

MINUTES
VILLAGE BOARD MEETING
July 21, 2020
7:30pm

The Village Board meeting was called to order at 7:30pm with everyone reciting the Pledge of Allegiance. Trustees Yoch, Becherer, Rogers, Elbe, Henning, and Mourey answered roll call.

CLERK'S REPORT

The Board received a copy. A motion was made by Trustee Yoch which was seconded by Trustee Becherer to approve the minutes from the board meeting held on July 7, 2020. Roll call was taken: Trustee Yoch aye; Trustee Becherer, aye; Trustee Rogers, Trustee Elbe, aye; Trustee Henning, aye; Trustee Mourey, aye. Motion was granted.

TREASURER'S REPORT – The board received a copy.

GOOD OF THE VILLAGE

MIKEY'S PUB OUTSIDE MUSIC PERMIT

Mike Pilla requested additional music dates for Mikey's Pub. He has submitted a new request for an additional date of July 26, 2020, but this date was not on the original request listed on the agenda. He asked if the additional date cannot be approved then could it be switched for one of the dates that is on the agenda. Mayor Smallwood informed them that a vote cannot be made if the information is not on the agenda. Chief Neff stated that there have not been any issues between the pub and the PD. Trustee Becherer made a motion which was seconded by Trustee Mourey to approve additional outside music dates July 24, 25, 31, and August 1, 2020 for Mikey's Pub. Roll call was taken: Trustee Yoch, aye; Trustee Mourey, aye; Trustee Becherer, aye; Trustee Rogers, aye; Trustee Elbe, aye; Trustee Henning, aye. Motion was granted.

Tim and Heidi Hopkins asked for an update about a mobile home at 17 N. High Street. Mayor Smallwood stated that he cannot release a lot of information on the situation at this time since Attorney Durso has not been able to inform the Board of his research on the situation. Durso then stated that he has been advised that the statute that he was hoping to utilize to legally resolve the problem cannot be followed. He must find a new statute that he can use. This may involve creating a new or revised ordinance. Mrs. Hopkins did not understand why the existing ordinances can't be used. She states that the mobile home has been a nuisance for years. Mayor Smallwood and the some of the Trustees tried to explain to her that steps have been taken and the property owner has been issued a citation and taken to court but that process was interrupted by the Covid 19 restrictions. Smallwood asked her to set up a meeting with him and he will try to explain the issues to her again.

Mike Davinroy was also in attendance with concerns and questions about this property. The residents asked if the next steps will be made public. Smallwood stated that the item will be on the agenda which is made public.

Mike Tullock from Wildwood Lake Estates addressed the Mayor and the Board and asked if the Board would consider road improvements in the subdivision for the streets that are annexed into the village. He stated that the residents have been working with the Township also to try and get the repairs that they want. He asked if the Village receives funds back from Prairie du Long Township. Mayor Smallwood stated that he believes that they do not. Smallwood informed Tullock that this item will be discussed at the next Committee As a Whole meeting.

POLICE CHIEF'S REPORT

Chief Neff introduced Travis LeRoy to the Mayor and the Board. The PD will be sending LeRoy through the part-time Police Academy and fire-arms training before hiring him to work part-time for the Smithton PD.

ENGINEER'S REPORT

LIVE OAK AND WHITE OAK STOP SIGN

Engineer Saeger reported that there has been a request for stop signs at the intersection of Live Oak and White Oak in Wildwood Subdivision. This item will be on the agenda for the next Committee As a Whole meeting.

ORDINANCE VIOLATIONS

Engineer Saeger reported that the Board has received copies of letters sent to property owners regarding violations of zoning ordinances. Saeger recommends using the fines and/or hearings that are in the ordinances when these violations occur. Trustee Elbe made a motion which was seconded by Trustee Mourey to fine both property owners \$75.00 for zoning violations. Roll call was taken: Trustee Elbe, aye; Trustee Mourey, aye; Trustee Yoch, nay; Trustee Becherer, aye; Trustee Rogers, aye; Trustee Henning, aye. Motion was granted. Saeger will work with Attorney Durso and Chief Neff to issue the fines.

OIL AND CHIP BID AWARD

Engineer Saeger reported that he received oil bids for the Oil and Chip project. Bids have previously been received for the chipping. Saeger gave the Board his recommendations for the contracts. Trustee Rogers made a motion which was seconded by Trustee Yoch to award the contracts to Beelman Logistics for the chips and chip spreading at \$26,808.45, Wolfmeier Trucking for the purchase of CA6 rock in quantities needed up to 200 tons at \$9.48 per ton which would be \$1,896.00 total for 200 tons, and Don Anderson Co. for purchase and spreading of oil at \$36,255.71. Roll call was taken: Trustee Rogers, aye; Trustee Yoch, aye; Trustee Becherer, aye; Trustee Elbe, aye; Trustee Henning, aye; Trustee Mourey, aye. Motion was granted. Saeger will contact the companies and get the project scheduled.

WATER SYSTEM AT MOBILE HOME PARK

Engineer Saeger reported that a letter is being drafted to send to the manager of the Mobile Home Park.

ENERGY EFFICIENT UPGRADES AT WASTEWATER TREATMENT PLANT

Engineer Saeger reported that the paperwork has been submitted to Ameren by the low bidder for the project. The project can begin after Ameren approves the application for the incentive.

MAIN STREET TURN LANE PROJECT

Engineer Saeger reported that the turn lane project was originally designed to end the turn lane south of the entrance to the proposed new grocery store. Saeger recommends extending the length of the turn lane to include the entrance to the grocery store. This would involve resubmitting the plans to IDOT and resubmitting a grant application. This will be discussed at a Committee As a Whole meeting.

502 S. HICKORY SHED – This will be discussed under Executive Session.

HEALTH OFFICER’S REPORT – No report.

SAFETY COMMITTEE

Mayor Smallwood reported that there is a Safety Committee Meeting scheduled for August 6, 2020, if needed.

ZONING BOARD REPORT

Zoning Administrator Saeger reported that there is a zoning hearing scheduled for July 23, 2020 to decide two variance requests. There are two more hearings on August 10, 2020, one for parcel divisions of a property and the other for a shed variance.

SUPERVISORS REPORT

Supervisor Klein was absent. Foreman Mitch Hummert reported that the street crew have been working on laying the new pipes on High Street and Cass Street. The project should be completed soon. They will then finish scraping and preparing the old Village Hall and then repaint it.

ATTORNEY’S REPORT

17 N. HIGH STREET

Attorney Durso stated that this will be discussed under executive session.

Trustee Yoch made a motion which was seconded by Trustee Becherer to accept the officer’s reports as given. All were in favor. Motion was granted.

COMMITTEE AS A WHOLE

Mayor Smallwood stated that there was a Committee As a Whole meeting on July 14, 2020. The items will be discussed under the individual committee reports. Trustee Yoch made a motion which was seconded by Trustee Becherer to approve the minutes from the Committee As a Whole meeting on July 14, 2020. Roll call was taken: Trustee Yoch, aye; Trustee Becherer, aye; Trustee Elbe, aye; Trustee Rogers, aye; Trustee Henning, aye; Trustee Mourey, aye. Motion was granted.

FINANCE & INSURANCE COMMITTEE

CD ROLLOVER

Trustee Becherer made a motion which was seconded by Trustee Rogers to authorize purchase/roll over of two CD's at Citizens Bank for a one-year period at ½%. Roll call was taken: Trustee Becherer, aye; Trustee Rogers, aye; Trustee Yoch, aye; Trustee Elbe, aye; Trustee Henning, aye; Trustee Mourey, aye. Motion was granted.

HEARTLANDS CONSERVANCY MEMBERSHIP RENEWAL

Trustee Becherer made a motion which was seconded by Trustee Yoch to authorize payment of membership renewal with Heartlands Conservancy for \$100.00. Roll call was taken: Trustee Becherer, aye; Trustee Yoch, aye; Trustee Rogers, aye; Trustee Elbe, aye; Trustee Henning, aye; Trustee Mourey, aye. Motion was granted.

SOUTHWESTERN ILLINOIS METROPOLITAN AND REGIONAL PLANNING COMMISSION(SIMAPC) DUES

Trustee Becherer made a motion which was seconded by Trustee Yoch to authorize payment of the annual dues for SIMAPC for \$295.00. Roll call was taken: Trustee Becherer, aye; Trustee Yoch, aye; Trustee Rogers, aye; Trustee Elbe, aye; Trustee Henning, aye; Trustee Mourey, aye. Motion was granted.

STREET & UTILITY COMMITTEE

522 NORTH HICKORY

Trustee Rogers reminded the Board that they discussed the sewer repair bills that had been submitted to the Village by the homeowner at 522 N. Hickory. It was discovered that roots from a tree in the Village easement of his property had completely blocked his sewer pipes. Trustee Rogers made a motion which was seconded by Trustee Yoch to authorize payment of \$6,188.00 towards the homeowner's bills. Roll call was taken: Trustee Rogers, aye; Trustee Yoch, aye; Trustee Becherer, aye; Trustee Elbe, aye; Trustee Henning, aye; Trustee Mourey, aye. Motion was granted. The homeowner will contact Clerk Parker to arrange payment.

SMITHTON FIRE DEPARTMENT WATER RATE

Trustee Rogers made a motion which was seconded by Trustee Henning to charge a flat water and sewer fee of \$10.00 per month for the Smithton Fire Department. Roll call was taken: Trustee Rogers, aye; Trustee Henning, aye; Trustee Yoch, aye; Trustee Becherer, nay; Trustee Elbe, nay; Trustee Mourey, aye. Motion was granted.

RECYCLING CENTER – No update.

STORM WATER DRAINAGE – SMITHTON GRADE SCHOOL

Foreman Hummert stated that the project should be finished this week.

POLICE COMMITTEE

Trustee Elbe made a motion which was seconded by Trustee Rogers to authorize sending Travis LeRoy to the part-time Police Academy for a fee not to exceed \$2000.00. Roll call was taken: Trustee Elbe, aye; Trustee Rogers, aye; Trustee Yoch, aye; Trustee Becherer, aye; Trustee Henning, aye; Trustee Mourey, aye. Motion was granted.

PARK & CEMETERY COMMITTEE

PARK BUILDING GRANT – No report.

GRAVESTONE REPAIRS – No report.

MEPRD GRANT

Trustee Henning made a motion which was seconded by Trustee Mourey to submit a grant to MEPRD in the amount of \$16,658.00 to help purchase new picnic tables from UltraPlay for the park. Roll call was taken: Trustee Henning, aye; Trustee Mourey, aye; Trustee Yoch, aye; Trustee Becherer, aye; Trustee Rogers, aye; Trustee Elbe, aye. Motion was granted. The Village cost for the picnic tables will be \$9,995.00.

ORDINANCE COMMITTEE

EMPLOYEE ORDINANCE 944

Trustee Yoch made a motion which was seconded by Trustee Becherer for Clerk Parker to read Ordinance 944 by title only. Roll call was taken: Trustee Yoch aye; Trustee Becherer, aye; Trustee Rogers, Trustee Elbe, aye; Trustee Henning, aye; Trustee Mourey, aye. Motion was granted. After the ordinance was read by title only, Trustee Yoch made a motion which was seconded by Trustee Becherer to pass Ordinance 944-An Ordinance Adopting Chapter Twelve -Employees Section 12-1-8 Salaries For The Village Of Smithton, St. Clair County, IL. to hire Courtney Munie as a full-time office employee effective July 27, 2020. Roll call was taken: Trustee Yoch aye; Trustee Becherer, aye; Trustee Rogers, Trustee Elbe, aye; Trustee Henning, aye; Trustee Mourey, aye. Motion was granted.

CODIFICATION ORDINANCE 945

Trustee Yoch reported that further discussion is needed before voting on Ordinance 945.

ANNEXATION AND BUILDING COMMITTEE

GROCERY STORE

Mayor Smallwood reported that he has spoken to the owner of the proposed grocery store. The property has been purchased. The architect has spoken to Engineer Saeger. The contractors have begun meeting. They hope to start the building in September or October 2020.

CONCRETE FLOORS AT VILLAGE SHED – No report.

SALT STORAGE BUILDING – No report.

VILLAGE HALL GENERATOR – No report.

BILLS AND PAYROLL

Trustee Becherer made a motion which was seconded by Trustee Yoch to authorize Clerk Parker to pay the payroll from June 24, 2020 through July 10, 2020. Roll call was taken: Trustee Becherer, aye; Trustee Yoch, aye; Trustee Rogers, aye; Trustee Elbe, aye; Trustee Henning, aye; Trustee Mourey, aye. Motion was granted.

COMMUNICATIONS – None.

UNFINISHED BUSINESS – None.

NEW BUSINESS

OFFICE PERSONNEL

The new office employee was unable to attend the meeting.

Mayor Smallwood reported that he and Chief Neff would like clarification from the board on the guidelines for the dumping area at the park. The Board agreed that the dumping area is for residents only, no commercial companies.

GOOD OF THE VILLAGE

Heidi Hopkins stated that she didn't get an answer earlier in the meeting as to why the existing ordinances are not being enforced. She stated that there are ordinances that have deadlines in place. The Board tried to explain again that in order to enforce the ordinances the violators must be taken to court. The court case has to be prepared carefully, which takes time. The Board stated that the homeowner is now under contempt of court, which is more progress than has been made in the past. Mayor Smallwood informed Hopkins that he will try to answer her questions when they meet.

EXECUTIVE SESSION

Trustee Elbe made a motion which was seconded by Trustee Yoch to go into Executive Session. Roll call was taken: Trustee Elbe, aye; Trustee Yoch, aye; Trustee Becherer, aye; Trustee Rogers, aye; Trustee Henning, aye; Trustee Mourey, aye. Motion was granted at 8:54pm.

Trustee Rogers made a motion which was seconded by Trustee Elbe to return to regular session. Roll call was taken: Trustee Rogers, aye; Trustee Elbe, aye; Trustee Yoch, aye; Trustee Becherer, aye; Trustee Henning, aye; Trustee Mourey, aye. Motion was granted at 9:37pm.

After returning to regular session Trustee Rogers made a motion which was seconded by Trustee Elbe to adjourn. All trustees were in favor. Motion was granted to adjourn at 9:38pm.