

## 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 6, 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: Charles, Rader, Raycraft, Faires, Pottier and Bartley. Also in attendance were: Treasurer Laffey, Supt. Alex Lyons, Off. Mgr. Viola and Chief Smith. Village Atty. John Myers was absent. Guests included: Alan Franklin and Dave Williams.

Trustee Bartley made a motion to approve the change order for the 3<sup>rd</sup> St. Overlay Project and PH Broughton Pay Estimate in the amount of \$394,306.46. It was seconded by Trustee Faires. Trustees Pottier, Faires, Charles, Rader, Raycraft and Bartley voted yes.

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

Mayor Todd welcomed Alex Lyons as the new superintendent of the Village of Riverton.

Alan Franklin, ESDA coordinator for the Village of Riverton, came before the board to discuss the following: a rewrite for emergency operations, investigating different technology advances, storm ready integration and outdoor warning siren improvements. Franklin proposed adding another volunteer, Andrew Geil, to ESDA due to having too much to do as well as time commitments. Franklin stated out of the four of them, they all work different shifts and Geil would provide a second shift, he could provide day & night coverage. Franklin also proposed changing the name of ESDA. The only cost would be to change the municipal code. Mayor Todd recommended appointing Andrew Geil to Riverton ESDA. Trustee Faires made a motion to appoint Andrew Geil to ESDA. It was seconded by Trustee Pottier. Trustees Pottier, Faires, Charles, Rader, Raycraft and Bartley voted yes. Mayor Todd referred the name change from ESDA to Riverton EMA to the Public Safety Committee.

Steven Mueller, assistant coordinator of ESDA, discussed statewide inoperability, an executive committee comprised of individuals from different agencies in regards to radio operability. Mueller stated all public safety and governmental users that operate radios in the 150 to 512 megahertz range must take urgent action; anyone using frequencies in those ranges need to have narrow band capability by December 31, 2012. It does effect the Village because of the licensed frequency. Mueller wanted to make the Village aware and suggested checking with the service provider to see if it will effect the Village

because new radios may need to be purchased. Or possibly get the old radios reprogrammed to narrow band capable to include your FCC license to that frequency. The informational flyer Mueller passed out to the board states the FCC may impose fines of up to \$10,000 per day after the deadline. Chief Smith stated the police department was already covered, all radios were narrow band. Trustee Rader stated it would effect the Village Public Works employees; he will follow up with BA HA.

Dave Williams came before the board to discuss bringing a circus to Riverton as a fund raising opportunity. Williams stated it was an old time big top circus under a tent. Elephants are used to help put the tent up every morning and the tent gets tore down every night. Williams would like to come to town Tuesday, October 5th, and do two shows - 4:30 and 7:30. The shows are 90 minutes each. The circus requires: a 300' x 300' space, a water source, permits if required by the village, police and fire protection if required by the village and 2 four yard dumpsters. The circus has been in business for 72 years. Most of their sponsors generate anywhere from \$2500 to \$5000 a day. They provide one million dollars public liability insurance that covers the sponsor, the lot owner, and all circus operations. They provide: their own electricity, four portable toilets, all tents, all personnel, tickets and 100 posters for distribution throughout the area. They provide everything necessary to do the shows, set it up and tear it down and pick up all trash. It's a good fundraiser, everywhere Williams has taken it, it has made money. The circus is a first class show with elephants, tigers, camels, horses, dogs, aerial acts, clowns, a 2 piece live band, etc. The tent seats 1500 people, 3000 can be accommodated for in a day. They require a \$290 contract fee upon signing and that's the only financial responsibility to them. It cost them several thousand dollars a day. They move 35 vehicles per day and employ 75 people; Williams stated it was a big circus. Trustee Faires mentioned the concession stand being built in the Field of Dreams. Williams noted there was plenty of room. Williams also noted the Village would be responsible for handling all the money, the money would be in our bank account, the Circus would get paid the day they come to town. Off. Mgr. Viola asked for a list of references. Mayor Todd asked when Williams would need an answer, Williams replied the sooner the better. Williams stated if Riverton has never had a circus, he knows it would do very well. Off. Mgr. Viola asked if the parking lot was going to be adequate. Williams stated yes, people with tickets always find a way. Williams stated they put on a little show every morning; school kids are invited to attend to watch the elephants put up the tent. Off. Mgr. Viola asked if the Village could bill them for their water usage. Williams replied it was something the Village would need to provide. Viola asked if other towns billed for the water usage and exactly how much water they used. Williams replied water was something the circus could not 'carry', they normally used about 1500 gallons. He stated they tried to be as self containing as they could, but haven't figured out how to carry their own water. Trustee Bartley asked Chief Smith if he was interested in having the circus as a police fundraiser. Chief Smith stated Williams came to see him about it, he didn't know if the Village would even be interested, or if they would want to sponsor it on behalf of the police department or in conjunction with the fire department, the eagles club, did not make a difference to him. Smith stated he did look over the reference letters he was given and noted there were a lot of nice references. Office TC Harkins stated he saw the

circus in Illiopolis and commented on what a great job they did. Trustee Pottier asked if all employees would be able to pass background checks conducted by the police. Williams responded yes, a lot of his employees have visas therefore they get checked out more thoroughly than any background check would provide. Williams stated a majority of his people were from Mexico. Off. Mgr. Viola asked if the employees remained on site while in Riverton. Williams replied yes. Mayor Todd asked about the use of Field of Dreams coinciding with JFL. Trustee Raycraft stated JFL was scheduled to start October 6<sup>th</sup> as well as the start of fall soccer. Trustee Bartley stated if provided with enough notice, the 4<sup>th</sup> thru 6<sup>th</sup> could be off limits to JFL and soccer. Trustee Faires asked about damage to the Field in case of rain. Williams said he could not promise they would not leave ruts. If its wet, they most likely would leave ruts, but the circus being under a tent runs rain or shine. The board discussed possible locations for the circus and fund raising options. Mayor Todd referred the issue to the Parks and Recreation Committee for further consideration. There were no further questions for Williams and he thanked the board for their time.

Sheree Bailey was allowed to address the board regarding ATV's being legalized. Bailey stated it had come to her attention that there was a petition going around Riverton to legalize ATV's. Bailey stated she believes it would be a bad idea. She questioned what the liability on the Village would be. She would hope if it was going to be approved, there would be a public meeting for comments and feedback and/or a community wide survey so that everyone could have their say. She questioned whether the village would take into consideration school zones, parks, subdivisions, etc. Bailey stated she lives behind the Party Store and has witnessed four wheelers going to Erdles while trespassing on railroad property. She has witnessed ATV's in the last month at the Tap, Wheeland Park, Erdle's, Dockers, the rest area and the gas station in a blatant disregard of the law. She believes if they can't obey the law as it stands, legalizing it would only make things worse. The average police dept vehicle would not be able to catch an ATV, or identify the riders. Bailey passed out literature to the board showing statistics involving ATV accidents and deaths. Bailey stated Loami allows ATV's however, Loami is a dry town and people are not allowed to go from bar to bar. Bailey stated "if legalized, IDOT would have to issue street signs and at whose cost, the taxpayer"? ATV's would require inspections and permits. Someone would be responsible for monitoring all of it and that would incur more cost. Bailey stated her main concerns were the cost and the safety issues. Bailey mentioned property values would go down if ATV's were legalized. She asked the board to ask themselves, would they want to be outside with their kids and have four wheelers going up and down in front of them? Trustee Faires commented that he agreed with everything Bailey said. Every four wheeler he's ever seen has a placard on the left front fender that reads "for off road use only". Bailey noted if a woman can sue McDonalds because she spilt hot coffee down her, if somebody were to kill her kid or her grandkid, or hurt them with an ATV, she would find a way to own the town and the village, especially if its a new thing, and its all been presented. Bailey stated there wouldn't be a lot of statistics right now because the new law just went into effect. People that have had it, now regret having it. Bailey found out with it being a state law, if the board were to make it an ordinance, it would go from being a state violation to an

ordinance violation which means the states attorney could no longer get involved in any injuries, the village would have to hire their own attorney at their hourly rate for any legal matters they had to deal with. Bailey noted there have been 25 deaths from June 8<sup>th</sup> to June 21st. Ralph Willoughby added that he has witnessed a man riding an ATV at a high rate of speed with a child on the front on Kinzie Street the past three weeks. He stated most likely one of these days a child would be killed on an ATV if they were to be legalized. Officer Harkins noted that most ATV's cannot be made street legal. Harkins reiterated ATV's are not safe.

Supt. Alex Lyons stated there have not been any filters or parts delivered yet for the water plant. He's still waiting on ship date. Trustee Rader stated the filters will be shipped July 9<sup>th</sup>.

There are no parts in for the Lucky Horseshoe Lift Station as well. Lyons will know more by the next board meeting.

Trustee Bartley stated once the Village pays the bill for the 3<sup>rd</sup> St. Overlay project, there would be about \$11,000 left of the \$500,000 grant money. Spaulding will get \$2-\$3000 for ditch work on their end which leaves the Village \$8-\$9000 that the Village can use. The money has to be used in conjunction with 3<sup>rd</sup> St. Bartley went out with the engineers regarding several complaints on drives where the new road is too steep and their cars drag. Wedges will be put in so its not as steep of a drop off. Bartley noted there was a drive on N. 3<sup>rd</sup> St. where they cut out part of the asphalt to put in a new culvert, it will be re-asphalted to match up to the drive, that only totals about \$1500. Bartley will meet with the engineer, go back out around town and look at how much more they can do. They are looking at Veterans Park parking lot, the parking lot by the bridge at Center Park, and an area of 3<sup>rd</sup> between Jefferson and Washington. These areas will be discussed at the next street committee meeting. Parking stops and stop signs at the high school parking lot were discussed.

Mayor Todd noted there would be a Zoning Board Meeting Thursday, July 8<sup>th</sup> at 6:00 p.m.

Trustee Faires made a motion to pass Ordinance #10-025 approving an Intergovernmental Cooperation Agreement for Animal Control Services in the amount of \$3,405.00 It was seconded by Trustee Rader. Trustees Rader, Faires, Pottier, Charles, Raycraft and Bartley voted yes.

The ordinance regarding the basketball court agreement was tabled until the next board meeting.

Trustee Bartley noted the Village has done resolutions in the past recognizing people; and because four people have recently retired from the Village there were four resolutions to recognize those individuals for their years of service.

Trustee Pottier made a motion to pass Resolutions honoring the Village of Riverton's recent retirees: Resolution #10-006 honoring Max Shekelton, Resolution #10-007 honoring Coy Squires, Resolution #10-008 honoring Chuck Stone and Resolution #10-009 honoring Steve Szoke. It was seconded by Trustee Faires. Trustees Rader, Faires, Pottier, Charles, Raycraft and Bartley voted yes.

Chief Smith awarded Officer Timothy Harkins with the Department of Transportation Traffic and Safety Division DUI award. Officer Harkins was commended for his exemplary performance of DUI enforcements.

Supt. Lyons gave the Board a copy of his written report (see attached). Lyons stated the warning sirens were set off earlier in the day. Lyons noted only two out of the three sirens worked properly. The third siren near the water plant was found to have a fuse blown. The fuse will be replaced and a new test will be done. Lyons stated the roadway striping was in process and should be complete by the end of the week. Also, the road work at Field of Dreams was  $\frac{3}{4}$  of the way finished. Lyons stated there were chemicals needed for the sewer plant. Trustee Bartley made a motion to allow Supt. Alex Lyons to purchase chemicals for the sewer plant as needed with no further approval. It was seconded by Trustee Raycraft. Trustees Rader, Faires, Pottier, Charles, Raycraft and Bartley voted yes. Lyons stated he has been accompanying different employees each day. He has learned a lot and has a great repoire with all the guys.

Chief Smith gave the Board a copy of his written report (see attached). Chief Smith discussed ordinance violations. Trustee Bartley made a motion to approve \$125 to allow Public Health to inspect property located at 513 N. Third. It was seconded by Trustee Faires. Trustees Rader, Faires, Pottier, Charles, Raycraft and Bartley voted yes.

Office Mgr. Viola stated the audit was not finalized; she was still working with the auditor on accounts receivable and utility billing.

Treasurer Laffey stated the hearing for the appropriation ordinance has been rescheduled to July 19<sup>th</sup> at 6:45 p.m.

Trustee Pottier stated he and Trustee Rader met with Village linemen and representatives from Ameren and IMEA regarding the need for capacitor banks that would help balance the Village's load. There were no results on the research as of the meeting. Trustee Rader stated \$10,000 would put in a regulated system of capacitors. The Village could get by with non regulated, it would be cheaper, but he had no figures yet. Trustee Pottier stated he was continuing work on an IMEA grant to obtain LED lighting.

Trustee Faires stated there would be a Public Safety Committee Meeting on July 8<sup>th</sup> at 6:30 p.m. regarding personnel and the ESDA name change.

Trustee Raycraft stated the parks committee had a meeting and it was decided all Wheeland Park ordinances needed to be reviewed. Raycraft stated the tennis courts

needed cleaned up, she would research and possibly get an agreement like the basketball courts. Trustee Raycraft asked Supt. Lyons if the Boy Scouts could paint electrical boxes around town on July 17<sup>th</sup>, Lyons stated it was fine with him if it was fine Trustee Rader. Trustee Rader agreed if it were under adult supervision. Items needed were discussed and it was decided the village would supply the materials, the boy scouts would supply the labor. Lyons will discuss with the lineman a priority list of which electrical boxes to do first.

Trustee Bartley stated there would be a Village Street Committee Meeting on July 8<sup>th</sup> at 7:00 p.m.

Trustee Charles stated he had a few issues with building maintenance that he was going to discuss with Supt. Lyons and there would be more information at the next board meeting.

The Board went into closed session at 8:16 p.m. with a motion from Trustee Bartley and a second from Trustee . This meeting is closed pursuant to Chapter 102, paragraph 42, of the Illinois Revised Statutes of the Open Meeting Act regarding personnel.

The board went back into open session at 8:38 p.m. with a motion from Trustee and a second by Trustee .

Trustee Pottier made a motion to approve a step raise for Off. Mgr. Viola effective on the appropriate date. It was seconded by Trustee Rader. Trustees Pottier, Faires, Rader, Charles, Raycraft and Bartley voted yes.

Trustee Pottier commented he liked the idea of having a circus. Trustee Faires made a motion to allow the Parks Committee to approve a circus in Riverton and give the committee the authority to sign the contract. It was seconded by Trustee Bartley. Trustees Pottier, Faires, Rader, Charles, Raycraft and Bartley voted yes.

Trustee Bartley made a motion to adjourn at 8:43 p.m. It was seconded by Trustee Pottier. All agreed.

\_\_\_\_\_ Mayor \_\_\_\_\_ Date

\_\_\_\_\_ Clerk