

This Regular Board meeting was called to order by President Mire at 7:00p.m.

Roll Call:

Physically Present – Rankin, Fowler, DeMarlie, Schneider, Fiems and Robertson

Absent – None.

Others Physically Present – Sara Ferguson, Colby Deblaey and minor children, Cindy Bisby and Bill Ernst from QC Mart, Captain Ron Erickson, Attorney Nick Mason, Treasurer Barber, Ryan Bump, Clerk Housenga, Brian Boelk of Axiom Consultants

Others Virtually Present – None.

A quorum was physically established.

CONSENT “Omnibus” Agenda: Fiems motioned to approve 07/11/2023 Regular Meeting Minutes, 07/24/2023 Committee of the Whole Meeting Minutes, 08/2023 Monthly Bills totaling \$107,475.26 and Treasure’s Report presented by Barber for 07/2023; Rankin seconded. All board members voted yes, motion passes.

PERSONS TO ADDRESS THE BOARD: Bill Ernst and Cindy Bisby of QC Mart requested from the board for approval of another pour license for alcoholic beverages to qualify for a video gaming license. Mire asked fact finding questions in which Ernst provided answers as to how his other establishments are ran. Ernst noted that he would be expanding the building to accommodate the video gaming room and remodeling the current building. Ernst noted he provided a plan for expansion 6 years ago when this matter was discussed. Mire asked if any of Ernst’s other locations abide by the 5-seat chair rule as indicated in the Rapids City ordinance, in which Ernst noted it is not, as other municipalities do not enforce or require the additional seating. Ernst stated that if the license were approved the addition could accommodate the additional 30 seats. Ernst and Bisby invited all board members to visit a location, 230 12th Avenue, to view how business is conducted. All board members except for Schneider stated they were not in favor of the 5-seat rule in our current ordinance. Mire thanked Ernst and Bisby for attending and addressing the board. A Committee of the Whole Meeting was set to discuss the Video Gaming Ordinance and Liquor Ordinance on August 30th, 2023 at 6:30pm.

Greg Krener of Thai Town Café was not able to attend this meeting but is requesting to establish a parking lot for patrons on 17th Street within the utility easement. The parking lot would supply 6 parking spaces with a retaining wall. Rankin and Mire believe an agreement needs to be established stating hard surface materials would not be replaced if utility work needs to be conducted and the hard surface is removed, gravel would be the replacement product. Bump noted in the drawing provided the parking space depicted would not accommodate a 22’ long truck, example Ford F250 Super Duty extended cab. Due to parking requirements within the Village Code of Ordinances for businesses and utilities being in the location of the parking lot the board decided this matter should be taken up by the Planning and Zoning Commission. Clerk Housenga will touch base with Dan Murphy, Planning and Zoning Commission Head.

Colby DeBlaey, Coach of Raging Rapids Softball 14U and 16U teams, requested a donation and support from the board. Robertson motioned and Fowler seconded to approve a donation to Raging Rapids in the amount of \$300.00. DeMarlie, Fiems, Robertson, Rankin and Fowler voted yes and Schneider voted no, motion carries.

PRESIDENT – Mire: Mire stated he has given permission to Terry Hansen to park his business’ equipment at Village Hall during the construction of the lower portion of 17th Street.

Daniel Scott, Illinois Parole Officer, requested to park his service vehicle at Village Hall for the period of 1 year. Mire is approving parking where camera coverage is available at Village Hall.

Mire noted additional budgeting is needed to handle the legal matter concerning the Waterloo. Califf and Harper has been handling the case and has reached their billing limit of \$7,500.00 as of approximately 3 weeks ago, current total is \$8,300.00. Additional correspondence has been received regarding the case and Mire did authorize the additional expense as this matter is time sensitive. The latest correspondence requested 2 items a sit down to talk about the matter, allow arbitration, hire a local judge to mediate. Mire explained we tried to sit down with all parties back in March to discuss, this did not work. Fiems motioned to approve not to exceed price increase for legal services of \$15,000.00 related to the Waterloo Project. Robertson seconded the motion, DeMarlie, Fiems, Robertson, Rankin and Fowler voted yes and Schneider voted no, motion carries. Schneider does not feel we are abiding by the spending policy set in place at the beginning of this fiscal year.

POLICE REPORT: Report as presented. Clerk Housenga expressed concerns related to parking in front of the building located on RT84 and 12th Street. Erickson states there is no legal right to tell them people cannot park out front of the building.

ATTORNEY – N. Mason: Mason noted almost all the easement agreements for the 17th Street Project have been recorded at the County.

FIRE REPORT – Chief Carey: Report reviewed as provided.

DIRECTOR OF PUBLIC WORKS REPORT: Report as presented.

INFRASTRUCTURE – Rankin: Fiems motioned to approve Change Order #6 for the 13th Street Culvert replacement project in the amount of \$12,283.03 for the sanitary sewer lateral that was hit during the project. Rankin seconded the motion. DeMarlie and Robertson voted no not to approve, Fiems, Rankin, Fowler and Schneider voted yes to approve, motion carries. Bump stated he did not like this charge as we do not mark laterals since the laterals are on personal property and can be moved or changed at any time. Per meeting minutes from last month standard negligence would apply per Holmes of Mason and Scott PC. MidAmerica Energy hit the line and after that Phoenix hit the line as well. Mason advised approving now that the damage is known with an expense and then filing a claim with the damaging party. Bump has pictures from when MidAmerica hit the line and will share them with Clerk Housenga. The board directed Clerk Housenga to file a claim with MidAmerica Energy and our insurance company.

Schneider motioned to approve payment to MSA in the amount of \$3,800.00 for the 13th Street Project engineering R00443036.0-10. Rankin seconded the motion, all board members voted yes, motion carries.

Rankin motioned to approve Pay Application #1 to Centennial Contractors in the amount of \$259,846.85 for work completed on the 17th Street Project. Fiems seconded the motion, all present board members voted yes, motion carries.

In other updates related to the 17th Street Project, Rankin explained after removal of the old roadbed it was identified sand was under the road and not soil, therefore truckloads of dirt will need to be brought in to pave the road correctly. At this time it is estimated that up to 200 truckloads of dirt will be needed to make the road correct, estimated cost for the dirt and hauling is \$30,000.00. Additional costs that were not originally budgeted for will be for time, machinery, and labor during watermain replacement as bedrock was found and delayed installation. The project is approximately 20% complete and most of the discovery phase is completed. Tree removal needs to be conducted at this time Bump is investigating other options to reduce the cost from \$4,000.00 and will report back. Sara Ferguson inquired about broken pipes in her yard, Bump stated this is a new discovery but is investigating to identify for sure what the pipes were for, at this time it is believed they are sump pump drains that went into the storm drain. Bump assured Ferguson everything will be restored properly. Ferguson would also like a notice prior to tree removal in her yard. Ferguson also noted that with the parking lot Thai Town Café is proposing she also agrees that angled parking is not ideal as patrons would be turning around in the driveways. The 17th Street project is still being projected at being completed in October, weather permitting.

Rankin also noted flood wall plans being engineered by Axiom Consultants will be presented at the next board meeting.

PARKS, RECREATION & CEMETERY – Robertson: Robertson noted he will be submitting for a grant for playground equipment from Republic Services soon and will report back.

COMMUNITY RELATIONS, EVENT PLANNING & PUBLIC SAFETY – Fowler: Fowler noted Village Wide Yard Sales will be held this weekend.

ORDINANCE & LICENSES –Fiems: Nothing to report at this time.

PERSONNEL & FINANCE – Schneider: Schneider motioned to approve a renewal and payment for Quickbooks payroll not to exceed \$750.00. Fiems seconded the motion, all board members voted yes, motion carries.

ELECTIONS – Mire: Nothing to report.

BUILDING, ZONING & PLANNING – DeMarlie: 6 General Permits were issued last month.

VIDEO GAMING – Robertson: Nothing more to discuss.

OLD BUSINESS: None.

NEW BUSINESS: None.

PUBLIC DISCUSSION: None.

With nothing further to discuss Schneider motioned to adjourn this Regular Board Meeting at 8:46pm. Fowler seconded the motion, all members of the Board concurred.

Missy M. Housenga
Village Clerk