

**MINUTES OF THE
REGULAR MEETING OF THE
BOARD OF TRUSTEES
November 3, 2009**

A meeting of the Village of Tolono ("Village") Board of Trustees ("Trustees") was held on Tuesday, November 3, 2009, pursuant to notice. The following Trustees were present: Vickie Foley, Mike Golish, Jeff Holt and Jeff Revell. Trustees Steve Bonner and Jim Snodgrass were absent. Others present were: Mayor Plackett, Clerk Dixie Phillips, Attorney Marc Miller and Engineer Tom Overmeyer. Mayor Plackett called the meeting to order at 6:32 p.m.

The first order of business was the reading and approval of the minutes for the regular meetings held on October 20, 2009. Following a motion made by Mr. Golish and seconded by Mr. Revell, the Trustees approved the minutes as presented by Trustee Foley.

The second order of business was the review and approval of the Treasurer's Report. Following a motion made by trustee Revell and seconded by Trustee Golish. Trustees Golish and Revell voted aye; Trustees Foley and Holt voted nay because they had not had time to review it properly. Therefore, Mayor Plackett had to break the tie and he voted aye, allowing the report to be approved pass as presented.

Public Comments:

Roger Bauer addressed the Trustees concerning the vacation of the alleys and two streets in connection with the estate of his mother-in-law, deceased. Mr. Miller will contact Mike McCormick, the other attorney involved, and attempt to get the matter moving. Marc will advise when it is ready to be placed on the agenda, possibly the first meeting in December.

Old Business:

Engineer Overmeyer updated the Trustees on the southwest drainage issues and said that the title work is ready to be ordered and easements can be prepared. Mr. Overmeyer will prepare such and present to Attorney Miller for his review, then onto the property owners for their signatures, and then an agreement will be ready to sign, hopefully by Spring 2010. The agreement will be for a 15" line.

Mr. Overmeyer also reported the DJ Stewart was still waiting for equipment for his camera and that the rain had been preventing him from completing the task. The Trustees were informed that he was doing this when he wasn't busy otherwise and Trustee Foley suggested that since the Village is paying him for the work, he needs to put the village on top of the list and get the work done. The Trustees agreed. Mr. Overmeyer will advise Mr. Stewart and tell him we need the preliminary report for the December 1, 2009 meeting of the Trustees. A special meeting of the Trustees will be held December 8, 2009 as an information meeting for the public.

Mr. Overmeyer also reported that he was just getting started on Walnut Street and he will ask IDOT for a speed study and if the 35 mph sign can be moved further north.

Mr. Overmeyer also stated that he had met with State representatives Rose & Ryder and that it would be wise for the Village to go ahead and file a petition to get funds obligated by June 2010. He also said that at that time there would have to be a public meeting. Mr. Overmeyer also said that bond money is available at 2.5% interest with a refund rate of 30%. Trustee Holt suggested that we have all our ducks in a row prior to committing to that kind of money. Trustee Foley said that once we go over everything, will we still need the overpass. The possibility of an underpass was discussed but was not thought to be an option because of the Canadian National Railroad. However, that remains a possibility.

Mr. Plackett advised the Trustees that the audit report should be sent to the office electronically and that he would get it to the Trustees for their review.

New Business:

The review of the tax levy was held over until the 11/17/09 meeting and a package will be sent to the Trustees for the review.

The TIF and option agreement may be placed on the 12/01/09 agenda and one will be contingent upon the other.

Trustee Foley made a motion to approve a sewer credit to Ruby Revell/Jamie Searson at 307 W Linden Street in the amount of \$98.57, seconded by Trustee Golish. Following roll call, the motion was unanimously passed.

Trustee Holt advised the Trustees that Christie Clinic is going to donate their green lit trees that hung on the outside of their buildings to the Village.

Trustee also asked for clarity on the payment of the lawsuit and was told that \$40K was to be paid by the Village and \$10K paid by the insurance company for a total of \$50K.

Trustee Holt suggested that the Trustees entertain the idea of seeking new counsel because he did not feel representation is complete and appropriate at this time. Because that involves personnel it could not be discussed in open session.

The liquor ordinance codification was briefly discussed. Trustee Foley suggested that the Village make sure all outside beer gardens are enclosed properly because of underage children.

Trustee Golish made a motion to pay the bills, seconded by Trustee Revell; following roll call, the motion unanimously passed.

There being no further business to discuss, Trustee Holt made a motion to adjourn the meeting, seconded by Trustee Golish. The meeting adjourned at 8:15 p.m.

Respectfully submitted

Dixie L. Phillips, Clerk