

REGULAR MEETING OF THE BOARD OF TRUSTEES  
VILLAGE OF PHILO, ILLINOIS  
July 9, 2014

The meeting was called to order by President Larry Franks at 7:00 p.m. at the R.E. Franks Meeting Center in the Eileen Painter room.

GUESTS: Luke Kirby, Christine Walsh, Chris Payne, David Traxler, Dave Atchley, Bob Daly and Paul Hendren.

ROLL CALL: Present-Trustees Pat Pioletti, Rachael Garrett and Paul Brady. Absent-Trustees Mumma, Messman and Sappenfield. Note: President Franks' presence will provide a quorum for this meeting and he will vote as well.

MINUTES: Trustee Pioletti made a motion, seconded by Trustee Paul Brady, to approve the minutes of June 11, 2014, as presented. Voice vote, all "aye's" motion carried unanimously.

Trustee Pioletti made a motion, seconded by Trustee Paul Brady, to approve the Executive Session minutes of June 11, 2014, as presented. Voice vote, all "aye's" motion carried unanimously.

Trustee Pioletti made a motion, seconded by Trustee Paul Brady, to approve the Special Session minutes of June 18, 2014, as presented. Voice vote, all "aye's" motion carried unanimously.

ACCOUNTS PAYABLE WARRANT: Trustee Pat Pioletti made a motion, seconded by Trustee Rachael Garrett to approve the payment of bills as presented. Roll call vote; "aye's" Trustees Pioletti, Garrett and Brady and President Franks. Motion passed unanimously.

LUKE KIRBY: Luke thanked the Board for their past support for the Run4Raley, stating they could not do it without their help. The run/walk event will be the same as in the past and the block party dance will be held on main (Washington Street) street as it was last year. He asked if the Board would provide the portable potties, police and Dave Traxler's help in set-up like last year. Trustee Pioletti stated the police protection would be hours scheduled not additional expense. Trustee Pioletti made a motion, seconded by Trustee Paul Brady to provide the same level of support as in the past. Roll call vote; "aye's" Trustees Pioletti, Garrett and Brady and President Franks. Motion passed unanimously. Resident Bob Daly did not have anything to discuss, just came in support of Luke's event.

PROPERTY BID OPENING: President Franks noted that two bids were received and proceeded to open the bids. The first bid was from Dale Shipley in the amount of \$12,300.00 and the second one was from SSS Construction, Rod Schweighart (owner) in the amount of \$17,200.00. See Village Attorney section for more information.

VILLAGE ENGINEER: The MFT work by Illiana is set to begin in about two weeks. Dave Atchley also provided information regarding the drainage issue at Washington and Cleveland on the east end of town. He stated the volume of water from aerial photography indicates it may rise by 4 inches but take with caveats, not sure. It appears the water breaches the road and drains east, but would have to do

onsite elevations to know for sure. Trustee Brady stated the pond drains to the north. President Franks stated that Trustee Mumma is the head of the drainage committee. Larry provided a diagram of the area and pointed out that at #23 there is a squiggle line that indicates where the drainage district has a small tile. Larry commented that Trustee Mumma has asked that district if they would help with a larger tile. Larry also explained that if we beef up ours (drainage tile size) it won't solve the problem unless the drainage district enlarges or makes changes to theirs. Both Trustee Mumma and President Franks believe a drainage project should be done in phases. Trustee Paul Brady made a motion, seconded by Trustee Pat Pioletti to authorize the Village Engineer move forward with a plan and provide costs for the drainage project. Roll call vote; "aye's" Trustees Pioletti, Garrett and Brady and President Franks. Motion passed unanimously. Trustee John Mumma will also present this information to the drainage committee.

VILLAGE ATTORNEY: Paul's first item to discuss was the Annual Appropriations Ordinance and Estimate of Revenues. Trustee Paul Brady moved, seconded by Trustee Pat Pioletti, that Ordinance #2014-589, an ordinance reaffirming appropriations for the corporate purposes of the Village of Philo, Illinois, for the fiscal year commencing on the first day of May, A.D. 2014 and ending on the 30<sup>th</sup> day of April, A.D. 2015, in the amount of \$968,595.00 be passed. Roll call vote; "aye's" Trustees Pioletti, Garrett and Brady and President Franks. Motion passed unanimously.

In regard to the property bids opened this evening, Paul explained that a vote would not be appropriate because we do not have three-fourths of the municipal authority present. He added that Trustees could not vote by ballot and that action should be taken at a regular meeting. Trustee Pioletti questioned the reasoning that it be at a regular meeting opposed to a special meeting. Pat also asked if there were anything we can do to help them start construction. Attorney Hendren indicated he would read the statute again. President Franks will call the Trustees that are absent this evening to check their schedules. Paul Hendren indicated that after reviewing the statute, the Village Board may set a special meeting to act on the bids, noting we would need to provide notice 48 hours in advance. President Franks tentatively set the meeting for July 16, 2014, at 6:00 p.m. If that date and time works for everybody, Larry will have Susan post notice and notify the Board and Paul Hendren.

Attorney Hendren provided information regarding Verizon's intent to rent property north and west of the Village, within the 1.5 mile radius to build a cell tower. The county zoning office had directed them to contact the Village. We do not have control over leases, but were made aware per Verizon and the County. The tower will be 200 feet in height, in section 15 and the owner is Eugene Cain. There were no questions from the Board.

BALL PARK LEASE: Paul Hendren explained there was a lease prepared in 2002 and the Village was waiting on the Volunteer Fireman group's signature. The lease was never signed in 2002 and no payments were made. President Franks indicated this started because there was a conversation regarding the ball park stating we had a lease and that the Village maintains and pays expenses. Larry had Susan look for a lease and research prior minutes for a record of it. The lease was prepared in 2002 but no record of it being signed and Judy confirmed that no payments had ever been made. President Franks suggested both parties sign the lease and approve paying the \$100.00 lease payment retro-active to 2012. Trustee Pat Pioletti moved, seconded by Trustee Rachael Garrett, to ratify the lease, make back payments from 2002 through 2014 and then annually. Roll call vote; "aye's" Trustees Pioletti, Garrett and Brady and President Franks. Motion passed unanimously.

Trustee Pioletti indicated four people tried to purchase liquor at a local convenience store in the Village and were told Village regulations say they can't sell it before noon on a holiday. Attorney Hendren stated our liquor license doesn't prohibit the sale of alcohol before noon on a holiday, but does not allow it before noon on Sunday. Trustee Pioletti wondered since people were turned away, should we send notice or personally tell them (the store owner). President Franks stated he will have Susan draft a letter to the owners.

VILLAGE MAINTENANCE: Dave Traxler reported two (2) building permits were issued in June. The shed should be here Friday. President Franks noted a couple of things for Dave T. to take care of; 1) pot holes are popping up at Garfield and Van Buren and 2) the round glass fixture needs to be fixed at the north entrance of the REFMC. Clerk Kirby noted there are a few trees that need to be trimmed for low branches and two pool locations that do not have fences.

VILLAGE TREASURER: Treasurer Schweighart was absent. If Trustees have any questions on the financial reports generated by the Village Clerk, President Franks said to contact him or Rod.

OLD BUSINESS:

Speed limit on Garfield: Trustee Pioletti indicated he is not convinced cars are exceeding 35 mph and suggested no action at this time. President Franks stated he will have sheriff continue to patrol the area. Sourceline Media lease: President Franks will check with Susan Helmink tomorrow. Ameren electric line: President Franks commented that "off the record" is working with other sources. First stage of information, other two communities was one old CIPS and old Illinois Power.

NEW BUSINESS:

The REFMC report was reviewed.

Trustee Pioletti indicated the building committee reviewed the vending machine issue and their suggestion was to give it up and sell the inventory back to them. Trustee Pioletti made a motion, seconded by Trustee Garrett, to relinquish the vending machine and sell the inventory. Roll call vote; "aye's" Trustees Pioletti, Garrett and Brady and President Franks. Motion passed unanimously.

Run4Raley: Discussed earlier in the meeting.

Fence bid: The bid for the fence extension behind the backstop and installing a door by home plate came in at \$8,419.00. Since there is possibly one foul ball per game, President Franks feels it (cost) is extreme. He suggested this be tabled and maybe just do the door. They had also cautioned us that labor is high because of the need for a lift. Trustee Pioletti wondered about a net but they were afraid it would rot over the winter. Trustee Brady asked about chain link and President Franks commented that they don't want to make it look like a tacky add on.

Golf carts: President Franks noted that when someone wants to register the process should be more user friendly to get them to register their carts. Trustee Brady indicated he is available just about any time. Attorney Hendren added pursuant to our Ordinance and State laws, they are required to register their golf carts. If not registered the sheriff's department could stop and not ticket, but tell them to register the cart. President Franks will send people to Trustee Brady.

MISCELLANEOUS DISCUSSION:

Trustee Brady: Nothing

Trustee Garrett: Reported we have some broken playground equipment. President Franks stated he knows someone that will donate.

Trustee Pioletti: Indicated a renter of the gym suggested improvements. Most cost money and Pat said they will schedule a committee meeting to discuss lighting, sound and temperature.

Clerk Kirby: Stan Feller has scheduled the Village audit and should have a report at the August meeting.

President Franks: Champaign Sanitary District has new leadership and Larry will update the Board after meeting with them.

MOTION TO ADJOURN: Trustee Rachael Garrett moved, seconded by Trustee Pat Pioletti, to adjourn the meeting.

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VILLAGE CLERK

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VILLAGE PRESIDENT