted Missman Engineers to understand the costs. and met with Cindy, their representative, and went over some areas to remove from the 2013 MFT program. President Peterson stated that reported that some spots would be cold patched at about \$50 to do. President Peterson stated that they worked the figures down to \$40,000 with the south side removing that part of 4<sup>th</sup> Avenue and patching holes, but leaving in 1<sup>st</sup> Avenue section that is downhill by Ferguson's property due to cave ins and a high middle area. President Peterson said that the north side would include the Ball Park Road that gets a lot of traffic and is breaking up. He said that this road would have 110' scarified, reclaimed, and sealed, and the entrance to the Rodeo Park on the east side

will have the Village patch. President Peterson said other areas on the north side were 7<sup>th</sup> Avenue being filled in, scarified, and resealed, and Mulberry Street removed from the program, but the curve would be redone to the first residence of Partlows. He stated that the Village would fix the pot holes.

President Peterson reported that North 4<sup>th</sup> and Washington Street intersection is worn out, but the Village could put in patch then reseal, and the area by the Car Wash down the alley would be patched, rolled, and sealed to make smoother. He said that the business alleys would be graded and rolled, and the Bank alley (110') would be seal coated down to Walnut St., but the whole thing would not be reclaimed. President Peterson stated that this would be about \$40,000 in cost, along with the Post Office, Village Hall, Car Wash, alleys, alley to bank, rock down 6<sup>th</sup> Avenue, 7<sup>th</sup> Avenue to Walnut St., and rodeo Drive. He said that the roads that were the worse were left in, and quite a lot of areas had to be taken out. President Peterson stated that he would meet with Cindy again. The Board agreed on the Park drive, Main St. north to 7<sup>th</sup> Ave. to Walnut St. (440'), recycle at Bank to 1<sup>st</sup> Avenue, alley and business alley (110'), A-1 seal coat on down to Walnut St., business district alleys graded and reshaped, hot mix patch and seal at Post Office, possible cross business alley 3<sup>rd</sup> Avenue and 2<sup>nd</sup> Avenue on the north side, reclaim, lay back down, and double seal at Ferguson's hill.

Motion by Schmitt, second by Kness to authorize President Peterson to sign the necessary MFT documents at a cost of \$40,000 +/- within a reasonable amount. Roll call votes: Loving – aye, Trout – aye, Gibeau – aye, Kness – aye, and Schmitt – aye. All votes were in favor, and the motion was carried.

President Peterson reported that delinquent water bill customers were sent letters to make a payment plan, then if no plan made, served by Chief Stotts, then shut off, but all seven paid. President Peterson stated that inside meters would start to be replaced, but up to the Water department due to the high cost of replacement, and use a remote reader.

Motion by Kness, second by Gibeau to authorize the June 2013 bills. Roll call votes: Schmitt – aye, Trout – aye, Gibeau – aye, Kness – aye, and Loving – aye. All votes were in favor, and the motion was carried.

President Peterson nominated Ralph Smith to be hired as Zoning Officer to replace the resigned David Olson.

Motion by Schmitt, second by Kness to accept the nomination of Ralph Smith as zoning officer. Roll call votes: Gibeau – aye, Schmitt – aye, Kness – aye, Trout – aye, and Loving – aye. All votes were in favor, and the motion was carried.

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

Claudine D. Johnson, Village Clerk

