

**Village of Lovington
Regular Board Meeting
August 5, 2013**

Call to order: President Jim Minor called the meeting to order at 7:00 p.m.

Pledge of Allegiance: President Minor led the Pledge of Allegiance.

Roll Call found the following trustees to be present: Doug Smith, Roger Walker, Pam Anklam, Dennis Garmon, David Eckel, and Barry Morgan. President Jim Minor and Clerk Alma Fair were also present. Treasurer Katie Stanley was absent.

Guests present were David Bowers, Ralph Zancha, Meta Creek and Florence Hallford.

Those noted as requesting to speak were David Bowers, Ralph Zancha and Meta Creek

1. **David Bowers** presented the Moultrie Telecommunications, Inc. Franchise agreement - no great changes have been made to this Franchise then in years past. A payment of \$1500 and \$1600 per quarter per the Franchise has been paid to the Village. Walker asked about another company coming into Lovington – Bowers answered that any other company can come in to offer cable service and they would have the right to pursue that with the same franchise agreement that you grant the first franchisee and you can discuss having any other company come in. Garmon asked if they would need to provide their own cable plant, and the answer was yes.

A **Motion** was made by Walker and seconded by Anklam to accept the Moultrie Telecommunications, Inc. franchise agreement as presented.

YEA: Smith, Walker, Anklam, Morgan, Eckel, Garmon. **MOTION CARRIED.**

2. **David Bowers** presented a Proposal by the Drainage district – They have been working with Gary Ozier to alleviate the water that is coming into town. The proposed work site is for the removal of an electric pole at the east end of East South Railroad, across the street from Gary Click’s home. The pole has a pole light on it that is probably being billed to the Village. The Drainage District’s proposal is that the light be removed from the pole on this side of the street, and be moved north across the street to the pole that provides electrical service to Gary Click. It would give them the ability to remove that pole so they can extend from the east side of town down to the lagoon that was put in with the new sewer tile. This will help the water that comes in from the east to get away quicker. Gary Ozier told Mr. Bowers that it was so nice to see a project that works after it was completed. The drainage district does have the money to do this project. Mr. Bowers will contact Gary Click to let him know what they are planning to do.

A **Motion** was made by Eckel and seconded by Garmon to let the drainage district proceed with their plan.

YEA: Walker, Anklam, Morgan, Eckel, Garmon, Smith. **MOTION CARRIED.**

Addition comments from Mr. Bowers:

Mr. Bowers has been talking to Jeremy regarding the sanitary sewer and having Illinois Rural Water come in with their camera to see if there are any roots that they need to get rid of. Walker has talked to Jeremy about it and it can’t be done all at one time. Smith stated that he does have some money in Motor Fuel that could be used.

Mr. Bowers announced that a new siren will be installed at the firehouse on a 60 foot pole (10 feet in ground and 50 feet above the ground). This would be installed at the south end of the Fire House. It can be manually and remotely controlled for storm warning and anything else. They will be working with Sullivan on storm warnings. This should be installed the end of September or the first of November. The current one is really sick, he stated.

3. **Ralph Zancha** – Would be interested in renting the old village hall building for a firearms store. His oldest daughter would be running it. Mr. Zancha has currently been working out of his house and has quite an inventory built up and needed to see if the Village would be interested in renting to him? Walker - The current renter will be done the end of this month. Their lease ends then so the building will be available. Mr. Zancha would like to have at least a 5 year lease. President Minor said we would put it on the agenda for next month.
4. **Meta Creek** wanted to say that the old village hall looks very nice. Ms. Creek asked if anything had been done to the inside. Walker stated that nothing but painting and cleaning the carpet needs to be done on the inside. Also people have said that wall would be a great place for a mural. He said that might be a project for the community.

New Business

1. Discussion and action on Moultrie Telecommunications, Inc. Franchise Agreement was done under guests.
2. Discussion and action on Proposal by the Drainage district was done under guests.
3. **Dennis Garmon** presented the bid for purchasing new computer system for the Village Hall – QNS has proposed 2 new Dell Desktop computers, 1 Synology 3Tb NSA data Storage and 1 Ubiquiti outdoor 2.4GHz Wireless Bridge,

installed for a total of \$4,157.54. ACS software quoted annual support agreement for \$90 plus Licenses of \$250.00 on each additional workstation.

A Motion was made by Garmon and seconded by Anklam to accept the QNS proposal as presented for \$4,157.54 and ACS Software Quote as presented for \$250.00 plus \$90.00.

YEA: Anklam, Morgan, Eckel, Garmon, Smith, Walker. **MOTION CARRIED.**

4. **President Minor** presented the proposal to continue the Lovington Animal Control program. Minor stated we have been trying it for a year and he thought it has been working well and not costing us very much money. Anklam also thought it was a good program and Sue has been doing a very good job with it.

A Motion was made by Anklam and seconded by Garmon to continue with the Animal Control program.

YEA: Morgan, Eckel, Garmon, Smith, Walker, Anklam **MOTION CARRIED.**

Old Business

1. **President Minor - "Special use permit"** for beauty shop in Patty Bailey's mother's house (tabled from July 8, 2013 meeting) Walker said that Mr. Castelli, the Zoning Board Administrator, called him and there is no such thing as a special use permit. As for rezoning of one lot for commercial use, it can't be done. They can change the whole block but he can't justify that. Meta Creek is on the zoning board and since Bailey did not accept the zoning board's decision, she then came to the Village board to see what the board would say.

A Motion was made by Smith and seconded by Eckel to uphold the zoning board administrator's decision of NO to the request to rezone the property.

YEA: Anklam, Morgan, Eckel, Garmon, Smith, Walker

YEA: Eckel, Garmon, Smith, Walker, Anklam, Morgan **MOTION CARRIED.**

2. **Garmon presented the information of the 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 within the Village of Lovington. They want to secure the rates now because if they wait the rates may go higher. We are tied into them until next June. We are in with 180 other communities and they would like for us to pass the resolution tonight.

Walker recommended that we have a special meeting and have the representative here to talk to the board. Garmon will contact them and let the board know when we will have the meeting.

3. **Skate Park Committee Report**

Trustee Walker reported that The American Ramp Company was finished installing the skate park today. All that needs to be done to finish completely is pouring of the main slab - they will be here the end of this week or the first of next week to do that and then it is finished.

Correspondence - none

Minutes and action of Village Clerk

1. **Discussion and action on invoices**

A Motion was made by Walker and seconded by Garmon to accept the listed invoices.

YEA: Garmon, Smith, Walker, Anklam, Morgan, Eckel **MOTION CARRIED.**

Walker left at 8:05 pm

Discussion and action on July 8, 2013 Regular Board meeting minutes.

A Motion was made by Morgan and seconded by Eckel to accept the July 8, 2013 Regular Board meeting minutes as presented.

YEA: Smith, Anklam, Morgan, Eckel, Garmon **MOTION CARRIED.**

Left early: Walker

Treasurer's Report

There was no treasurer's report because Treasurer Stanley had just returned from out of the country and didn't have a chance to prepare it. Each board member had the bank statements in their packets for review.

Department Reports

Presidents Report – by Jim Minor

1. Update on 112 E. State St. (Stovall property) – he contacted the attorney and the deed has been signed over to us and returned to the attorney.
2. Discussion and action on current property taxes on 112 E. State St - This was taken care of last month and has been paid.

Water and Sewer Report – by Trustee Eckel

1. Water billing report – Two wells went down - they pulled out old pumps and put in new pipes and pumps. The water tests that were done haven't got good numbers yet. Jeremy will test again tomorrow and take to Springfield to see if they pass. They are pumping at full capacity and they weren't before. Morgan is trying to get insurance to pay for some of the damage because of a lightning strike. The cost is around \$16,000 plus.
2. Painted the retention tank and the diesel tank. A bid on an aerater pump at the sewer plant is \$3100.00. As long as the other two are working we can wait until winter to replace. There was a new sump pump installed at the sewer plant.
3. There are a couple of water leaks in town, which Jeremy will be fixing.

Parks and Special Projects

1. Reports – by Trustee Garmon - there are 4 hawks habituating at the park. Didn't know if anyone else has notice them. Nothing else to report
2. Aggregation funds received \$240.30 as of August 2nd with the amount to \$988.58 for the year
3. Gaming tax funds received \$1,692.88 as of July 19th with the amount to \$4,940.09 for the year

Police Report – by Trustee Anklam

1. **Police Report** – Christian would like to work on a policy and guideline for our officers. The current one isn't complete. He attended a workshop recently. It was recommended that he go ahead and prepare it then present to the board for approval.
2. Officer Gudell submitted our part time Ordinance to the Illinois Law Enforcement Training and Standards Board and it failed to include the hiring standards or reference to limited number of hours for part-time police officers. They recommended that it be updated and resubmitted. This is found in our Village Code. Anklam has a copy of Bethany's code and plans to reword it to send it to the Illinois Law Enforcement Training and Standards Board to see if they will accept it.
3. Christian would like to attend a child safety course for \$75.00. It is a 4 day course held at Decatur. President Minor asked if it was a mandatory course, if it isn't then we don't have to pay them to attend. Anklam said it wasn't mandatory.

A Motion was made by Anklam and seconded by Smith to pay him while attending the course and pay for the course which is \$75.00.

Discussion – Christian is our full time officer and the course is 8 hours per day times 4 days would not put him in overtime.

YEA: Anklam, Morgan, Eckel, Garmon, Smith **MOTION CARRIED.**

Left early: Walker

4. Animal Control Report – 3 verbal warnings, 5 stray dogs, 1 Humane Assist and 1 Wildlife.

Streets and Alleys

1. **Report** – by Trustee Smith

The Motor Fuel fund is doing well. There is about \$10,000.00 left in the fund. Some curbing needs to be replaced and Smith will present a proposal next month. Eckel said the corner of Maple and High is bad and something needs to be done there. Smith will talk to Chris to see what can be done.

Buildings and Grounds

1. **Report** - Trustee Walker left early so President Minor reported

Update on the Virginia Drive right of way survey. – The survey man is on vacation and when he returns he will get it done.

Insurance

1. **Report** - Trustee Morgan – nothing but working on getting something for the lightning strike on the wells.

Closed Session

Meeting of “The Mayor & Commissioners of a municipality organized under article 4 of the Municipal Code held to discuss matters, which relate solely to exercise their executive or administrative responsibilities.”

1. Discussion on possible land purchase – Dave Bowers was asked to stay for this part of the closed session
2. Discussion on pending legal proceedings

A Motion was made by Morgan and seconded by Garmon to go into closed session at 8:35 pm

YEA: Morgan, Eckel, Garmon, Smith, Anklam **MOTION CARRIED.**

Left early: Walker

Return to Open Session

A Motion was made by Smith seconded by Morgan return to open session at 8:45 pm.

YEA: Eckel, Garmon, Smith, Anklam, Morgan **MOTION CARRIED.**

Left early: Walker

Action on Closed Session items - none

Adjournment

A Motion was made by Morgan and seconded by Garmon to adjourn at 8:46 p.m.

YEA: Garmon, Smith, Anklam, Morgan, Eckel **MOTION CARRIED.**

Left early: Walker



Alma M. Fair, Village Clerk

September 9, 2013

Date Approved