

Regular Meeting of the Board of Trustees  
Village of Philo  
February 10, 2021

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

GUESTS: Marc Miller, Kevin Chalmers, Dave Traxler, David Happ, Nolan Hubert, Julie Douglas & Christina Hunter (Casey's) Jim & Kathy Forrest, Aaron Esry (Champaign County Board), Thaddeus Bates & Walker and Mike Buzicky.

ROLL CALL: Present -Trustees Kelley, Messman, Pioletti, Garrett and Brady. Absent-Trustee Sappenfield. It was noted to correct the agenda in two places for the year from 2020 to 2021.

MINUTES: Trustee Steve Messman made a motion, seconded by Trustee Paul Brady to approve the minutes of January 13, 2020. Roll call vote; all "ayes" Trustees Kelley, Messman, Pioletti, Garrett and Brady. Motion passed unanimously.

ACCOUNTS PAYABLE WARRANT: Trustee Pat Pioletti made a motion, seconded by Trustee Paul Brady to approve the bills as presented and with the addition of \$83.12 to MSA for the General Fund portion to close the MFT year 2020. Roll call vote; all "ayes" Trustees Kelley, Messman, Pioletti, Garrett and Brady. Motion passed unanimously.

Casey's-Christina Hunter asked the Board to consider changing the existing Class C liquor ordinance to allow for 18 or 19 year olds to sell packaged liquor. She explained it would allow younger local people to apply for a position at their store, adding their employees must take the Bars Program as part of their training. Trustee Pioletti commented this request must come from having trouble filling the position. Trustee Kelley asked what the age for a waitress to serve alcohol was, to which Marc responded 21. The State of Illinois and Champaign County allow age of 18 or 19 to sell package liquor and it would be our choice by ordinance. Marc Miller commented that the revised ordinance he presented tonight reads 19, but we can make it 18, 19, 20 or whatever. Trustee Pat Pioletti made a motion, seconded by Trustee Paul Brady, to change the age to 18 and approve Ordinance No. 2021-647. Roll call vote; all "ayes" Trustees Kelley, Messman, Pioletti, Garrett and Brady. Motion passed unanimously.

Aaron Esry introduced himself to the Board and stated Stan Harper was to attend this meeting, but he is here in his place. Aaron commented about the upcoming Champaign County ZBA meeting to take place tomorrow and the request for a special use permit for a cannabis grow facility south of the village. He went on to say the location is at 600 N and Route 130. They would need a special use permit because a house is within 300 feet of the business that is proposed. Mr. Esry added the Republican caucus agrees they do not want to have a dispensary and a change from AG1 to B4. That would take rezoning and there would be a protest right (for dispensary). That would not be an ideal location. There are six (6) members on the Board, so if three (3) say "no" it's a failure. President Franks stated he won't be able to attend the Zoom meeting and Trustee Tom Kelley will represent (Philo). He added that in February of 2020, the Board said "no" to growers and dispensaries. Our zoning board should weigh in even if further

than the 1.5 mile radius. Champaign County will take email questions and request to join Zoom meeting up to 4:00 p.m. Aaron noted that the first item on the agenda is a petition for a separate item and then the next item should be the special use permit. Thaddeus Bates and Nolan Hubert voiced their concerns for the proposed business and the zoning petition for a special use permit. They feel the ZBA should uphold the zoning that is in place. President Franks reminded members of the Board and guests that the Village of Philo has no jurisdiction outside of the 1.5 miles of the Village; however the Village does have an ordinance in place. Trustee Kelley has done some research on the three investors, one being Lola Industry. Trustee Pioletti stated Zoom is a great tool, but not good for a public meeting for discussion. Trustee Messman indicated the building site has been vacant for about 7 years. Trustee Brady suggested our Village ordinance be sent to the individuals that are the ultimate deciders. Trustee Kelley suggested interested parties send their questions via email to the ZBA.

VILLAGE ENGINEER: MSA met with the Streets & Alley committee and discussed the product used for the streets in Tolono a few years ago. They have talked to the highway department about a different product since the original one that was looked at is no longer available. The new product is not quite as strong, but still out of recycled asphalt. The County has a list of where this product has been used and MSA will provide the locations and also how long the product has been down. The shoulder work will not be paid out of MFT funds. Trustee Pioletti also asked for oil & chip options. Roosevelt Road was selected to complete first. President Franks asked Mike to also provide prices of rock for shoulder work.

VILLAGE ATTORNEY: Marc did not have items and there were no questions for Marc.

VILLAGE MAINTENANCE: Dave Traxler reported one (1) building permit at 808 Cleveland for an addition to a garage. Dave presented a quote from Braniff Communications, Inc. for maintenance of the four emergency sirens. Dave indicated batteries had been replaced, but all the sirens need regular maintenance. We do not receive any help from the county for them. Trustee Pioletti made a motion, seconded by Trustee Kelley to approve the quote in the amount of \$2,040.00. Roll call vote; "aye's" Trustees Kelley, Messman, Pioletti, Garrett and Brady. Motion passed unanimously.

Dave T. also asked the Board to consider purchasing an additional salt spreader and presented a quote from Rahn Equipment Co. This is a whirly spreader and would be used on the white truck. Trustee Paul Brady made a motion, seconded by Trustee Steve Messman to approve the purchase of an under tailgate spreader in the amount of \$3,810.00. Roll call vote; "aye's" Trustees Kelley, Messman, Pioletti, Garrett and Brady. Motion passed unanimously.

VILLAGE TREASURER: Kevin Chalmers did not have any comment to add to the presented financial reports.

OLD BUSINESS: The Parks and Beautification Committee met, Trustee Pioletti reported they will try to do the park improvements at Hazen Park in a good sequence of events. Dave Traxler is to locate the tile at the location in order to prepare for changes to the site prior to installation of new equipment. They plan to remove the slide that was determined unsafe. Modular playground equipment is in the plan. The

committee will come back with more specific ideas. They hope to plan some fund raisers and possibly naming the playground area (not the park) after a donor for a substantial (\$10-20K) donation.

NEW BUSINESS: The Planning Commission received notice that the zoning variance request for 101 E. Washington was withdrawn. President Franks explained that the Good Energy electric supply contract is up for renewal. The date to act on bidding is March 10<sup>th</sup> and a resolution is needed determine who can act on the contract. Trustee Steve Messman made a motion, seconded by Trustee Tom Kelley, to pass Resolution No. 2021-R-1, A Resolution Authorizing Execution of a Service Agreement with the Lowest Responsible Bidder for the Supply of Electricity for Residential and Small Commercial Retail Customers Who Do Not Opt Out of Such a Program. Roll call vote; "aye's" Trustees Kelley, Messman, Pioletti, Garrett and Brady. Motion passed unanimously. President Larry Franks and Trustee Pat Pioletti are authorized to act for the Village.

MISCELLANEOUS DISCUSSION:

Trustee Brady-Nothing

Trustee Garrett-Nothing

Trustee Pioletti-Nothing

Trustee Messman-Nothing

Trustee Kelley-Noted we should keep eye on hill as he saw a couple of trucks at the hill that probably entered from the north west side by the elevator.

Motion to Adjourn: Trustee Tom Kelley made a motion, seconded by Trustee Steve Messman, to adjourn the meeting. Voice vote; all "aye's", meeting adjourned at 8:10 p.m.

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VILLAGE CLERK

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VILLAGE PRESIDENT