

MINUTES

RIVERTON VILLAGE BOARD

Riverton, IL.

The President and the Board of Trustees of the Village of Riverton held their regular board meeting on July 19, 2010 at the Riverton Village Hall, Riverton, IL.

The board meeting was called to order at 7:00 p.m. Those answering roll call: Mayor Todd, Clerk Graves; Trustees: Raycraft, Bartley, Pottier, Faires, and Charles. Trustee Rader was absent. Also in attendance were: Treasurer Laffey, Supt. Alex Lyons and Atty. Myers. Off. Mgr. Viola and Chief Smith were absent. Guests included: Roger and Missy Prior, Michelle Landess, Ralph Willoughby and Cecil Funk.

Trustee Faires made a motion to accept the minutes and pay the bills. It was seconded by Trustee Bartley. Trustees Pottier, Faires, Charles, Raycraft and Bartley voted yes.

Mayor Todd noted that Trustee Rader, public utility committee chair, was absent. Guests on the agenda with utility issues would be heard, notes would be taken; however, any issues would be referred to the utility committee.

Roger and Missy Prior came before the board to discuss their utility rate. Prior stated they moved into their home five years ago. She recently noticed they were being charged the 'out of town' rate. Prior stated the woman they bought their house from had annexed into the village. Mayor Todd stated he would refer the issue to Trustee Rader and the Public Utility Committee.

Michelle Landess came before the board to discuss her employer's utility bill. Landess explained every month her employer gets a late fee assessed to their bill because it requires a lengthy process in order to their pay bills. Landess explained the process: she received the Village utility bill on July 6th, her boss approved it and sent it to their corporate office in Harrisburg, Pennsylvania on the 9th. Landess stated the corporate office does their accounts payable on Thursday and mails the checks on Friday. Friday was the 16th, therefore their check wasn't received in time and they received another late fee. Landess would like to ask the board for their late fees to be waived because they are a business. Several options were discussed: mailing the bill directly to the corporate office, faxing the bill, emailing the bill, etc. Mayor Todd stated he would refer the issue to Trustee Rader and the Public Utility Committee for further review.

Cecil Funk came before the board to discuss the Zoning Board. Funk stated he read in the Village minutes that Mayor Todd made the statement that zoning board members did not go out and look at the properties. Funk noted he has been on the zoning board for 20 years, he's looked at several properties, it was Chuck Stone's job to check out the

properties. Funk stated that Trustee Pottier commented at the public hearing that he didn't want companies to have to jump through hoops to have things zoned. Funk noted that if you have just one individual, you would still have to jump through the same legal hoops as if you had five. Funk stated he was told the zoning board wasn't doing their job; he would like for the board to show him how they didn't. Mayor Todd asked Mr. Funk how many members out of the seven on the zoning board went out to a certain piece of property. Funk stated he didn't know. Mayor Todd stated that as a zoning board, that should be something that they should have discussed. Funk stated Chuck Stone was the administrator, he was the one who went and checked the properties and brought back all the information, that was his job, from Funk's understanding. Funk noted he checked the properties anyway, he didn't check all of them, but he checked a lot of them. Funk stated as far as the zoning board doing their job, that's not the case. Mayor Todd stated that what upset him about the whole thing because of the controversy involving this piece of property, was that only three out of seven zoning board members looked at it. Jim Mileham stated that was an unfair statement because the other people weren't there. Mileham noted it was never discussed at meetings who actually went out and looked at the properties. Mr. Funk stated he knew Prior went out and looked at properties, which ones he couldn't say. Funk stated he went against one piece of property because the county did. Then the property owner wanted to be annexed. The property owner can't sue the Village because they won't annex them. Funk noted that now the people around the property can. Whether the people win or lose is out of everybody's hands; that's in the judge's hands. It still puts Riverton in a bad spot, spending money needlessly. Funk reiterated that to his understanding, Chuck Stone was the administrator and it was his job to bring things to the board. Funk stated if the Village Board wanted to get rid of the Zoning Board, they had every right, but it was not the proper thing to do. Mayor Todd stated he would take everything Funk said into advisement, that it would be referred to the Administrative Committee and judgment would be made from there. Todd stated from his perspective he was told not everyone was out there when he was asking questions, they're saying they didn't go look at it, they weren't doing their job, all these different things. Todd stated that was the stance he had to hold as the President of the Village of Riverton. If someone is not doing their job, then he has to make sure its going to get done. If its not, then he needs to make the necessary changes to get the job done.

Jim Mileham came before the board to discuss the Zoning Board. Mileham thanked the board for the opportunity to talk to the them. He stated he had been on the Zoning Board for 2 years. Mileham asked the board to consider a few issues that were brought up at the public hearing. Redundancy was brought up. It was stated that everybody has to go through hoops. You have to go through the superintendent, the zoning board, and then the village board. Mileham stated he was not sure doing away with the Zoning Board and going with one individual hearing officer would eliminate the redundancy. Regarding the matter of looking at properties, Mileham stated he'd been to 5 meetings and he'd looked at every single property. Mileham noted it was never an issue that came up at the meetings, no one ever asked, he felt it was his obligation to go out and know what he was voting on. Mileham stated he's enjoyed his two years on the Zoning Board and would like the opportunity to stay on and do it longer. He stands behind every decision he's

made and hopes to make a lot more.

Ralph Willoughby commented to the board that before Alex Lyons became superintendent, he heard from an individual on the Clearlake Township board, that if the annexation were to pass, Clearlake Township would no longer plow snow on that stretch of road. Willoughby then went on to note the Clearlake Township minutes state the road commissioner receives a salary of \$50,000 per year plus insurance. Willoughby stated he would like to know if Supt. Lyons is full time or part time for the Village of Riverton. Mayor Todd stated he was not going to comment on Clearlake Township. Todd told Willoughby he could go to the Township board meeting to ask questions regarding the Township. As far as the Village, Lyons is considered a part time employee. Willoughby asked how many hours Lyons had to work as a part time employee. Trustee Bartley stated the ordinance was passed at a previous board meeting stating the superintendent must work a minimum of 20 hours per week and no more than 30. Willoughby stated he was just curious. Lyons stated Township officials cannot deem him full time or part time, he instructed Willoughby to look at his FOIA request, it states that. Lyons commented to Willoughby he wasn't sure what would be considered full time or part time because he is called out at all hours of the night and asked what part of the day he considered full time or what part was considered full time. Lyons noted he is always on call. Willoughby asked Lyons if he received a health plan. Lyons stated his health plan was split between the Village of Riverton and Clearlake Township. Willoughby asked the board if any employees of the Village were offered the superintendents job or if the board didn't consider any of them qualified? Mayor Todd stated any employee interested in the position either approached him or another board member and it was considered.

Trustee Bartley noted the Zoning Board held their public hearing regarding disbanding the Zoning Board. The recommendation of the Zoning Board was to retain the Zoning Board however reduce the board from seven members to five. The issue was referred to the Administrative Committee.

Atty. Myers stated that state law requires that before this body adopts an ordinance granting a zoning change, there has to be a public hearing. The public hearing has to be advertised in the newspaper and the public has to have the opportunity to come in and speak their peace regarding the proposed zoning action. Under state law, the hearing can either be held by the Zoning Board, the claim commission or a hearing officer. The board can elect to not have a zoning board, not have a plan commission and instead have a hearing officer, who in essence is a one man or one woman zoning board.

Supt. Alex Lyons stated the water plant filter will be in Tuesday. The project will start at the beginning of next week.

Lyons stated there have been a lot of problems with the Lucky Horseshoe Lift Station the past week with the pumps getting hot. They pumped out two feet of sludge, replaced gaskets on both pumps, cleaned both pumps several times and they are working fine. The start date for the new lift station is July 26th.

Trustee Bartley stated he talked with the engineer regarding the 3rd St. Overlay project. There was \$11,000 left over. They are waiting on the ditching in Spaulding. After Spaulding they will be given the dollar amount of what they can spend on asphalt to finish up problem areas. Bartley hopes for the project to be closed out by the next meeting or meeting thereafter.

Treasurer Laffey stated he held a special hearing earlier regarding the Appropriation Ordinance. Laffey noted he opened the hearing up for public comments, however, there were none. Treasurer Laffey recommended passage of the Appropriation Ordinance. Trustee Pottier made a motion to pass Ordinance #10-026 approving the Appropriation Ordinance of the Village of Riverton fiscal year ending April 2011. It was seconded by Trustee Bartley. Trustees Faires, Pottier, Charles, Raycraft and Bartley voted yes.

Trustee Raycraft made a motion to pass Ordinance #10-027 approving a maintenance agreement with All Weather Courts, Inc. in the amount of \$9,998.00 to maintain the basketball courts. It was seconded by Trustee Bartley. Trustees Faires, Pottier, Charles, Raycraft and Bartley voted yes.

Trustee Bartley made a motion to pass Ordinance #10-028 approving an intergovernmental agreement between the Village of Riverton and Clearlake Township. It was seconded by Trustee Faires. Trustees Faires, Pottier, Charles, Raycraft and Bartley voted yes. Mayor Todd stated the ordinance was due to the overlapping geography. The ordinance allows the Village and the Township to share equipment and employees.

Supt. Lyons gave the Board a copy of his written report (see attached). Lyons stated the price quote for I.M.E.A to upgrade one capacitor and one capacitor rack was \$2,224.00. Trustee Pottier made a motion to approve the purchase of the capacitor rack and first capacitor. It was seconded by Trustee Faires. Trustees Faires, Pottier, Charles, Raycraft and Bartley voted yes. Lyons stated the warning siren on South 7th is up and working now. They replaced the 12 volt power supply and four fuses due to a lightning hit. Lyons noted the chemicals for the sewer department were dropped off at the plant. Lyons mentioned the Lamkey's were happy with the reshaping of the ditch between their property and the new Dollar General. Lyons stated the new employees, Logan Dyson and Chris Beattie, were in the process of obtaining their CDL and sprayers licenses. Jordan Lyons has been moved to the water department and Jim Ford is interested in moving to the gas department. Lyons noted there were several employees that needed credit hours in the water department and there was a conference in September at a cost of \$100 per employee. Trustee Faires made a motion to approve Superintendent Alex Lyons sending 5 employees for training as necessary as mandated by state licensing requirements. It was seconded by Trustee Raycraft. Trustees Faires, Pottier, Charles, Raycraft and Bartley voted yes. Lyons noted a lot of progress at the Field of Dreams such as the road being cut in by the Village of Riverton road crew, the concession pavilion sod cut, the footings were dug and the walls were poured. He stated there were items that still needed

to be ordered. Trustee Bartley made a motion to approve ordering trusses and lumber according to the material list for the Field of Dreams Concession Stand. It was seconded by Trustee Faires. Trustees Faires, Pottier, Charles, Raycraft and Bartley voted yes. Lyons noted they were out of mosquito spray. Trustee Bartley made a motion to approve purchasing mosquito spray for \$1,991.00. It was seconded by Trustee Faires. Trustees Faires, Pottier, Charles, Raycraft and Bartley voted yes. Ordering fish for Veterans Pond was discussed and it was decided to wait until next Spring.

Treasurer Laffey stated the Village had over 1.6 million which was good. He believes with the passage of the Appropriation Ordinance the Village must record it at the County by the end of July. He will discuss with Clerk Graves.

Trustee Pottier stated he went to a Sangamon County Hazard Mitigation meeting. The purpose was to update the plan that Sangamon County has that incorporates all of the Villages that participate. Pottier stated the board needed to discuss the hiring process for individuals that will be replacing the individuals that retired. Mayor Todd stated they would discuss the issue in executive session. Trustee Bartley stated another issue they needed to discuss was the difference in salaries before ERI and after ERI and how much they would need to set aside each month in a separate account to pay for ERI in December. Mayor Todd stated that Off. Mgr. Viola and Treasurer Laffey could get together and discuss.

Trustee Faires stated the Public Safety Committee held a meeting primarily regarding personnel issues. Faires noted he will discuss the issues in executive session. Faires stated he was still working with the school regarding the SRO position. The position is only funded through the end of August.

Trustee Raycraft noted the Parks Committee decided not to let the Circus use the Field of Dreams. Raycraft stated someone made a recommendation to her about using the high school football practice field as a possible alternative. Raycraft contacted Bill Geiger who stated it was not his decision to make but that he would make a few calls and get back to her. Raycraft stated the Boy Scouts were going to paint the village garages. It was noted that the oil and chipping of the Field of Dreams parking lot was put on hold until the weeds were under control.

Trustee Charles noted the Boy Scouts were going to paint Garage 1.

The Board went into closed session at 8:04 p.m. with a motion from Trustee Bartley and a second from Trustee Raycraft. This meeting is closed pursuant to Chapter 102, paragraph 42, of the Illinois Revised Statutes of the Open Meeting Act regarding personnel and litigation.

The board went back into open session at 9:16 p.m. with a motion from Trustee Bartley and a second by Trustee Faires.

Trustee Bartley made a motion to adjourn at 9:17 p.m. It was seconded by Trustee Faires.
All agreed.

_____ Mayor

_____ Date

_____ Clerk