

VILLAGE OF PEOTONE
VILLAGE BOARD
MINUTES OF SEPTEMBER 9, 2013

THE PLEDGE OF ALLEGIANCE WAS LED BY THE VILLAGE PRESIDENT, RICHARD DURAN.

PLEDGE OF ALLEGIANCE

THE REGULAR MEETING OF THE PEOTONE VILLAGE BOARD OF TRUSTEES WAS CALLED TO ORDER AT 7:00 P.M. AT THE MUNICIPAL COMPLEX HALL, 208 E. MAIN STREET, PEOTONE, ILLINOIS; THE VILLAGE PRESIDENT, RICHARD DURAN, PRESIDING. THE FOLLOWING BOARD MEMBERS ANSWERED ROLL CALL: MR. REICHERT, MR. HUPKE, MR. WICKER, MR. CALLAHAN, AND MR. FORSYTHE. TRUSTEE HACK WAS ABSENT. ALSO PRESENT WERE THE ADMINISTRATOR, ENGINEER, ATTORNEY, POLICE CHIEF, MS. SWIDERGAL, AND LIBRARY DIRECTOR BORMET.

ROLL CALL

MOTION BY HUPKE, SECONDED BY FORSYTHE, TO APPROVE THE MINUTES OF THE AUGUST 26, 2013, REGULAR VILLAGE BOARD MEETING AS WRITTEN. HUPKE, FORSYTHE, CALLAHAN, WICKER, AND REICHERT VOTING AYE; MOTION CARRIED.

MINUTES

MOTION BY WICKER, SECONDED BY REICHERT, TO APPROVE THE PAYROLL AND TO APPROVE THE ACCOUNTS PAYABLE IN ALL CATEGORIZED FUNDS AS PRESENTED. WICKER, REICHERT, HUPKE, FORSYTHE, AND CALLAHAN VOTING AYE; MOTION CARRIED.

PAYROLL & ACCOUNTS PAYABLE

PUBLIC COMMENT - LIBRARY DIRECTOR BORMET INVITED EVERYONE TO MEET THE NEW DIRECTOR ON SEPTEMBER 21, 2013, FROM NOON UNTIL 2:00 P.M.

PUBLIC COMMENT

POLICE CHIEF REPORT - CHIEF STATED THAT BETWEEN THE BOMB THREAT, TRAIN DERAILMENT, AND THE FAIR, AUGUST WENT QUICK.

POLICE CHIEF REPORT

ENGINEER REPORT – THE CURB WORK HAS BEGUN ON THE STREET PROJECT.

ENGINEER REPORT

MS. SWIDERGAL WAS PRESENT TO REQUEST THAT HER NEIGHBOR'S TREE BE DECLARED A NUISANCE. SHE EXPLAINED THAT THE DEAD TREE HANGS OVER HER GARAGE AND IF THE TREE FALLS OVER, IT WILL FALL ON HER GARAGE. SHE SAID THAT SHE HAS CONTACTED THE NEIGHBOR AND SENT HER A REGISTERED LETTER CONCERNING THE TREE. THE NEIGHBOR CANNOT AFFORD TO TAKE THE TREE DOWN AND NEITHER CAN SHE. SHE STATED THAT STREET MANAGER BLOGG LOOKED AT THE TREE AND AFFIRMED THAT IT WAS DEAD. MS. SWIDERGAL ASKED IF THERE WAS ANYTHING THE VILLAGE COULD DO. SHE STATED THAT SHE HAD READ THE NUISANCE ORDINANCE AND INQUIRED WHY TREES WERE EXCLUDED.

TREE NUISANCE SWIDERGAL

THE BOARD MEMBERS LOOKED AT THE PICTURES OF THE TREE AND DISCUSSED THE TREE LOCATION IN THE BACK YARD. MR. GRAY EXPLAINED THAT THE CURRENT VILLAGE POLICY DEALS WITH TREES IN THE RIGHT-OF-WAY AND NOT THE TREES ON PRIVATE PROPERTY. THE PRESIDENT STATED THAT THE ISSUE WOULD BE A CIVIL MATTER AND VILLAGE ACTION WOULD SET PRECEDENCE FOR OTHER RESIDENTS TO ASK THE VILLAGE TO TAKE DOWN THEIR BACKYARD TREES. THE VILLAGE INSURANCE RELAYED THAT THE VILLAGE WOULD BE OPEN TO A LIABILITY AND THE ASH BORER POLICY ONLY COVERS PARKWAY TREES. NONE OF THE BOARD MEMBERS WANTED ANY HARM TO COME TO ANY RESIDENTS OR PROPERTY. ISSUING A CITATION WAS DISCUSSED, BUT THAT, AGAIN, BROUGHT BACK THE ISSUE OF VILLAGE LIABILITY. TREES ON PRIVATE PROPERTY HAVE ALWAYS BEEN CONSIDERED A PRIVATE MATTER. IF THE BOARD CHOSE TO, IT COULD CHANGE THE ORDINANCE TO INCLUDE TREES IN THE NUISANCE ORDINANCE. THE VILLAGE ATTORNEY ADDED THAT THIS

WAS NOT A TYPICAL SITUATION IN WHICH VILLAGES GET INVOLVED. THE BOARD DISCUSSED TABLING THE ISSUE UNTIL MORE INFORMATION COULD BE OBTAINED.

MOTION BY HUPKE, SECONDED BY CALLAHAN, TO TABLE ACTION REGARDING DECLARING DEAD TREES A NUISANCE UNTIL THE NEXT BOARD MEETING WHEN MORE INFORMATION CAN BE OBTAINED. HUPKE, CALLAHAN, FORSYTHE, REICHERT, AND WICKER VOTING AYE; MOTION CARRIED.

MR. LORENZ OF 1001 MALLARD LANE HAS SUBMITTED A FENCE VARIANCE REQUEST TO INSTALL A SIX FOOT PRIVACY FENCE ALONG THE REAR LOT LINE OF THE PROPERTY.

**RES. 13-R10
FENCE VARIANCE
1001 MALLARD**

MOTION BY FORSYTHE, SECONDED BY HUPKE, TO PASS RESOLUTION 13-R10 – A RESOLUTION REGARDING A VARIANCE FOR THE ALLOWABLE FENCING AT 1001 MALLARD LANE. FORSYTHE, HUPKE, WICKER, CALLAHAN, AND REICHERT VOTING AYE; MOTION CARRIED.

FOUR BIDS WERE RECEIVED FOR THE 2013 SIDEWALK REPLACEMENT PROGRAM. THE LOWEST BIDDER WAS J&J NEWELL CONCRETE CONSTRUCTION IN THE AMOUNT OF \$40,133.60. THE VILLAGE BUDGETED \$50,000.00 FOR THE PROJECT. AT THE UNIT PRICES QUOTED, THE VILLAGE MAY ADD ADDITIONAL WORK TO THE PROJECT.

2013 SIDEWALK BID AWARD

MOTION BY WICKER, SECONDED BY FORSYTHE, TO AWARD THE 2013 SIDEWALK REPLACEMENT PROJECT BID TO J&J NEWELL CONCRETE CONSTRUCTION, THE LOWEST BIDDER, AT THE UNIT PRICES QUOTED NOT TO EXCEED \$50,000.00. WICKER, FORSYTHE, CALLAHAN, REICHERT, AND HUPKE VOTING AYE; MOTION CARRIED.

THE NEW BILLING CLERK/ASSISTANT TO THE ZONING ADMINISTRATOR, STACEY HARTWELL, HAS SUCCESSFULLY COMPLETED HER PROBATIONARY PERIOD.

BILLING CLERK RATE ADJ.

MOTION BY WICKER, SECONDED BY FORSYTHE, TO ADJUST THE PAY RATE FOR STACEY HARTWELL TO \$14.00 PER HOUR EFFECTIVE SEPTEMBER 1, 2013. WICKER, FORSYTHE, REICHERT, HUPKE, AND CALLAHAN VOTING AYE; MOTION CARRIED.

STATE REPRESENTATIVE SIMS HAS REQUESTED TO USE THE VILLAGE HALL MEETING ROOM TO SPEAK WITH THE RESIDENTS. SATURDAY, OCTOBER 12, 2013, FROM 10:00 A.M. TO NOON HAS BEEN SCHEDULED FOR REPRESENTATIVE SIMS TO MEET WITH THE RESIDENTS.

ANNOUNCEMENTS

MOTION BY HUPKE, SECONDED BY FORSYTHE, TO ADJOURN THE REGULAR MEETING OF THE PEOTONE VILLAGE BOARD OF TRUSTEES AT 7:32 P.M. HUPKE, FORSYTHE, CALLAHAN, WICKER, AND REICHERT VOTING AYE; MOTION CARRIED.

ADJOURNMENT

Donna Werner
Village Clerk