

**MINUTES OF A REGULAR MEETING  
MAYOR AND BOARD OF TRUSTEES  
FOR THE VILLAGE OF FORSYTH, IL**

**Held at the Village Hall  
June 21, 2010**

**Call to Order**

Mayor Harold Gilbert called the meeting to order at 6:30 p.m.

**Pledge of Allegiance**

**Roll Call**

Upon call of the roll, the following Trustees were physically present:

Allsup, Hubbard, Johnson, Morr, Rasho, Reed.

Absent: None.

**Also Physically Present**

Darrell Woolums, Jean Campbell, Chuck Hunsinger, Larry Coloni, Rhonda Stewart, Heather Kimmons, Charlyn Brautigam, Kathy Mizer, Bruce Jacobs, Jeff Hendricks, Patrick Smith.

**Adoption of Consent Agenda**

*\*\* Consideration of items listed on the Consent Agenda under the omnibus vote designation:*

1. Approval of Minutes of the Regular Village Board meeting held June 7, 2010.
2. Approval of Bills presented for payment, June 17, June 18, and June 21, 2010.  
*\*\*Invoices are always available for review upon request.*
3. Approval of Treasurer's Report, May 2010.
4. Approval of Ordinance 793, Approving Zoning Ordinance variance for 800 Christopher Drive.
5. Approval of Resolution No. 10-02, Determination of Prevailing Wage Rates.

Trustee Hubbard moved, and Trustee Reed seconded, to approve the Consent Agenda, as presented. Upon a call of the roll, the vote was:

Yeas: 6—Rasho, Allsup, Johnson, Morr, Hubbard, Reed.

Nays: 0—None.

Absent: 0—None.

Motion declared carried by omnibus vote.

**Public Comment**

Jeff Hendricks, the new Executive Director for the Decatur Area Convention and visitors Bureau (DACVB) was in attendance to introduce himself to the Board. He expressed his appreciation to

the Village for the support Forsyth has given to the DACVB in the past, and mentioned that he looks forward to working with the Village in the future.

### **LAW ENFORCEMENT—**

Deputy Patrick Smith was in attendance to comment on recent activity in the Village officers have responded to. He mentioned that although June has been a very busy month, it has been fairly quiet.

### **LEGAL—**

Attorney Darrell Woolums was asked about the status of the Greenbrier drainage issue. Darrell replied that Mr. Haskell, who owns the western parcel south of the Greenbrier Subdivision states that he has made repairs to an old farm tile, and believes the repairs have resolved the drainage issue on his property.

Trustee Rasho mentioned that this matter was discussed at the last meeting and in his opinion thinks the matter should be tabled. This would allow Staff to evaluate the drainage issue and come up with a realistic solution to the problem.

Village Administrator Heather Kimmons asked Trustees why they would want to get involved in this matter when the issue is on private property. Mayor Gilbert replied that the Village should get involved because the ponding problem has become a health hazard.

Following a lengthy discussion Trustees agreed to table this item pending further review and evaluation by Staff to see what can be done to resolve the situation.

### **PUBLIC WORKS DIRECTOR'S REPORT —**

Trustee Morr mentioned that he has received a lot of compliments for the tree limb pick up the Village provides. Public Works Director Larry Coloni stated that tree trimming contractors are harvesting trees and leaving entire trees on the curbs. This additional work makes it difficult for employees to keep up with the limb pick-up program. Larry suggested an article be placed in the Village Vision to educate residents on the policy for the program

### **LIBRARY REPORT —**

Forsyth Head Librarian Jean Campbell was in attendance. She mentioned that approximately 323 individuals have registered in the Summer Reading Program for the year. Activities in the Library are going well, but very busy.

### **VILLAGE ADMINISTRATOR'S REPORT —**

Village Administrator Heather Kimmons provided Trustees with a written report outlining items she has been working on or the status of ongoing projects in the Village. Heather mentioned that she rearranged the agenda for tonight's meeting in an effort to make it more efficient. Any action items have been listed under either 'Old Business' or 'New Business'. Heather explained that in addition to her report, she has asked for written reports from Engineering, Legal, Public Works, and the Library and suggested that rather than rehash what is included in each report, the Board simply refer to them unless there are questions about an item included in any one of them.

### **OLD BUSINESS:**

### **Financial Commitment to Special Recreation Association**

Village Administrator Heather Kimmons recommended the Village agree to a one-time contribution in the amount of \$5,000. She stated that in her opinion, the association should submit a request each year funding is requested.

Following a brief discussion Trustee Allsup moved, and Trustee Morr seconded, to approve a contribution in the amount of \$5,000 for one year to the Decatur Special Recreation Association. Upon a call of the roll, the vote was:

Yeas: 6—Rasho, Allsup, Johnson, Morr, Hubbard, Reed.

Nays: 0—None.

Absent: 0—None.

Motion declared carried.

### **Approval of Ordinance No. 794,**

#### **An Ordinance Approving a Zoning Variance for 1181 Greenbrier Blvd.**

Trustee Hubbard moved, and Trustee Rasho seconded, to approve Ordinance No. 794, as presented. The ordinance grants a variance from Article III, Section 3.20 (B) of the Forsyth Zoning Ordinance. The property owners may construct a single family residence with two driveway approaches. Upon a call of the roll, the vote was:

Yeas: 6—Rasho, Allsup, Johnson, Morr, Hubbard, Reed.

Nays: 0—None.

Absent: 0—None.

Motion declared carried.

### **Approval of Ordinance No. 795,**

#### **An Ordinance Amending the Forsyth Zoning Map for Old Village Hall**

Trustee Allsup moved, and Trustee Rasho seconded, to approve Ordinance No. 795, as presented. The Forsyth Zoning Map will be amended to indicate that Lot 7 of Morrisey and Etniers 1<sup>st</sup> Addition to the village of Forsyth will be changed from R-1 Single Family Residence to OR – Office Research. Upon a call of the roll, the vote was:

Yeas: 6—Rasho, Allsup, Johnson, Morr, Hubbard, Reed.

Nays: 0—None.

Absent: 0—None.

Motion declared carried.

### **Bond Reduction Grayhawk Subdivision, First Addition**

Village Administrator Heather Kimmons mentioned that Staff is still considering whether the bond should be reduced to \$30,000 for this addition. She pointed out that she has talked with Phil Cochran, the construction engineer is in the process of getting bids to complete the work the Village Engineer has identified, which are included in a memo from Chuck dated June 8, 2010. Heather recommended this item be tabled until the Village sees the work has taken place.

### **Greenbrier/Hickory Point Section 16 Drainage Problem**

This item was discussed under Attorney Darrell Woolums Report.

## **NEW BUSINESS**

### **Public Works Committee**

Trustee Rasho referred to the Public Works Committee meeting notes dated June 14, 2010 which were included in the meeting packet.

#### *o Weaver Road Bridge*

Trustee Rasho moved, and Trustee Allsup seconded that the Board authorize SKS Engineering to prepare bid documents and advertise this project with the stipulation that the Weaver Road Bridge cannot be out of service while the County Highway 20 bridges are out of service, as recommended by the Public Works Committee and concurrence of Staff. Upon a call of the roll, the vote was:

Yeas: 6—Rasho, Allsup, Johnson, Morr, Hubbard, Reed.

Nays: 0—None.

Absent: 0—None.

Motion declared carried.

#### *o Barnett Avenue Drainage*

Trustee Rasho moved, and Trustee Hubbard seconded that the Board authorize engineering to proceed with the development of a plan to contain drainage for Barnett Avenue, as recommended by the Public Works Committee and concurrence of Staff. Upon a call of the roll, the vote was:

Yeas: 6—Rasho, Allsup, Johnson, Morr, Hubbard, Reed.

Nays: 0—None.

Absent: 0—None.

Motion declared carried.

### **Parks and Recreation Committee**

#### *o Trail Lighting*

Trustee Morr referred to the April 19, 2010 regular meeting minutes where the Board approved spending \$51,000 to add trail lights to the Hundley Road Bike Path and also to the trail located west of Hickory Point Mall. Before the lights are purchased for installation, Trustee Morr asked the Board to consider three options concerning this planned project:

1. Proceed with the purchase of the lights as planned, which will cost \$51,000;
2. Purchase LED v HPS lights for the trails at an estimated cost of \$71,000; or
3. Purchase LED v HPS lights for the trails and reduce the number of lights planned to stay within the \$51,000 that the Board authorized to spend for these lights. Larry Coloni mentioned that the LED lights may be able to be spaced a little further apart than the standard bike path lights, so the number needed may be less than originally was thought.

Following a brief discussion Trustee Morr moved, and Trustee Allsup seconded to authorize spending \$51,000 for the purchase of LED v HPS lights for the Hundley Road Bike Path and the trail located west of the Mall. Upon a call of the roll, the vote was:

Yeas: 6—Rasho, Allsup, Johnson, Morr, Hubbard, Reed.

Nays: 0—None.  
Absent: 0—None.  
Motion declared carried.

o *Diamond No. 4 Lighting*

Trustee Morr recognized Bruce Jacobs who was in attendance at the meeting and asked that Bruce be allowed to comment on this item.

Bruce Jacobs who lives at 22 Lantern Lane explained that he was present to express his support for adding lights to this diamond. He stated that in his opinion if the ball field had lights, it would provide the field to be used for Legion Ball, high school tournaments and provide another opportunity for kids in the area to get involved in playing baseball.

Trustees discussed the feasibility of adding lights to the ball field in the uncertain economy. The projected cost of the lights is about \$25,000 more than what was budgeted. Following a brief discussion Trustee Morr stated that he would take this item back to the Parks and Recreation Committee for further discussion.

**2010 Street Improvement Project**

Bids were opened on Friday, June 18, 2010 at 10:00 a.m. The only bid received was from Dunn Company. The Village Engineer reviewed the bid documentation submitted and prepared a letter with his findings to the Board for tonight's meeting. The project was divided into four parts, Division A is Forsyth Estates, Division B is Lucile Avenue, Division C is Highland Avenue, and Division D is the south section of Koester Drive.

	Engineer's <u>Estimate</u>	<u>Bid</u>	Percentage <u>Over / Under</u>
Division A	\$466,000.00	\$429,722.93	-7.8
Division B	90,000.00	114,877.95	+27.6
Division C	27,000.00	43,282.33	+60.0
Division D	<u>83,000.00</u>	<u>119,224.83</u>	<u>+43.6</u>
TOTAL	666,000.00	707,101.89	+6.2

Trustees discussed these road improvement projects at length and agreed to table this item until the next regular meeting to allow Staff to evaluate each piece of the proposed 2010 Street Improvement project to see if other projects budgeted for this fiscal year can be deferred to allow these plans to proceed. If Staff determines that other projects cannot or should not be deferred this year the Board should decide to consider amending or adjusting the annual budget to provide adequate funding to proceed with these street improvements.

*Trustee Allsup left the meeting at 7:33 p.m.*

**Appointment of Open Meetings Act Training Designees**

Village Administrator Heather Kimmons mentioned that at the last regular meeting, Trustees discuss this matter, but did not take any action on it. She recommended that all members of the Board take the online electronic training on the Open Meetings Act. The law requires that a list of the designees be sent to the Attorney General's office, and the training for this year be

completed by each designee by June 30, 2010. Heather commented that in her opinion, the entire Board would benefit from the training.

Trustee Reed moved, and Trustee Morr seconded, to appoint all seven members of the Village Board as Open Meetings Act designees for 2010. Upon a call of the roll, the vote was:

Yeas: 5—Rasho, Johnson, Morr, Hubbard, Reed.

Nays: 0—None.

Absent: 1—Allsup.

Motion declared carried.

### **Adjournment**

Trustee Rasho moved, and Trustee Hubbard seconded, that the meeting be adjourned. The meeting was adjourned at 7:58 p.m. by voice vote.

By: \_\_\_\_\_  
**Village Clerk**