

**VILLAGE OF AVISTON  
MINUTES OF REGULAR MEETING HELD ON:  
MONDAY FEBRUARY 5, 2018**

The regular meeting of the President and Board of Trustees was held on February 5, 2018 at 7:30pm in the Village Hall. In attendance were Village President Dale Haukap, Village Administrator Mike Buscher, Village Treasurer Steve Goesten Kors, Village Clerk Jennifer Jansen, Trustees Larry Harper, Randy Peek, Gary Litteken, Kurt Schmitz and Kevin Eversgerd. Employees present included Mark Taylor, Kyle Markus, Village Attorney Henry Bergmann and Village Engineer Pat Netemeyer. Guests included Justin Vonderhaar and Kelly Kampwerth.

**1. GUESTS:**

Kelly Kampwerth was present to observe a meeting for Mr. Peter's class.

**2. WATER UPDATE:**

Justin Vonderhaar has the pay request from Caldwell Tanks for the demolition of the water tower and the retainage down to 5%.

Caldwell Tanks - \$90,479.25

HMG - \$97,950.37

A motion to submit loan disbursement request in the amount of \$188,429.62 to the State was made Gary Litteken, second by Randy Peek. Motion carried 5-0.

Justin stated they received a letter from the State that included the loan agreement. Justin will contact the State to find out what the paperwork is all about and what the next step is.

Kurt asked Justin if HMG can put a letter together regarding our water system, work performed, etc. for the Village for Economic Development. Kurt asked for an overall review from beginning to end for the Village to have. Justin stated he will get this together soon.

Dale stated there were issues at the plant this past week and asked Justin what was going on with it. Justin stated that part of the problem is a valve along the Breese line. Justin stated when they opened the valve it disturbed the system. Justin stated that there was a resident in town that contacted him over the weekend regarding dirty water in their house but no one else in the area has experienced the issue. Justin also stated they need to check the turbidity meter to see why it's not working properly. Justin will get with Gary as soon as he is back to check on this meter.

**3. MINUTES:**

The minutes of the previous meetings were available for review. A motion to approve the minutes as amended was made by Kurt Schmitz, second by Kevin Eversgerd. Motion carried 5-0.

-Sexual Harassment Ordinance – The Sexual Harassment Ordinance that was passed at the January meeting was discussed. Henry Bergmann reviewed the ordinance and believes that the ordinance, in its entirety, should be inserted into the Code under Chapter 2, Employees.

**4. FINANCIAL REPORT:**

Steve Goesten Kors reviewed the monthly financial report. Steve stated we collected a little over \$188K and disbursed a little over \$190K. Steve did mention it was a positive month for the Sewer Fund.

GF – Steve mentioned there were 3 pay periods in the month of January. Surplus funds YTD are \$49,133.42.

WF – \$11K in surplus funds this month and \$143K surplus YTD. Large expenditures were in repairs and maintenance at about \$5,200.

SF – A surplus of \$3700 noted for the month. A YTD deficit of \$27K was still noted.

PF – Normal receipts.

MFT – Normal receipts. No expenses noted.

RLF – All loans are current. Steve stated the State is still working on how the process will work on how we collect this and how we remit.

A motion to approve the financial report and pay the bills was made by Kurt Schmitz, second by Kevin Eversgerd. Motion carried 5-0. Randy had a question for Al Billhartz so it was asked to hold the bill until clarifications were made.

-Sewer Rate Ordinance – Jenny stated that in reviewing the Chapter on sewer rates that the correct area was not in the book. It was stated that this can be added.

## **5. POLICE REPORT:**

Mark Taylor presented an updated monthly police report per request of the Employee Committee. Mark then reviewed current items that the police department is in need of or will be in need of in the near future. This list included a newer laptop, radar units, moving radar units, and a camera for the office. Larry asked Mark to get a prioritized list together for the next meeting.

-AERA – No report.

-**Amended Inoperable Vehicle Ordinance (2018-2-1)** – An amended inoperable ordinance was presented. A motion to approve this ordinance was made by Larry Harper, second by Kurt Schmitz. Motion carried 5-0.

## **6. PARK DISTRICT:**

Gary Litteken attended the Park District meeting and had a report for everyone in their packet. Gary mentioned that the PD is planning to have Tom Santel check the trees near the main pavilion before doing anything with them. They are also looking into the drainage issue at the dugouts, lights along the walking path, and new playground equipment at the lower pavilion. The PD did purchase doggie bags and 4 stands for along the walking path.

## **7. CURRENT PROJECTS:**

-Spring Street Project – No report.

-Construction Entrance at Restaurant – This will start soon, weather pending.

-Village Hall Remodel – Kyle reported that the progress is going well and currently we are waiting on Sudholt Sheet Metal. Budget might be a little higher than anticipated.

-Garbage Contract – A proposed contract from Republic Services was emailed to everyone last week for review. Henry will review this as well and a decision should be made by the March meeting.

-Raffle & Poker Run – Henry reviewed the application from the Legion regarding the Queen of Hearts and stated it looked fine. Henry suggests modifying the current ordinance with limitations as the State law requires on the application. The Board stated there are a couple of modifications they would like to make when this game is over. These would include limiting the

participants, a minimum raffle amount and maximum raffle amount. Jenny will get these notes to Henry for review.

## **8. VILLAGE ADMINISTRATOR'S REPORT:**

-TIF – Mike spoke with David Elkin regarding the Dollar General. Mike stated he has received some information for all to review. Mike also has a complete cost on this project. Mike said Project 2, Excel Bottling, and stated that the only contenders for them are Breese and Aviston. Mike reviewed the plan and process relayed to him. Mike stated their only concern was our water quality, quantity and cost. Mike reviewed other lots purchases and what could possibly go on these.

-2018 MFT – Mike and Gary worked on a budget. The Resolution will be for \$66,837.00. A motion to approve the resolution was made by Gary Litteken, second by Randy Peek. Motion carried 5-0.

-Frontier Industrial Park – Mike stated there is a revised agreement in everyone's packet for Kues. The only difference related to the sewer taps, utility easement, fee pay schedule and the time frame on the installation of utilities. Pat stated there are minor things they can do to adjust without IDOT changes being required. Shirley Frey has returned her easement paperwork.

-RLF – Mike will be attending a meeting in February and will know more information then. He asked the Board to approve the sidewalks long the south side of Old Route 50, 2 blocks. A motion to approve this was made by Larry Harper, second by Kurt Schmitz. Motion carried 5-0.

Dale mentioned he talked with Gentz's about possibly selling the property along Rt. 50.

Mike stated there was a comparison on property and sales taxes for local communities in their packets for review.

-Intergovernmental Agreement – The Agreement was emailed out for all to review, including Henry. Henry stated there is no problem with us signing. A motion for Dale to sign was made by Kurt Schmitz, second by Larry Harper. Motion carried 5-0.

-AT & T – Jenny stated she has spent numerous hours on the phone with AT & T to get a break down an all lines we have. Jenny will present actually costs and line comparisons at the March meeting.

## **9. ZONING ADMINISTRATOR'S REPORT:**

Gary Rakers was not present however the zoning minutes were present for all to review. There was nothing in the minutes to refer to the planned development portion of John Kues' lot. Jenny is to ask the Zoning Board about if they record their minutes and if so, are these correct.

## **10. PUBLIC WORKS DIRECTOR'S REPORT:**

-Maintenance Shed – No report.

-Generators – Randy stated he went to Oakley to look at generators. Randy stated we would not be interested in this one in particular. Randy stated Oakley will rent out generators if needed but that we do need to look into one for Second Street.

-Curbing on W. Second Street – Dale updated the Board that the curbing repair. There were a few spots that needed repaired and Dale authorized getting these done all at once.

-Water Tower Barrier – Dale asked what we would like to put around the area, on the south side, to keep people away.

-Cross Access Agreement – Pat reviewed the email between himself and Henry regarding the agreement. It was stated to insert a time limit, not perpetual and there would be firm description of the property. Village Board recommended a 30 year agreement, building to building.

**11. NEW BUSINESS:**

Jenny mentioned that there are several properties in the area that should be considered for forced annexation. The Board was informed and no action was taken.

A motion to enter into executive session was made by Randy Peek, second by Kurt Schmitz. Motion carried 5-0. Time was 9:26pm.

Village Board discussed property/TIF items and employees.

A motion to exit executive session was made by Randy Peek, second by Kurt Schmitz. Motion carried 5-0. Time was 10:29pm

Minutes of executive session were taken by Kevin Eversgerd.

A motion to adjourn was made by Gary Litteken, second by Randy Peek. Motion carried 5-0. Time was 10:30pm.

Jennifer Jansen, Village Clerk