

**MINUTES OF THE
REGULAR MEETING OF THE
BOARD OF TRUSTEES
October 5, 2010**

A meeting of the Village of Tolono (“Village”) Board of Trustees (“Trustees”) was held on Tuesday, October 5, 2010. The following Trustees were present: Vickie Foley, Mike Golish, Jeff Holt, and Jeff Revell. Trustee Jim Snodgrass was absent. Others present were Village Maintenance Supervisor Russell Curry and Attorney Marc Miller, Mayor Plackett, and Clerk Dixie Phillips. Mayor Plackett called the meeting to order at 6:30 p.m.

Following a motion made by Ms. Foley and seconded by Mr. Revell, the minutes of the regular meeting on September 21, 2010 and the Special Meeting on September 28, 2010 were approved as presented.

Public Comments:

Jacque Miller presented a petition containing approximately 340 signatures asking the Board to rescind the telecommunication tax that the Board approved. She also requested the income, expenditures, budgets, and audits of the Village for the past five years under the Freedom of Information Act. These will be supplied to her within five days.

Shelia Davis also said she was against the telecommunication tax. She also asked the Board if there was going to be a grocery store brought into town, possibly an Aldi’s, and Mayor Plackett told her that at this time he did not know of interest as of now.

Frank Krasnowski asked the Board if the telecommunication tax was presented to ICC and to the residents before voting it in, and Mayor Plackett told him that it didn’t have to present and that the Board had the power to initiate the tax.

Randy McFall told the Board that he knew all their eggs were in one basket for the overpass with TIF money but he was asking for TIF assistance for expansion of the dairy bar. He told the Board the information he had received and that he meets the three conditions to obtain assistance through TIF as told to him by the Village’s TIF attorney. He said the sales price for the strip, which would have to be purchased as one piece of property, is \$90,000 and that he would need approximately \$40,000 to make the changes needed to expansion. Mr. Holt said that that was one of the reasons he felt the overpass should be presented as a referendum to the Village residence so that the TIF money isn’t spent in one place. Mayor Plackett and Mr. McFall will meet again with the TIF attorney.

Mayor Plackett reported that he and Russell Curry are to meet with Pat Gleason on Wednesday, October 6, 2010, to discuss retaining him to analyze the water/sewer department for the Village. Mayor Plackett said that there was grant money for this project and that they will be looking into that as well.

Reports:

Larry Johnson of Foth advised the Board that the Benham Street culvert was completed and that he would be sending a letter to the Illinois Department of Transportation stating so. Mr. Curry said that there some re-asphalting done tomorrow morning tentatively and that that would complete the project.

Mr. Curry said that DJ Stewart had gotten the remaining tile cut at 6 Bourne, cameraed it, removed the roots, and that it looks good now. Mr. Holt asked if he could ride with Mr. Curry some time to inspect the manholes so that he could be educated on the updating of old manholes and it was agreed that Mr. Holt could be involved. Mr. Curry said the salt had been ordered for the winter; one truck has been repaired, and was awaiting the repair okay on the other one. He also reported that he is getting an estimate for roof repair on the old fire station.

Old Business:

Clerk Phillips read a letter dated October 5, 2010 from Marc R. Miller to Board of Trustees concerning the agreement with Hutchins' farm and the Village of Tolono. Following the reading, there was much discussion because of the demands made by the attorney for the Hutchins farm. Dave Hansen asked that the Board to honor its promise to continue with imminent domain proceedings. Mayor Plackett told him and Board that he would veto such a vote because he feels negotiations are now beginning and he wants to resolve the matter by an agreement. Mr. Holt said that the only reason they were negotiating now was because of the threat of imminent domain and that the Board could override the Mayor's veto. Mayor Plackett said that would be another two weeks before they could do that and why not wait to see what happens with the negotiation. A straw vote was taken on whether the Trustees would vote for the legal proceedings if the negotiations fell through and the majority said they would vote to proceed if there was no agreement. Following further discussion, Mr. Revell asked the southwest residents present if they would be willing to pay for some of the legal fees to file an imminent domain proceeding, and Mr. Hanson and others said that no other residents were asked to pay legal fees for drainage problems to be fix so why were they being singled out because they pay taxes and their tax dollars are and have been used for other draining to be fixed in town. Mr. Golish said that he felt the negotiations should be discussed in Executive Session, at which time the discussion stopped.

New Business:

A motion was made by Ms. Foley and seconded by Mr. Revell funds as approved at the Special Meeting of the Trustees on September 28, 2010 as follows from the TIF to:

Water:	\$ 12,826.40
Sewer:	\$ 43,920.54
Streets/Alleys	\$ 17,196.61
General:	\$ 40,097.51
MFT:	<u>\$ 13,098.49</u>
TOTAL:	\$127,139.66

The following votes were cast, and the motion passed:

Rena Anderson - Yes	Vickie Foley - Yes	Mike Golish - Yes
Jeff Holt – Yes	Jeff Revell – Yes	Jim Snodgrass – Absent

Mayor Plackett advised the Board that the auditors would be here Thursday to transfer the funds into Quick Books.

The next item of New Business was a request from Jim and Cathy Compton as to why a \$50 fee was required to obtain a Special Events Permit. Ms. Compton said she had spoken to the former mayor, Cecil McCormick, and was told that it was for revenue for police; i.e. barricades and extra patrol, if needed. Following a motion by Ms. Foley and second by Mr. Revell to waive the permit fee for the Comptons, a vote was taken and the motion passed.

Pay Bills: Following a motion made by Ms. Foley made a motion to pay the bills, seconded by Mr. Revell, the following votes were cast, and the motion passed:

Rena Anderson - Yes	Vickie Foley - Yes	Mike Golish - Yes
Jeff Holt – Yes	Jeff Revell – Yes	Jim Snodgrass – Absent

Executive Session

At 8:01 p.m., Mr. Golish made a motion to enter into Executive Session for the limited purpose of discussing pending litigation and the acquisition of real estate relating to the southwest drainage project. Following a second by Ms. Foley, roll call was taken, the following votes were cast, and the motion passed:

Rena Anderson - Yes	Vickie Foley - Yes	Mike Golish - Yes
Jeff Holt – Yes	Jeff Revell – Yes	Jim Snodgrass – Absent

At 8:39 p.m., Mr. Golish made a motion to leave Executive Session. Following a second by Ms. Foley, the following votes were cast, and the motion passed:

Rena Anderson - Yes	Vickie Foley - Yes	Mike Golish - Yes
Jeff Holt – Yes	Jeff Revell – Yes	Jim Snodgrass – Absent

There being no further business to discuss, Ms. Foley made a motion to adjourn the meeting, seconded by Mr. Revell. The meeting adjourned at 8:44 p.m.

Respectfully submitted,

Dixie L. Phillips, Clerk