

REGULAR MEETING OF THE BOARD OF TRUSTEES  
VILLAGE OF PHILO, ILLINOIS  
July 14, 2010

The meeting was called to order by President Craig Eckert at 7:05 p.m. at the R.E. Franks Meeting Center in the Eileen Painter room.

ROLL CALL: Present-Trustees Franks, Pioletti, Tarter and Asklund. Trustee Sappenfield arrived at 7:12 p.m. Absent-Trustee Mumma.

GUESTS: Josh Gabehart, William Bolger, Dave Laker, Dave Traxler, Paul Brady, Bob Rice, Susan Helmink, Christine Walsh, Dave Phillippe, and Marc Miller.

MINUTES: Trustee Franks made a motion, seconded by Trustee Pioletti, to approve the meeting minutes of May 12, 2010, with the addition of adding Phillippe to the second paragraph to distinguish between Dave Traxler and Dave Phillippe. Voice vote; all "ayes," motion carried unanimously.

Trustee Neal Asklund made a motion, seconded by Trustee Alta Tarter, to approve the meeting minutes of May 22, 2010. Voice vote; all "ayes," motion carried unanimously.

ACCOUNTS PAYABLE WARRANT: Trustee Franks made a motion, seconded by Trustee Pioletti, to pay the bills as presented. Roll call vote; "ayes" Trustees Franks, Pioletti, Tarter and Asklund. Motion carried unanimously.

AQUA IL-JOSH GABEHART: Josh discussed the recent hydrant and meter replacements and water main project recently completed. The service has been switched from the old to the new. The project took about one and a half months to complete, working in close proximity with Cross Construction and the Route 130 drainage and highway project. Josh also mentioned they have put in 46 feet of pipe in Danville and Philo. The EPA inspection was completed 2-3 weeks ago with no deficiencies. Mr. Gabehart asked if the Board had any questions. Trustee Pioletti asked about the road patch at Jefferson and Harrison streets. He said the first patch was re-done and asked if the construction company would come back to correct any other patches if needed. Josh indicated there was a one year warranty; however, if the patch fails, typically there is a two year warranty for patches. Mr. Gabehart asked the Board to let Dave Traxler know of any problems. Trustee Pioletti also asked about the two hydrants that are about 6 feet apart. Josh explained the west main was replaced about a year after the south and northeast one. They are on two separate mains.

President Eckert stated he hasn't had a resident complaint for over a year. Josh said Aqua Illinois killed two dead ends at Truman and Kennedy Court. President Eckert asked Josh about Ms. Fyffe's concern about farmers (non-residents) and other people that purchase large quantities of water. The cost is \$1.00 per 100 gallons. Josh said those types of purchases do not have any effect on our residents and that the water tower is only using about 1/3 of its capacity. An Aqua crew will be in town to flush and inspect hydrants in August and September. They will also conduct system studies, such as fire flow, and a report will be sent to the fire department.

DAVE PHILLIPPE: Dave reported drainage work on Cleveland started earlier this week. They need to run pipe on Cleveland and Dave stated they found one other line that will be connected.

Dave Phillippe informed the Board that Bob Daly has a problem with getting permits for his septic system. He needs the railroad's approval to put on the railroad's right-of-way. Bob arranged a meeting with Ms. Blair, the Village attorney and engineer, himself and President Eckert. The railroad would not approve any ground water on their property. One alternative was for the Village to purchase property in the right-of-way. President Eckert wanted to be sure the Board understands the septic problem in the area behind the buildings. Trustee Franks feels the owners should purchase the land. Attorney Marc Miller stated our (Village) piece of property is our problem. The railroad doesn't want to do this in a piecemeal fashion (sale of property to individuals). An alternate plan would be easements close to property lines as in multi-flows. He doesn't believe the Village would be looking at a large amount of money. Trustee Tarter wanted to know if this plan works out, will the Board of Health agree. She thinks we need it in writing from Blackford. R.J. needs to know for sure before we do anything. Resident Dave Laker said in defense of R.J. he's getting the "run around." Mr. Laker pointed out that the rules change January 1, 2011, with questions about jurisdiction over this issue (federal regulations taking precedence over state and county regulations).

Attorney Miller said a railroad person from N/S is helping us with corporate and feels we should strike when they are willing to work with us. President Eckert and Dave Phillippe have been receiving emails that she is moving things along. Trustee Franks agreed with Trustee Tarter's earlier comments. President Eckert indicated the engineer needs to find out how these changes impact us, if we make the purchase.

The soggy soil at 706 Country View, Lot 83 was discussed. Trustee Pioletti asked if the test indicated it to be fecal. Dave Traxler thought it percolated from the septic. Trustee Asklund suggested they re-grade with a two foot fall and re-seed with rye grass. President Eckert instructed Mr. Phillippe to take elevations and report back at the next meeting. The fences will need to come down at the homeowner's expense to compete the proposed work. If the Board decides to proceed with this suggested work, homeowners will be notified about the fences, etc. Trustee Sappenfield thought D.J. Stewart's new equipment would work in there.

Trustee Franks said the tile off Adams is not working. This will be checked out since ball season is over.

ROBERT RICE: Bob presented his normal report. He reported a CD in the amount approximately \$100,000.00 was maturing July 21<sup>st</sup>. Bob said the sales tax was okay, but behind in the revenue by 3 months.

APPROPRIATIONS ORDINANCE: Trustee Larry Franks made a motion, seconded by Trustee Steve Sappenfield, to approve Ordinance 563, Annual Appropriations Ordinance 2010-2011.

Roll call vote; “ayes, Trustees Franks, Sappenfield, Pioletti, Tarter and Asklund. Motion carried unanimously.

NORFOLK/WESTERN LEASE AGREEMENT: Trustee Sappenfield made a motion, seconded by Trustee Neal Asklund, to approve the Second Amendment to the Norfolk/Western Lease Agreement and authorize the President and Village Clerk to sign it. Roll call vote; “ayes, Trustees Franks, Sappenfield, Pioletti, Tarter and Asklund. Motion carried unanimously.

Prevailing Wage Ordinance : Motion by Trustee LR Franks, seconded by Trustee Steve Sappenfield, to pass Ordinance 562, 2010 Prevailing Wage Ordinance in the Village of Philo, Illinois. Roll call vote; “ayes, Trustees Franks, Sappenfield, Pioletti, Tarter and Asklund. Motion carried unanimously.

SCHWEIGHART REQUEST TO PURCHASE VILLAGE PROPERTY: The Board discussed the proposal from Rodney Schweighart to purchase a piece of Village property adjacent to property he recently purchased and is improving. Marc Miller reviewed the various avenues to sell. The Board decided to determine the least amount (including the estimate of legal expenses) and run ad for bids, act at the August meeting and approve in September.

DAVE TRAXLER: Dave T. reported 10 loads were picked up July 1<sup>st</sup>. Oil and chip work will start the last week of July or first week of August. The resident at the north side of Jefferson and Rout 130 has weeds that are 1 ½ feet tall. The resident fell and broke his hip and his brother won't mow the yard. Trustee Asklund asked if the Village could mow it. The Board instructed Dave T. to ask the residents at the former Miss Matildas, about the pile of mulch with weeds. The Board also asked President Eckert to write letters to three residents on Van Buren in regard to their unkempt yards. Craig will get addresses from Dave T. or Clerk Kirby.

OLD BUSINESS: Trustee Pioletti reported that Alan Miller is working on the application with APCO and waiting on competing price.

REFMC REPORT: Susan Helmink presented her Income & Event Report stating both were down from last year. She believes the numbers are down due to the economy. Susan also presented a request from Hugs and Bugs for a door chime. They have offered to pay \$100 towards the cost if we install one. Two units with a central controller may be \$30-\$50 per unit. The Board suggested Susan contact Eagle Eye, and report at the August meeting.

After reviewing Susan's information in regard to prices for portable bathrooms, Trustee Tarter made a motion, seconded by Trustee Asklund, to approve renting them from Midwest Pottyhouse in an amount not to exceed \$800.00, which will be considered a Village donation for the Philo Fall Festival.

Update on Festival: Friday evening the Feuding Hillbillies will play. Washington Street will close at 3:00 p.m. on Friday. The tractor show will be at the Grand Prairie lots east of the firehouse.

Animal Control: Trustee Tarter did not have a chance to call them, but is concerned citizens don't take the fines seriously. She feels the cost to the Village should be covered and paid by the citizens that allow their dogs to roam. President Eckert said he and Susan will review the contract between the Village and Champaign County Animal Control and report at the August meeting.

Farrugia: President Eckert explained it was determined the problem was not Farrugia's septic and asked the Board for approval to reimburse \$145.00 to them for expenses incurred. Trustee Asklund made a motion, seconded by Trustee Franks, to reimburse \$145.00 for cost of septic tank work to the Farrugia's. Roll call vote; "ayes," Franks, Sappenfield, Pioletti, Tarter and Asklund. Motion carried unanimously.

CLERK KIRBY: Judy presented the Board with the newly designed monthly reports for May and June. These new reports show a running total of expenses, current expense and calculates an over or under budget amount to date.

MISCELLANEOUS DISCUSSION:

Trustee Franks-Just reminder of the 3 residents that need letter about their yards

Trustee Sappenfield-ditto Trustee Franks

Trustee Pioletti-would like to see the Board make a decision about the warm up area at Hazen Park

(Board requested Dave T. have D.J. Stewart run camera through tile and advise Board at August meeting)

Trustee Tarter-Nothing

Trustee Asklund-Nothing

MOTION TO ADJOURN: Trustee Franks made a motion, seconded by Trustee Tarter, to adjourn the meeting. Voice vote; all "aye's," motion carried unanimously.

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VILLAGE CLERK

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VILLAGE PRESIDENT