

## Minutes for the Village of Cerro Gordo

Jan. 17, 2011

The monthly meeting of the Mayor and the Board of Trustees for the Village of Cerro Gordo met at 7:00 pm on Jan. 17, 2011 at 231 E. South St. Those present are: Temp. Mayor Brad Williams, Trustees Shamarie Allen, Ron Price, Dick Seitz, Mick Tirpak, and Dennis Ridgeway. Also present are C.P. Pat Carter, Atty. Susan Nicholas, D.P.W. Mark Blickensderfer, Treasurer Cris Perry, and Clerk Linda Ash.

The meeting was called to order and the public forum was held. Resident Jim Morgan was representing the Fat Hill Fest committee. In 2009 the fest made \$800. 2011 will be the 20th year for the Fat Hill Fest and the committee is asking for a \$2000 donation to help with cost. They will need to raise \$4500 for a successful festival. It will be held the third Saturday in June-18th.

### Consent Agenda

No corrections to the minutes. Four additions to claims-Ameren IP, Frontier, Health Alliance, and RSNLT. Financial reports-a general fund CD will mature in Jan, Water/Sewer and Meter Deposit CD's mature on Feb. 22

Motion to approve the consent agenda made by Trustee Seitz, second Allen, all yeas.

### Unfinished Business

115 S. Adams-Susan will get the summons stamped and get it to Pat. He will be able to connect with the Kentucky police.

317 S. Madison-owner has signed off the check to the Village for the demolition. The village will proceed to tear down that house.

202 W. Duress-the current owner is negotiating to sell the house. If someone buys it, the Village would like to see progress on the house by spring. Right now that is a 4 month window. The Village can give her some time.

Codification of Ord.-Sterling Codifiers are waiting on any new ordinances.

Demo-Building Permits-there was a list of fees presented. The attorney will have to modify all the ordinances and any zoning fees have to go before the zoning board. The fees are really low-the question is how best to go about it. This will have to be done-sooner or later. Building permits are not under the zoning ordinance.

Drainage-no changes. Easements are needed from 4-5 property owners. The village can talk to them as a group or one on one. A special meeting would be called to talk to everyone.

The old Ameren building on North St-no sources of funding and no further ideas. Will have Ameren demolish the building.

### New Business

The Mediacom representative did not come to the January meeting either.

Awarding of bids for SE Utility Extension project-A letter of recommendation has been presented from Foth Engineering to award Entler Excavation the bid for this project. They were the low bidder. After checking the bid for errors, conducting a background check, a financial check and checked their references, it was a positive recommendation. Could start as early as Feb. 1. The engineers will be on site to make sure everything is being done right. Motion to accept the Entler bid made by Trustee Allen, second Seitz. Roll call: Trustees Allen, Seitz, Price, Tirpak, Ridgeway, and Williams, all yeas.

Foth presented an agreement for engineering services for the project. The estimate is \$35,200 for the contract. Motion to approve contract with Foth subject to attorney approval made by Trustee Tirpak, second price. Roll call: Trustees Williams, Allen, Price, Seitz, Tirpak, and Ridgeway all yeas.

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Carport Ordinance-There have been questions raised about metal carports in town. A sample ordinance was presented to the trustees. They can be regulated-not in front yard or side yard. The trustees will table this issue for now.

Rob Bratton would like to keep his certification for his water license in effect. To do so, he will need to continue his training. Rob has helped the Village on numerous occasions since his retirement and has not asked for payment from the Village. By paying for his training, the Village would be paying for his services.

Dave Pistorious was present with the bond ordinance papers. This is the Alternate Bond and Interest 2011 ordinance for the drainage project. This is the final step of the procedure. The bonds have been sold at 5.344 % and are a 20 year issue. Debt service will be \$72-\$75,000 per year. These bonds can be paid off after 10 years. Motion to approve ordinance #558-2011 made by Trustee Ridgeway, second Tirpak. Roll call: Trustees Williams, Allen, Price, Seitz, Tirpak, and Ridgeway, all yeas.

Price easement-Ron Price will not benefit in any way compared to the other property owners. The village will need approximately 315 ft of frontage for the utility improvements. The Village will pay a frontage fee-the amount that is usual for an inconvenience fee. That amount is \$3.50 X 315 ft for an amount of \$1102.50. Th board needs to come to the consensus of a fair amount and that amount can be negotiated. Ron has made a disclosure about the benefit he will receive. He will get 100% of benefit. With his business, he does less than \$2,000 with the Village. Motion to purchase easement interest from Ron for \$1102.50 made by Trustee Ridgeway, second Tirppak. Roll call: Trustees Williams, Allen, Seitz, Tirpak, and Ridgeway, all yeas, Price, abstain.

There are two easement offers on the table for Ted Shambaugh. There is no problem with the south parcel, the north easement he wants \$1000.00. He also wants water service to his new house west of town. He will buy all materials and pay for all work involved. The village will procure the EPA permits and any other permits needed. He will pay for 2 water taps, one to his house and one to Oakley Brick Church. There are two motions to consider. A motion to authorize Brad Williams to enter into a contract permitting Ted Shambaugh and Oakley Brick Church to connect to the Village water supply, with Shambaugh to pay two \$500 tap fees and all engineering, materials, and labor, and the Village to pay and facilitate the necessary permits was made by Trustee Seitz, second Price. Roll call; Trustee Williams, Allen, Price, Seitz, Tirpak, and Ridgeway, all yeas.

The second motion is to pay \$1000.00 to Ted Shambaugh in exchange for a temporary and permanent easement for the South parcel of land, and add language to the easements for the North and South parcels stating "Grantor shall have and retain the right to place roadways, access ways to permit ingress and egress to and from the premises of the grantors as shown on the plat of the permanent utility easement(74-03-00-14-000-464-01). Such access ways may consist of roadways for residential purposes or access for agricultural purposes and/or commercial access for buildings or businesses located upon the grantor's property and be of substances, but not limited to concrete, asphalt or other roadway-type materials. This motion was made by Trustee Price, second Seitz. Roll call: Trustees Williams, Allen, Price, Seitz, Tirpak, and Ridgeway all yeas.

The awning ordinance was tabled.

Legal Update by Atty. Susan Nicholson. According to the Public Offices Code of the Municipal Code, she presented some dealings that the trustees can do and cannot do. In the case of bidding issues, as trustees act in the public interest, appearance is an issue. It would not be responsible for a trustee to act on such an issue.

There was no further business to come before the board and a motion to adjourn at 8:53 pm was entered by Trustee Seitz, second Price, all yeas.

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Village Clerk