

REGULAR MEETING OF THE BOARD OF TRUSTEES
VILLAGE OF PHILO, ILLINOIS
May 20, 2009

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

ROLL CALL: Present-Trustees Miller, Tarter and Asklund. Trustee Sappenfield arrived at 7:30 p.m. Absent-Trustee Mumma.

GUESTS: Christine Walsh, Patrick Flynn, David Laker, Dave Traxler, Leo Clennon, Bob Hale, Dave Phillippe, Paul Hendren, Susan Helmink, and Bob Rice.

MINUTES: Trustee Alta Tarter made a motion, seconded by Trustee Neal Asklund, to approve the meeting minutes of May 1, 2009. Voice vote, all "aye's," motion carried unanimously.

PAT FLYNN: Pat represented the FD&H Club and presented their plan for the Philo Farm Show/Antique Tractor Show to be held August 8, 2009 at Hale Park. After reviewing his information, the Board approved the event. Attorney Hendren noted our insurance would cover Village liability only.

BOB HALE: Mr. Hale wanted to voice concern that Philo retain its identity and unless we have a reason to deny Sean Talbott having his business, he didn't see a problem with someone selling firearms in the Village. President Pro-Temp Franks answered that we didn't say "no" to Sean Talbott, what the Board had to determine was if a firearms business was one that would qualify under the current zoning ordinance for a home business. Trustee Tarter asked Mr. Hale if Mr. Talbott had come to talk to him. Bob said that was not the case, he had read the article in the paper and wanted to voice his opinion. Trustee Miller stated she appreciated him coming and expressing his opinion

DAVID PHILLIPPE: Dave stated the next item for the Facilities Plan Study would be to determine where the treatment facility will be. Trustee Asklund asked if the money that may come to the Village, per Mr. Johnson's newsletter, can be used for the detention pond if not used for they sanitary sewer system. Mr. Phillippe has contacted Tim Johnson's office to ask about the monies, but has not heard back from him yet. He will try to get an answer for Neal. Trustee Tarter asked what the grant committee needs to be doing in regard to grants. Trustee Asklund said they would meet when Trustee Mumma gets his corn planted and give information to the grant committee.

There is nothing to report on the Route 130 drainage issue. They will concentrate on the North East drainage project. Trustee Franks stated the Village needs to pursue a lease with Grand Prairie. Attorney Hendren said President Eckert had contacted him by email that Dave Phillippe, Paul Hendren, Roger Miller and he need to meet to discuss parameters of a lease.

The Stewart & Stewart drainage work has not started yet. The Board asked about a time line and asked Dave Traxler to ask D.J. about the start date. The Trustees were in agreement that any sidewalk work must be completed by the Village, not an individual homeowner. It is okay if they want to pull out the bricks. The Village is also agreeable to sharing the cost 50/50 with the homeowner. Approximately \$14,400 of sidewalk work was listed in the 2009 MFT plan. The Trustees asked that a separate bid notice for sidewalks run at the same time as the MFT bid. Mr. Phillippe indicated Tolono's Board is conducting a study of their sanitary sewer system and their Board is to have a special meeting to discuss its findings.

PAUL HENDREN: Paul received a question in regard to Sean Talbott and the home occupancy of fire arms sales and repairs business from President Eckert asking about setting a deadline (for the requirements set by the prior board). Trustee Miller asked if there was any legal issue in regard to the ability to impose a deadline by the new Board. Paul indicated there could be some issue if Mr. Talbott had already spent money, but felt it (the motion) was better than an unclear, indefinite, and open-ended commitment by the village. Trustee Tarter asked if we can ask him to come to the next meeting to find out where he's at in complying with the restrictions. Trustee Franks likes the idea not to leave the issue open-ended. Trustee Neal Asklund made a motion, seconded by Trustee Steve Sappenfield, to pass the "Motion Regarding Sean Talbott Home Occupation 105 W. Madison, Philo, Illinois." Roll call vote; "aye's," Trustees Sappenfield, Franks, Miller, Tarter, and Asklund. Motion passed unanimously. The Village Clerk will mail a cover letter, copy of the Motion and a copy of the Meeting Dates Ordinance to Mr. Talbott with a copy to Agent Sanders.

GOLF CART ORDINANCE: Mr. Hendren stated he received an email from Trustee Tarter today with proposed changes to the original ordinance he prepared from three other ordinances. He presented the revised ordinance tonight to the Board for their review. A discussion of the items in question followed and two additions 1) page 5 - #16, added unsafe between No and modifications and 2) page 6 - added #7. Trustee Sappenfield thinks the ordinance is overkill; wonders who's going to enforce it, won't support it, but will do what is necessary if it passes. He is worried about liability and enforcement. Trustee Miller commented that the enforcement will be the toughest part. Trustee Neal Asklund made a motion, seconded by Trustee Alta Tarter to pass Ordinance No. 2009-554, "An Ordinance Authorizing the Operation of Golf Carts on the Village of Philo Public Streets." Roll call vote; "aye's," Trustees Franks, Miller, Tarter and Asklund. "Nay" Trustee Sappenfield. Motion passed by the Trustees of the Village of Philo 4 to 1. Mr. Hendren noted that the Village Present will review and consider its approval and adoption when he returns on May 26, 2009 and gave instructions to the Village Clerk in regard to the ordinance.

The request from Mr. Shipley to turn the detention pond in Shipley Estates back to the Village was discussed. Trustee Neal Asklund made a motion, seconded by Trustee Alta Tarter, to direct the Village Attorney to prepare a deed. Roll call vote; "ayes," Trustees Sappenfield, Franks, Miller, Tarter and Asklund. Attorney Hendren will get the necessary documents to Trustee Tarter and at the next meeting have an ordinance drawn up to accept the property.

Dave Traxler will talk to George LeFavre about vehicle parked in alley.

The car parked across the street from Liz Spears, on the southwest corner of the REFMC lot, was discussed. It has been there since April 9th and has current license plates. When the Spears called the County Sheriff about the situation, they indicated someone from the Village must contact them since it is on Village property. Trustee Miller will contact the Sheriff Walsh and ask that it be taken care of within one week. Paul stated we should also tell President Eckert about the vehicle and our actions.

DAVE TRAXLER: Dave reported they picked up 6 loads of brush. The fence at the north side of the tennis court is down. The trapper is done. Dave will use his own traps and if anything is caught he will contact the trapper.

Trustee Franks is not sure if Craig has talked to Dale Shipley about his bid for the removal of the asphalt at the tennis court.

The proposed drainage work on Cleveland was discussed. It was noted if the Village does the tile work, owners must hook up to it. A new structure was suggested since the existing one is brick with no bottom. Dave will ask for an estimate from D.J. Stewart. Dave Traxler wants the Board to be aware a homeowner on Cleveland may have an issue with this work.

The Trustees asked Dave to contact the mosquito sprayer. Trustee Asklund asked about filters for the air conditioners at the REFMC.

ROBERT RICE: Bob explained he made an error on the annual report and handed out corrected copies of the page involved. Mr. Rice also requested a raise and gave a written explanation of his request.

OLD BUSINESS: Larry noted that Craig has set up meetings with both Tolono and Sidney. The old water tower is down. Leo Clennon said Herschel Clennon remembers the Township built the tennis court with grant money. Trustee Franks mentioned that Craig will contact Dale Shipley about his bid for the removal of the asphalt at the tennis court. Trustee Sappenfield informed the Board the new bathrooms at Hale Park are usable. A small leach field will be installed after the end of the season. It is okay to remove the portable bathrooms. Concrete has been poured and the building will be open tomorrow night. Susan Helmink left a message at Animal Control. Susan said the contract with them automatically renews, but they can put together some numbers for changes the Board may want to make. Unscheduled trips are \$31.85 per trip. The Board feels it would be a deterrent if we have unscheduled patrols. Trustee Franks suggested the Safety Committee tell Susan or Animal Control where problem areas are. Trustee Neal Asklund made a motion, seconded by Trustee Steve Sappenfield, to contact Animal Control and schedule patrols from March through September. Roll call vote; "aye's," Trustees Sappenfield, Franks, Miller, Tarter and Asklund. Motion carried unanimously.

MFT PROGRAM: The 2009 MFT program was discussed. Mr. Phillippe noted that the current balance in the fund is approximately \$43,600 and we are adding approximately \$3,200 per month. Trustee Franks made a motion, seconded by Trustee Neal Asklund, to approve the 2009 MFT Program as presented.

It was noted that we should talk to homeowner, Mike Swaney, before doing the sidewalk work at his residence.

Aqua Illinois still plans to do a ribbon cutting ceremony at the new water tower and are still talking about asphaltting the driveways there.

Larry reminded the Finance Committee that they need to set a date to meet and allow enough time for Susan to post a meeting notice. Craig, Judy, Neal, John and Steve will arrange a meeting after June 6th.

Clerk Kirby provided salary information to the Trustees for consideration at the next meeting. Any changes will be retroactive to May 1st.

MISCELLANEOUS DISCUSSION:

TRUSTEE SAPPENFIELD: Both Steve and Tom Billman received emails that they should control the kids that come to a resident's yard during ballgames. The kids are not ball players.

TRUSTEE MILLER: Received an e-mail from Eva Kingston suggesting Philo have a burning ordinance.

TRUSTEE TARTER: Be sure random Animal Control is on next meeting agenda. Alta asked if the Board would approve the closing of Washington Street from Jackson to Harrison beginning Friday evening at 3:00 for the Fall Festival set up. The Trustees agreed to her request.

TRUSTEE ASKLUND: Suggested weeding needs to be done.

DEPUTY CLERK HELMINK: Asked if the Trustees wanted their e-mail address on the website or if they would prefer the e-mail come to the Village and have it forwarded to all. The Trustees opted for the second choice. Susan asked if the Trustees would volunteer an hour of their time on Saturday, Sept. 19th to man the information booth, between 10 a.m. to 5 p.m. She will prepare a signup sheet sometime in August or early September.

MOTION TO ADJOURN: Trustee Neal Asklund made a motion, seconded by Trustee Sappenfield to adjourn the meeting at 9:05 p.m. Voice vote; all "aye's," motion carried unanimously.

VILLAGE CLERK

PRESIDENT PRO-TEMP