

MAY 1, 2017

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, Devlin, Willems, Whiting, Kness, Peterson, and Johnson. Absent was Trout.

Motion by Devlin, second by Loving to accept the April 3, 2017 regular meeting minutes. Roll call votes: Kness – aye, Loving – aye, Devlin – aye, Willems – aye, and Whiting – aye. All votes were in favor, and the motion was carried.

Village Clerk Johnson swore in the newly elected Trustees Bob Welch, Dennis Loving, and Jim Starcevich.

The Board noted that at the Election there was no one for the office of President on the ballot. The Board agreed to nominate someone from the Board as Acting President for two years until the next General Election.

Motion by Welch, second by Willems to nominate Jim Starcevich as President for the two year term. Roll call votes: Loving – aye, Starcevich – aye, Devlin – aye, Willems – aye, Whiting – aye, and Welch – aye. All votes were in favor, and the motion was carried. Jim Starcevich took over as President and still would vote as a trustee.

Village Clerk Johnson thanked the outgoing Trustees Linda Trout and Steve Kness for their service, and thanked Mike Peterson as outgoing President for his service of Trustee and then Village President for 26 years.

President Starcevich proceeded with the meeting.

Police Chief Dell Hicks presented the April Police Report. He reported 74 contacts made, 9 traffic stops, 3 traffic citations, 20 residence checks, 30 business checks, 1 criminal trespass to resident complaint, 1 harassment by social media, 1 suspicious vehicle, 2 loose dogs complaints, 2 theft complaints, 1 reckless driver, 1 assist to Mercer County, 1 welfare check, 1 assist a citizen, 1 road hazard, and one attempt to stop a speeding vehicle on Route 17 on the west edge of the Village when the hood latch failed on the Dodge Durango squad causing the hood to snap open and break the windshield. He further reported that there were no injuries and the hood, hinges, and hood latch were replaced at the cost of \$1,749.10 by Brand's Collision and the windshield was replaced by Essig Motors at a cost of \$300. The total damage was covered by insurance except for the \$250 deductible. Chief Hicks stated that there was one felony arrest for criminal trespass to an occupied residence, and the mileage on the Dodge squad was 113,269 and 142,735 on the Chevy squad.

Cory Tegtmeier and his father Eric Tegtmeier were present concerning having their chickens in the Village. The Board received ordinances from Aledo, Joy, and New Boston, but no Matherville since they do not have one. Trustee Willems recommended that chickens be allowed but have rules to follow with the first offense being a written warning, second offence being a \$100 fee, and the third offence the chickens would have to be gone.

Motion by Whiting, second by Welch to amend Ordinance 5, Series 1972, An Ordinance Prohibiting the Keeping of Certain Animals within the corporate Limits of the Village. to allow 6 chickens per residence in a R-1 Residential District, a four foot wide by eight foot high coup with a net covering the entire coup, only 1 coup per residence, a \$5.00 fee per coup registered with the Village Clerk annually, with no coup erected or maintained within ten feet of a property line or twenty feet of any residence other than the owner of the chickens, the coup shall be maintained in a clean and sanitary manner at all times, and must be maintained or cleaned weekly with the dirt or refuse disposed of in a clean and sanitary fashion, no burning of refuse, and the feed for chickens shall be kept in containers that are rodent proof, and roosters are prohibited, and the coup shall be inspected by the Village Health Committee at the time of registration, and the fine will be the same as the Nuisance Ordinance. Roll call votes: Devlin – aye, Loving – aye, Welch – aye, Whiting – aye, Willems – aye, and Starcevich – aye. All votes were in favor, and the motion was carried. The Board agreed to have the Village's attorney draw up the ordinance amendment.

Stephen Thorp present and reported that he had been attacked by a dog April 23<sup>rd</sup>, but did not report the bite. The Board requested that he report any dog attack to the police department right away.

Stephen Thorp also present to ask permission to put up three flags for police, firemen, and first responders and a sidewalk on the other side – EAST - of the shelter in the Depot Park. He also stated that he would like a memorial rock for Gary Degelman, a police officer who was killed from the Village. The Board requested that Mr. Thorp explain his plan to the Depot Park Committee, because they have music in the park during the summer months, and people sit on that side of the park. Mr. Thorp showed the Board a drawing of his design, and he said that volunteers would stake it out. Trustee Whiting stated that he would talk to the Fire Department about Mr. Thorp's idea.

President Starcevich would make new Committees for the June 2017 meeting.

The Board did not receive any information from Joe Adams on his proposed storage unit.

Trustee Whiting stated that usually a demolition/excavation permit is \$150. The Board agreed to keep the permit fee at \$100 for the Demolition and Excavation Ordinance.

The Board was advised that Tom Whiting would fix the hole on South First Avenue and Main Street at a cost of \$680. Trustee Whiting was instructed to contact Tom Whiting.

Walton Tree Service will be doing the list of trees, after his surgery on his hip, and Joe Lindquist will grind up the stumps.

Mike Peterson present to report to the Board about the April 19, 2017 meeting with the USDA, Bi-State, engineer Kammerman, himself, and clerk Johnson. He stated that John Carlson will oversee the whole project for the Village through Missman and keep the Village updated. Mr. Peterson stated that the \$450,000 CDAP Grant was given to the Village, but there is a process that needs to be done to receive it. Mr. Peterson said that there will need to be a meeting for the construction, and he reviewed the meetings details stating that bidding could be in August and the project starting after the Rodeo.

Mr. Peterson reported on surface water running raw sewage to Kirby McLaughlin's property on West Franklin Street probably from above and in the backyard of Denise Wright's property. He said that the Wright family wants to sell the house, so the Mercer County Health Department will get an engineer to check into the field and use dye to find where it is coming from, then get back with the Village to correct the problem.

The Board noted that the Chezum house on the corner of Fourth Avenue and Walnut Street has shown no improvement and the building permit was issued June 2015 and running out. The Board wants a letter sent to Mr. Chezum to fine out a time frame for his proceeding to improve the property, since the fence is still up that the Village did, and the deadline is near for a new permit. The Board noted that Mr. Chezum has not contacted the Board with his time frame, and if it is not done by next month, the Village will start legal proceeding, of which Attorney Steele has started. The Board wants Mr. Chezum to check in with the Village every month, and to come to the June meeting. The Board asked Village Clerk Johnson to check with Mr. Steele if a three month special permit could be done by the Village.

Village Clerk reported that Mr. Blake Kallenbach had not paid his water bill. Board members stated that he had a hurt arm and was out of work, but has been seen mowing. The Board agreed that the agreement for water payments has been voided by him not paying, and now the bill is delinquent.

Motion by Devlin, second by Welch to send Mr. Kallenbach a notice that he has 30 days to bring his balance for water to zero or his water will be shut off. Roll call votes: Whiting – aye, Welch – aye, Loving – aye, Devlin – aye, Starcevich – aye, and Willems – aye. All votes were in favor, and the motion was carried.

Motion by Willems, second by Devlin to accept the Fiscal Year Annual Treasurer's Report for May 1, 2016 through April 30, 2017. Roll call votes: Welch – aye, Loving – aye, Starcevich – aye, Willems – aye, Devlin – aye, and Whiting – aye. All votes were in favor, and the motion was carried.

Motion by Devlin, second by Loving to hire Kevin Willems as Village Treasurer for four years. Roll call Votes: Devlin – aye, Loving – aye, Welch – aye, Willems – aye, Whiting – aye, and Starcavich – aye. All votes were in favor, and the motion was carried.

President Starcevich stated that John Carlson will be repairing the Rodeo Park playground equipment, and Trustee Willems said that he would help.

Trustee Whiting suggested that the Village put sand under the playground equipment instead of the pea gravel that is there now. No action was taken.

Motion by Willems, second by Devlin to raise the pay of the maintenance personnel from \$9 to \$11 effective June 1, 2017. Roll call votes: Starcevich – aye, Willems – aye, Whiting – aye, Welch – aye, Loving – aye, and Devlin – aye. All votes were in favor, and the motion was carried.

Trustee Whiting reported on the roof of the Ball Park concession stand that could be replaced and without disposal of debris by D.J. McDaniels at a cost of \$2,982, or by McWhorter Construction at a cost of \$3,093 with disposal of debris. The Board asked about a steel roof, and that Wendell Peterson does that.

Motion by Whiting, second by Loving to put a new roof on the Ball Park Concession Stand at a cost of no more than \$3,100. Roll call votes: Welch – aye, Loving – aye, Whiting – aye, Willems – aye, Starcevich and Devlin – aye. All votes were in favor, and the motion was carried.

The Board agreed to table any action with Landtech, Greg Hanson, until the Village hears more from him.

The Board agreed to contact the Rodeo President Brent Peterson concerning the tall grass on the east side of the Ball Park that should be mowed.

Clerk Johnson reported that the Board had received a note from the Mercer County Board concerning raffles and poker runs and establishing an ordinance. No action was taken.

Trustee Devlin reported on the Police Committee meeting, and said that the speed limit sign be moved back to the Lutheran Church corner. He said he would bring up the purchase of a new squad at the June meeting.

Clerk Johnson asked about the Village being reimbursed for Bryce Frenell's schooling. Chief Hicks stated that the state had approved for reimbursement, but it would be after June 17, 2017 when the Village would find out.

Motion by Whiting, second by Willems to authorize the April 2017 bills. Roll call votes: Devlin – aye, Loving – aye, Welch – aye, Whiting – aye, Willems – aye, and Starcevich – aye. All votes were in favor, and the motion was carried.

Motion by Devlin, second by all to adjourn. Voice votes: all votes in favor, and the meeting was adjourned.

Claudine D. Johnson, Village Clerk