

Mark Brining made a motion to adjourn the meeting and was seconded by Liz Rench. Votes were all Ayes – No – Nays.

Adjourned Open Session at 8:19 PM

Approved for publication by the Board of Trustees of the Village of Mapleton on October 16, 2018.

Patricia A. Briggs

Mike Beecham made a motion to go into Executive Session and was seconded by Mark Brining. Votes were all Ayes – No – Nays.

Open Meeting adjourned at 7:48 pm

d) EXECUTIVE SESSION pursuant to Section 2(c)(1) of the Open Meetings Act for purposes of discussing the employment, discipline, performance, or dismissal of specific employees of the Village.

Open Meeting resumed at 8:07 pm - All trustees and mayor are present.

Attorney – Mike made a motion that we notify Miller, Hall & Triggs that by majority vote they no longer represent the village and was seconded by Liz Rench. Votes were all Ayes – No – Nays. Motion Passed

Mike had spoken with another firm, Eliff, Dancy, Bosich and to discuss a contract and possible employment to present to the board as replacement attorney. Mike made a motion to hire them as our attorney. Harvey asked how the board will control cost with a new attorney. What will be different. Mike stated that there shouldn't be any need for the attorney to be present at our board meetings. The Zoning Committee should review complaints and ordinance violations and refer to the attorney only when action is needed. Mike was asked to bring the attorney he is recommending in for an interview with the board. Mike withdrew his previous motion. Liz recommended a special meeting to interview attorney(s). Mark Foust stated that he has a zoning has an issue that might be needing council. Rodney Smith stated he wants to see monthly zoning meetings to review the Municipal Code and knock out 5 chapters to get it done.

The treasurer let the board know that she has no way to get balances at this time as there isn't a working budget. The budget was incorrect and it has to be re-written because the numbers were wrong. Peggy spoke with Rhonda Hodges and she said there is no quick way to get that done. Peggy was asked to get Rhonda in to go through the budget and get it taken care of. Liz said get it done yesterday.

e) Announcements

No announcements

f) Additional Business if any

Liz asked if the packets for election were getting passed out and the clerk said yes, but they cannot petition for signatures until the 18th of September.

Harvey informed the board that he will be in Louisiana for training on the day of the October board meeting and asked if it could be switched. After some discussion it was decided the meeting would be changed from Thursday, October 11 to Tuesday October 16th. Clerk will post the change on our website and on the bulletin boards at the village hall and post office and notify the media of the change.

Harvey stated that the smells were really bad over labor day. Mark Foust though the hot humid weather caused it to be worse than usual. The Mayor said they can control the smell. Alice Dailey stated that the industries on 24 have a community meeting and no one shows up. She suggested residents should go to the meeting and let them know how bad the smell is. She stated that there will be in October. Clerk will find out when the meeting is and post on internet and at the post office. All residents do receive notice of the meeting.

e. Digging on Astle Lane

Mark Brining stated that at the end of Astle Lane there is a drainage issue and Rodney thinks they can get the drainage away from the resident. The only operator he can find is Walker to bring in and do that digging. He doesn't think it will be a big deal. He also stated that the culvert will probably get torn up digging it out and it is \$135 for the new culvert. Liz asked if several we have on hand could they be banded together instead of buying one? Fred says there are culverts at the water tower but wasn't sure what size they are. Rodney says the ditch is silted over and needs to be cleaned out and it is our responsibility to take care of it. Mike asked Mark to get a quote and bring it in. There was concern that cleaning out the ditches would remove ornamental plants and landscaping material. Mark stated that the residents will be notified to remove plants. Liz asked Mark if he thought it could all be done for the \$10,000 allocated previously and he thought it might be possible. Mark Foust asked if the operator and equipment from Kingston Mines could be hired and Mark Brining said every time he asks he says he's too busy. Mark Foust will talk to him. Mike reminded everyone that whoever we hire will have a check on their insurance.

Mark Brining stated he has someone who has a backhoe and Carl said he would train him in operating it and he would be able to do some of the work. Liz stated that the new house on left side of Reed City road has lots of equipment and has been clearing out the woods. Mike Beecham said the obvious choice is for Walker since they have the experience but try to get it done by someone else that would be cheaper. Liz stated that Astle Lane has been flooded so long that we need someone down there to fix it that knows what they are doing. Mark Foust thought the Kingston Mines resident would be trained already and might be cheaper. Liz asked Mark to get a quote, have a meeting with Streets & Alleys and if you can keep it in that \$10,000 allocated for Walker we'll use them, but if not get a quote and bring it in. Mark tried to get a lease for the summer but couldn't find anything. Someone recommended talk with Dan Wissel Excavating. Mark Foust will check with David Rudd and maybe Hollis Township too.

d) **Streets and Alleys – Mark Brining**

Mark stated that he has run out of workers. He even a volunteer but he doesn't show up for work and doesn't call for 2 or 3 days. Mike said Vickie Lynn needs to be fixed and get some cold patch on the culvert on Vickie Lynn as well. Mark Foust stated he knows several people who might want to work. Mark asked him to get them to fill out applications.

e) **Zoning and Code Enforcement – Mark Foust**

Mark stated that the committee officially closed out three violations and sent out letters to the residents to let them know. There were no new complaints at the time of the committee meeting.

9) Mayor's Report

Nothing to report right now

10) New Business

a. **Amend solicitation Ordinance 2018-09-13-1**

Mark Foust made a motion to approve 2018-09-13-2 and was seconded by Liz Rensch. Votes were all Ayes – No – Nays. Motion Passed

The board suggested getting additional information as to how they would be going through the village, by foot or vehicle and having them wear shirts or badges so people could tell who they were. Clerk will give them a copy of the permit to show they have been vetted and we will post the permit at the post office and on our website letting residents know.

b. **Amend Section II Chapter 2-26 giving Zoning Committee authorization to enforce all violations in Municipal Code. 2018-09-13-2**

The Mayor said it left out the mayor's authorization and the Illinois State Statute overrides that. Mike read the statute and does not believe it says the mayor has the authority. The mayor recommended presenting it to the corporate authority before it is enforced. Mike explained that it costs the village money and that if it is a zoning issue that it needs to be addressed by the zoning committee. Mike motioned to accept the 2018-09-13-2 and Mark Brining seconded. Votes were all Ayes – No – Nays. Motion Passed

c. **Dumpster Days**

Fall dumpster days. Mark reminded the board that we paid for a dumpster in the summer but we have a free one we can use in October or November.

After a brief discussion it was decided that the weekend of November 2-4 would work and clerk will put it in the October newsletter.

d. **Odors from plants on Route 24**

the Vickie Lynn repair. He thought at least 2 tandem loads of gravel will be required. Mike asked if this will be the last big project and Mark responded that he thought it would be. Liz modified her motion to accept the bid as long as it doesn't exceed \$10,000. Mike seconded. Votes were all Ayes – No – Nays.

Motion Passed Auditor for the Village (Treasurer & Finance)

Mike Beecham said the Finance Committee was recommending that we hire Gorenz & Associates to be the auditor for the Village. Mike motioned to accept Gorenz & Associates and was seconded by Mark Brining. Votes - All Ayes Motion Carried.

c) Demolition of W. First Street (Finance & Zoning).

Mike Beecham stated that lawyer costs have been out of control and we are going to be looking at substantially more cost to pursue. Mike made a motion to have the attorneys dismiss this suit and was seconded by Harvey. Votes were all Ayes – No – Nays. Motion Passed

8) Committee Reports (No motions can be made during reports)

a) Finance Committee – Mike Beecham

Mike said he didn't have much to talk about but that the new treasurer, Peggy is doing well, and not needing as much assistance. She is doing a great job. Mike is stated he is just trying to clean up some of the costs that seem to be excessive and save the village some money.

b) Health and Water – Harvey Stidham

Harvey stated that he, Mark & Fred, have had lots of calls for leaks. At this time, we are replacing regulators to see if it helps. With one resident, it turned out that the water softener had deteriorated and had plugged up their lines. The Church also needed a new regulator. Harvey said the village purchased 5 regulators. He feels the failure rate is high and thinks they may be reaching the end of their life. They are rusting and sticking.

Mark brought up that a break in a line between the meter and a residence could cost upwards of \$2,000 to repair and he thought we should investigate insurance that we could provide to our residents at around \$3.00 per month per residence as an insurance against the lines from the meter forward. We wouldn't make it mandatory, they would be able to opt out, but if we get enough people who want it, it might be a good idea. It was suggested that someone on the water committee talk to T-L or Illinois American about it.

Harvey said he would call and get the numbers. Our water engineer stated that only one resident had a water line leak since 2004. Lines are mostly poly, but a few are copper and brass. It was also suggested that we could send out a survey with the water bills to see what interest people had. Clerk will check with CUSI to make sure this is an option with our billing system.

c) Liquor – Carl Bishop

No new licenses. No newcomers.

zoning committee to come up with a resolution by the next meeting and Liz seconded. Votes were all Ayes – No – Nays. Motion Passed The Mayor told Mark Foust he would recommend talking to the attorney before taking action.

c) Alice Dailey

Alice Daily introduced herself as a former trustee, among other duties for the village. She submitted the third petition signed by the residents of the Village of Mapleton asking Carl Bishop for his resignation. The petition and exhibits are available for view in the office. She stated that he became the mayor on May 9th and will be in effect until May 2021. She summarized a number of areas that residents have been or are concerned about as follows: He neglected to serve and represent the Village of Mapleton in a proper and beneficial manner. (See Exhibit A). In August 2017 citizens requested his resignation due to illegal sign-off of payroll checks ordered by him. This request was denied (see exhibit 2) Since August 2017, additional illegal actions by Mayor Bishop have taken place. On August 17, 2017 a no confidence vote, passed but the second one tied. She stated that he is in non-compliance of ordinance. (Copy of paper showing non-compliance of ordinances is attached). He has made illegal contact with village attorney; has remarked that he has a personal vendetta against the village and has illegally tried to remove board members. Mayor Bishop and his wife instructed a someone to purchase pre-paid phones to call the NAACP and media outlets about conversations held at board meetings. The highest amount of properties sold in the village in the 1-1/2 years he has been in office. 11 sold in that length of time. That's a record. There have been many members of the board who have resigned or quit as well since he became Mayor (see Exhibit D). Mayor had no comment.

7) Old Business

a) Zoning Committee Members – Mayor Carl Bishop (Tabled per the mayor)

b) Spring Street/First Street Culvert (Mark Brining)

Mark stated that the board had the quote from Walker Excavating and would like to get that last culvert replaced. The quote doesn't cover cost of gravel and Mark will buy the gravel from Rudd to cut costs. He will use cold patch or blacktop after it has settled in to level it off. Harvey Stidham asked Mark if he had gotten a 2nd bid? Mike said no one else wants to do the work. Rudd said they weren't able to do it. Liz asked when they can get to it. Mark said he hasn't asked for a date since there wasn't an approval, but hopefully before winter. He stated that they would have to do cold patch until next spring. Liz made a motion to accept the bid. Mike asked if we had the money in the budget but the treasurer was unable to provide a balance at this time. Mike also said he doesn't have an estimate for the gravel yet and that he had used all we had on

for reimbursement for Quickbooks. Mike Beecham made a motion to accept with corrections and was seconded by Liz Rench. Votes were all Ayes. Motion Passed. Liz motioned that Items D, E, and F be approved for publication and was seconded by Rodney Smith. Votes were all Ayes – No – Nays. Motion Passed

6) Addressing the Board

a) Stan Bersin

The IEPA Form was given to Bob Meyer and Tony, the engineer but was misplaced so we're having to resubmit it again. Once it is received it will be sent to the State. This is an application to the IEPA for an exemption from installing the chemical treatment. Stan said there was nothing of interest in the Billing Report and he will have a quarterly report next month.

b) Levi Bishop

1) Levi stated that Dick Ray's property has logs on it endangering children who can't read no trespassing signs. He said there should be a chain link fence around it, but it is against village ordinances anyway. Levi stated that the mayor chooses to harass him but his property is just as bad. He (the mayor) overrode the board and put him in court, and he had no due process or chance for rebuttal. He had tickets on his boat which said it was dismantled and a pile of junk, but it is aluminum and riveted, not taken apart. Levi would like the council to show proof of insurance and proof of business for the mayor's wood business with the signs. Levi stated that Ken Oedewalt said we were to get a revenue off of each load of wood sold and \$0 has been received. Levi said his wife came in to speak at a meeting and the mayor wrote her a ticket and it wasn't even approved. He (the mayor) thinks he is above the law. He is in violation of our nuisance law and ordinances because of the long-term storage of wood. Levi also said the mayor says he is in Peoria County but how can he be the mayor then? He (the mayor) can't persecute the citizens and not be held responsible for his own violations. The statements went to personal remarks and Levi was asked to stop, that he had had his three (3) minutes. He continued and the Mayor said he would call the cops and have him evicted. At that time, Levi and his wife, left the meeting.

Mike Beecham stated that there are prior complaints on file that were not discussed at the last zoning meeting and a resolution is needed. Mayor Bishop stated that it should be sent to zoning. Mark Foust stated that the attorney advised against pursuing the violations but he feels we need to do something about it. Mike Beecham asked Mark Foust if he saw it in violation. Mark Foust replied, that it should be zoned light industrial, not agricultural. He also said it is an eyesore, not the worst one but an eyesore. Mike Beecham said we should pursue the violation and if the Mayor can appeal. Mike made a motion to get the

Village of Mapleton
REGULAR BOARD MEETING MINUTES (approved)

Thursday, 13 September 2018 at 6:30 p.m.

Meeting to be recorded

PLEASE SILENCE YOUR CELL PHONES!

1) Roll Call : Trustees: Mike Beecham, Mark Brining, Mark Foust, Liz Rench, Rodney Smith, Harvey Stidham. Also present, Carl Bishop, Mayor; Clerk, Pat Briggs and Treasurer, Peggy Stidham.

2) Pledge of Allegiance

3) Call to Order by Mayor Carl Bishop at 6:34 pm

4) Approval of Agenda

Motion to approve by Liz and seconded by Mark Foust. All ayes.

5) Consent Agenda

All items listed under the Consent Agenda are considered routine by the Village Board and will be enacted by one motion with no separate discussion of the items. If discussion of an item is desired, that item will be removed from the consent agenda to be considered separately.

- a) Minutes from August 9, 2018 Board Meeting
- b) Minutes from September 6, 2018 Finance Committee Meeting
- c) Minutes from September 6, 2018 Zoning Committee Meeting
- d) Executive Session Minutes from May 23, 2018
- e) Executive Session Minutes from June 13, 2018
- f) Executive Session Minutes from Finance Committee Meeting September 6, 2018
- g) Bills & Correspondence (Received August 9 – September 13, 2018)
- h) Treasurer's Report**

Liz Rench made a motion to approve Items a, b, c and h with the exception of d e & f and was seconded by Mark Brining. Votes were all Ayes – No – Nays. Motion Passed

Mike Beecham itemized two corrections on Bills & correspondence: Miller Hall & Triggs for \$23.20 should be \$223.20 and Rhonda Hodges - \$600 should be \$648.20