

**Village of Dieterich
Village Board Minutes
October 7, 2019**

The Dieterich Village Board met in regular session on Monday, October 7, 2019 at 6:30 PM at Village Hall.

The meeting was called to order by President Brad Hardiek and the Pledge of Allegiance was recited.

The following Trustees were present: Carrie Galbraith; Mike French; Sean Pankau; Jeff White; Derick Stumeier and Bill Lane. With six Trustees and President Hardiek in attendance, a quorum was declared to be present. Also at the meeting were Clerk Brittny Gipson; Engineer Lee Beckman; Floyd Barlow and Lorenetta Poe.

A motion was made by Trustee M. French; seconded by Trustee B. Lane to approve the Omnibus agenda; approve minutes of the September 23, 2019 regular meeting; approve the Treasurer's Report; approve Expenditures and approve Per Diem pay. Roll call was 6 yes and 0 no.

Engineer Lee Beckman reported they are still working on the design of the ITEP 2016 grant project. They are planning to submit the plans to IDOT by November 1st for review. The dedicated pick-up and drop-off lane on Pine Street for the elementary school is estimated to add \$60,000 to the project and the Board agreed to keep the school pick-up and drop-off lane added to the design. Lee also discussed the Board's idea to concrete or asphalt West Section Street from Main Street to Park Street in conjunction with the ITEP project. The cost of concrete was estimated at \$190,000 and the cost of asphalt was estimated at \$160,000-\$170,000. The Board agreed it would be a good idea to improve Section Street with the increased amount of large truck traffic and average daily vehicles. However, Lee estimated that the Village would save 10% to 15% of the project costs by completing the improvements outside of the ITEP project. The Board agreed to not asphalt or concrete Section Street within the scope of the ITEP project, but possibly complete the work once the ITEP project is completed and budgets allow.

Lee and the Board discussed the deterioration of the box culvert on Pine Street adjacent to the Liberty Memorial Park basketball court. The Board agreed the extra \$30,000-\$40,000 to replace the box culvert was necessary before improvements were made to Pine Street with the ITEP project.

Lee updated the Board on the status of the future Industrial Park East. USDA Rural Development has awarded the Village an RBDG (Rural Business Development Grant) for \$54,182.00 to assist with the water and sewer infrastructure. Lee is also awaiting the TARP grants to open for submission with IDOT. Lee thinks we have a chance at receiving TARP grant funds to assist with the street construction portion of the project. IDOT required the street entrance layout be changed, so the new certificate of platting will be considered for approval at the Zoning Board meeting at the end of October. Hopefully the project will be ready to bid in January or February 2020.

Engineer Beckman reported on the status of the OSLAD grant project for Liberty Memorial Park. Lee's office will be surveying for the project this week. The Board reviewed the architect proposals that were submitted for the design on the Liberty Memorial Park pavilion expansion.

A motion was made by Trustee M. French; seconded by Trustee D. Stumeier to hire Utz & Associates, Architects P.C. for the Liberty Memorial Park pavilion addition design. Roll call was 6 yes and 0 no.

Lee reported on the conference call with IDNR regarding the Dieterich Creek. The Army Corps of Engineers is waiting for creek modeling information to be provided by IDNR before plans for the creek straightening can be continued. President Hardiek inquired about the costs of a new Virginia Street bridge, if the Village is allowed to straighten the creek. Engineer Beckman estimated the cost of a new Virginia Street bridge would be around \$250,000.

Lee reported the water, sewer and sidewalk project was now completed for the new Dollar General building. Tebbe Excavating was the contractor for the project. Due to complications with the trench during the sewer main extension portion of the project, Tebbe incurred extra bills from Pals Electric, Effingham Sewer and Ameren when a portion of his trench collapsed and dropped an electric transformer, which in turn damaged the Industrial Park lift station electronic control panel. Tebbe is proposing the Village pay for the Pals Electric bill and he will pay for the Ameren and Effingham Sewer bills. Tebbe thinks the Village is partially responsible for the trench collapsing during the project and the Village should share in the extra costs. Since the design for the sidewalk changed from the original plan, there would be a change order and deduction for the sidewalk project. The Board asked for Lee to prepare a final pay estimate to see what the total project costs would be and then they would consider the extra payment to Pals Electric. None of the Board was in favor of paying the entire Pals Electric bill, but there were discussions about possibly paying half.

Engineer Beckman discussed the possibility of improving the ditch north of Elm Street. The ditch is on private property owned by the Niebrugge family, so an easement would need to be obtained before any work could commence. President Hardiek spoke to Randy Niebrugge and Randy would allow the Village to rip rap or tile the ditch. He was not in favor of widening and re-shaping the ditch. Some of the homeowners on the south side of the ditch have sprayed weed killer along the ditch, which is causing excessive erosion. Engineer Beckman agreed to further assess the ditch with Village staff when the vegetation has died off later this year.

Village resident, Floyd Barlow, was present to address the Board regarding the possible closing of Virginia Street, if the Dieterich Creek is straightened. Floyd wanted the Board to know he was objecting to the closing of Virginia Street, if the creek is straightened. If the creek is straightened, he wants the bridge to be replaced and Virginia Street to remain open. He has spoken to most of his neighbors and they all think Virginia Street needs to remain open as well. He said they are preparing to submit a petition to the Village Board soon, requesting Virginia Street to remain open.

Village resident, Lorenetta Poe, was present to address the Board regarding the property she and her husband own on Church Street. She is aware the Village has sent a letter to Richard regarding a nuisance violation for the property. She wanted the Board to know that she and Richard are in the process of a divorce and she is not allowed to make any repairs to the property. Only Richard can make repairs at the current time. Once the divorce is settled, Lorenetta will own the Dieterich properties and then she will have the authority to properly repair and maintain the properties. The Board thanked her for the information.

A motion was made by Trustee M. French; seconded by Trustee D. Stumeier to receive and acknowledge the recommendation letter from the Board of Zoning Appeals and Planning regarding the rezoning from R-1 Single Family Residence District to B-1 General Commercial District for 204 W. Center, Dieterich, IL. Roll call was 6 yes and 0 no.

A motion was made by Trustee J. White; seconded by Trustee C. Galbraith to approve Ordinance 978-19: Amending the Zoning Ordinance of the Village of Dieterich, in the County of Effingham, and State of Illinois (Rezoning property from R-1 Single Family Residence District to B-1 General Commercial District – Village of Dieterich). Roll call was 6 yes and 0 no.

A motion was made by Trustee C. Galbraith; seconded by Trustee S. Pankau to receive and acknowledge the recommendation letter from the Board of Zoning Appeals and Planning regarding the rezoning from R-1 Single Family Residence District to B-1 General Commercial District for 307 and 401 E. Center Street, Dieterich, IL. Roll call was 6 yes and 0 no.

A motion was made by Trustee J. White; seconded by Trustee M. French to approve Ordinance 979-19: Amending the Zoning Ordinance of the Village of Dieterich, in the County of Effingham, and State of Illinois (Rezoning property from R-1 Single Family Residence District to B-1 General Commercial District – Jason and Lisa Meyer). Roll call was 6 yes and 0 no.

A motion was made by Trustee M. French; seconded by Trustee S. Pankau to approve Ordinance 980-19: Authorizing Execution of Release of Reservation of Possibility of Reverter (David & Kristi Frigen – Lot 26 Hartke Subdivision). Roll call was 6 yes and 0 no.

A motion was made by Trustee M. French; seconded by Trustee S. Pankau to approve the low quote submitted by EJ Water for \$1,669.12 for dirt leveling, seeding and strawing of the southeast portion of the Dieterich Cemetery. Roll call was 6 yes and 0 no.

During the comments portion of the meeting, President Hardiek reported that Santa will be visiting the homes of Village children starting at 5 p.m. on Sunday, December 15, 2019. The Board agreed to assist the Dieterich Rurtian Club with the fee for Santa and will donate \$100 towards Santa's visit.

Clerk Gipson inquired about the build out of sidewalks in North Pointe, now that the lots are mostly developed. Several residents have been asking what the Village had planned for the sidewalks in the neighborhood. The Board agreed to work with Engineer Beckman for the design of the remaining sidewalks in North Pointe subdivision.

At 8:02 PM a motion was made by Trustee D. Stumeier; seconded by Trustee M. French to go into Closed Executive Session pursuant to 5ILCS 120/2(c) to discuss a land sale matter pursuant to Section 2(c) 6. Roll call was 6 yes and 0 no.

At 8:16 PM the Board returned from Closed Executive Session. Upon roll call the following Trustees were present: Carrie Galbraith, Mike French, Jeff White, Sean Pankau, Derick Stumeier and Bill Lane. President Brad Hardiek presided over the meeting. Also at the meeting was Clerk Brittany Gipson.

At 8:16 PM a motion was made by Trustee C. Galbraith; seconded by Trustee S. Pankau to adjourn the meeting. Roll call was 6 yes and 0 no.

Brad Hardiek, President

(Seal)

Brittany Gipson, Clerk