

RUSHVILLE VILLAGE BOARD MEETING

April 13, 2015

TIME: 7:00 PM

PLACE: Rushville Village Hall

PRESENT: Mayor Jon Bagley

Trustees: Charles Elwell, David Field, Timothy Jabaut, and John Sawers

ABSENT/EXCUSED: Jennifer Gruschow, Village Clerk; Art Rilands, Public Works Supervisor; Reggie O'Hearn, Code Enforcement Officer

ATTENDANCE: Dodie Baker, Mike Pierre, Janet Landcastle, Marla Lapin, Robert Walker, Chandra Gilman, Ed Gilman, Jonette Keneston, Amanda Grover, Anne Grover, Joel Bay, Tom Bay

RE: Calling the Meeting to Order

Mayor Jon Bagley called the regular monthly meeting to order at 7:00pm.

RE: Approval of Minutes

The Board reviewed the minutes from the March 9, 2015 board meeting. A motion was made by Trustee David Field to approve the minutes. Trustee Timothy Jabaut seconded the motion. Motion was unanimously carried.

RE: Bay Water Easement

Tom and Joel Bay were in attendance regarding a dispute over a previously established, yet dated, water easement with the Village. Tom Bay questioned why the easement cannot stay the same as it has the past 50 years. He claimed to have spent \$5,000 unnecessarily in legal fees. Furthermore, he stated that the easement is perfectly legal, and that parties of the Village did not read it properly previous to accepting it. Further discussion ensued over what the water is used for—the Bay's and for livestock. Bay felt that a motion should be moved and passed in regards to leaving the easement the way it is currently. Trustee John Sawers stated he, too, thinks the motion should be moved and passed in regards to keeping the easement as is, given that this dispute has been going on for over a year.

A motion was made by Trustee John Sawers for the Village to agree that the Bay's easement to remain as is. Mayor Jon Bagley asked if there was a second to the motion and the Board was silent. Joel Bay interjected and addressed Trustees David Field and Charles Elwell requesting for their vote individually. The motion was eventually seconded by Trustee David Field. Motion was defeated with 3-Nays and 2-Ayes; Bagley-Nay, Elwell-Nay, Field-Aye, Jabaut-Nay, Sawers-Aye.

A motion was made by Trustee Timothy Jabaut that this agenda item be tabled until the next meeting and for Village Attorney, Bill Kenyon to take action and address the item before then. The motion was seconded by Trustee Charles Elwell. The motion was carried with 4-Ayes and 1-Nay; Bagley-Aye, Elwell-Aye, Field-Aye, Jabaut-Aye, Sawers-Nay.

RE: Public Work's Supervisor: Art Rilands

A copy of this report is on file with these minutes.

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Art Rilands was not in attendance. Mayor Jon Bagley informed the Board that Art discovered Griffith Energy has been overcharging the Village for fuel. It was also noted that the sewer pump at the plant is still in the process of being repaired.

RE: Fire Department: Fire Chief Art Rilands

A copy of this report is on file with these minutes.

RE: Reading Center Director: Dodie Baker

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Upon reading Dodie's report, Mayor Jon Bagley asked Dodie which volunteer of hers is stepping down. The volunteer is Carol DeGelleke.

RE: Code Enforcement Officer: Reggie O'Hearn

A copy of this report is on file with these minutes.

Reggie O'Hearn was not in attendance; however, a brief discussion ensued regarding a building permit he gave out last month for the construction of a ramp at Bill Gardner's, and the zoning violation issues at 9 Chapel Street.

RE: 2015 Potter Fire Protection Agreement

A motion was made by Trustee Charles Elwell to approve the renewal of the 2015 Potter Fire Protection Agreement. Trustee Timothy Jabaut seconded the motion. Motion was unanimously carried.

RE: Relevy Outstanding Water/Sewer Charges

A motion was made by Trustee Timothy Jabaut to relevy outstanding water and sewer charges onto the June 1, 2015 tax roll. Trustee David Field seconded the motion. Motion was unanimously carried.

RE: Sewer Planning Study

Mayor Jon Bagley mentioned that he spoke with Kevin Olvany regarding the suggested sewer upgrades and funding. It was recommended that an income survey be completed.

RE: DOT Maintenance Agreement

A meeting was held with attorney Bill Kenyon, who recommended that the Village speak with an engineer about the matter. The current issue was explained to guests of the meeting.

RE: Douglas Drive Street Lights

A motion was made by Trustee Timothy Jabaut to approve the addition of street lights to Douglas Drive. Once those are finished, one or two more street lights may be added. Trustee Charles Elwell seconded the motion. Motion was unanimously carried.

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RE: 2015/2016 Tentative Budget

Trustee John Sawers had various questions and concerns about the proposed budget. He questioned the Village paying \$1,000 for Mayor Jon Bagley's cell phone, which he thought may be used for personal versus solely business matters. He was unsure as to why money was going towards the community center since it does not yet exist. Trustee Sawers mentioned that the Reading Center is in need of renovations, and that it still does not have a decent sign; he suggested taking money budgeted for the community center and using it for the Reading Center. Sawers questioned the need for two village clerks, stating that both clerks work about 12 hours a week. Lastly, he was uncertain of the use of the word "proposals" used throughout the budget, to which Mayor Jon Bagley stated it is in reference to tentative budgets.

RE: 87 South Main Street Sewer Issues
Tabled.

RE: Public Comments

Amanda Grover openly referenced an e-mail she sent to Mayor Jon Bagley about the tax rate for taxes on Gilbert Street on the Potter side. In reference to the previously discussed budget, she stated that she is happy to know the Town of Potter is well aware of their budget. Grover voiced concern over the new Village truck that was purchased and questioned if it was a necessary purchase. She stated that the Town of Potter is happy with what they both get and have, and that they utilize old equipment. Trustee Charles Elwell informed Grover that the Village has an old plow that is still being utilized. Furthermore, Mayor Jon Bagley stated that a lot of towns buy new trucks every year, and informed Grover of the utilization of state bids and auctions to rotate trucks out, essentially for free, with time. Trustee Charles Elwell also stated that the budget has not moved much, and that the Village is trying to do the best they can.

Anne Grover questioned the budget for Code Enforcement, to which Mayor Jon Bagley stated it is \$10,000 for personnel services. Trustee John Sawers stated that it was previously \$5,000. A brief discussion ensued over both the budget and if there are term limits to the Code Enforcement position, as questioned by Joel Bay.

Amanda Grover compared the Town of Potter's budget to that of the Village's. Mayor Jon Bagley explained that all budgets differ due to varying factors such as roads, water, populations, and sewer.

Janet Landcastle questioned whether or not chickens will be allowed in the Village, which was proposed at the previous board meeting. Trustee John Sawers stated that a resolution is needed to keep it out of zoning.

Lastly, Anne Grover questioned the timeframe for the comprehensive plan that was discussed at a previous board meeting. Trustee John Sawers informed her that it will be one to two years before the newly written plan is pulled together.

RE: Use of the Martin Buildings

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Mayor Jon Bagley informed everyone that Kevin Smith wants to use the cement floor portion of the longer Martin storage building for a wrestling room. There would be insurance on the building He wanted permission from the board to see if this is a possibility. He stated that Reggie O'Hearn would be involved in the process. Trustee Charles Elwell stated that he thinks it would be great to get use out of the building. Discussion and questions ensued between guests and Mayor Jon Bagley about use of the building by community members. Janet Landcastle questioned if the community center will have supervision, and stated that it will be needed.

Mayor Jon Bagley mentioned that he spoke with mason Tom Read about building a stone entrance sign to the Village. He then presented drawings of what the sign might look like. He went on to say he would like more signs added in coming years at roads entering the Village.

RE: Bills

A motion was made by Trustee Charles Elwell and seconded by Trustee Timothy Jabaut to authorize payment of the general bills in the amount of \$8,420.76. Unanimously carried.

A motion was made by Trustee Charles Elwell and seconded by Trustee Timothy Jabaut to authorize payment of the cemetery bills in the amount of \$8.87. Unanimously carried.

A motion was made by Trustee David Field and seconded by Trustee Charles Elwell to authorize payment of the water bills in the amount of \$2,327.90. Unanimously carried.

A motion was made by Trustee Charles Elwell and seconded by Trustee Timothy Jabaut to authorize payment of the sewer bills in amount of \$1,430.76. Unanimously carried.

RE: Adjournment

A motion was made by Trustee Charles Elwell and seconded by Trustee John Sawers to adjourn the meeting at 7:50pm. Unanimously carried.

Respectfully Submitted,

Tawnee Badger
Deputy Clerk-Treasurer