

# Village of Joy

200 West Main Street, Post Office Box 265  
Joy, Illinois 61260-0265  
309-584-4127

## REGULAR BOARD MEETING MINUTES

Wednesday, September 21, 2022

The regular meeting of the Village Board was called to order at 5:30 p.m., Wednesday, September 21, 2022 by Village President Mark Heater. The meeting was held in Village Hall.

### Pledge of Allegiance

Roll was called by Village President Mark Heater.

Trustees present: Elaine Anderson, Paul Hampton, Larry Hunt, Don Wilken, Noah Livermore, Rory Conway. Village Clerk, Gwen Pritchett was present.

Public Present: Chad McCleary, Audrey Bryant, Gary Davis, Alina Kramer, Randy Zimmerman

Randy Zimmerman addressed the Board of Trustees concerning the tiny house that is located on Oliver Street, Joy. Mr. Zimmerman went to the courthouse and spoke with the tax accessor and found out the structure in not being taxed. The Village Board of Trustees will discuss. It was discussed to reach out to the village attorney. Mr. Sloan's attorney sent a letter to the Village of Joy. Other residents have expressed concerns as well. Randy Zimmerman is going to sell his house. Randy left the meeting at 5:35 p.m.

Chad McCleary/ION addressed the Board of Trustees. Chad discussed the samples on well 2. The site bacteria samples pass but the transmission line bacteria samples fail. The transmission line may need to be televised to look for breaks or an issue with a joint.

Chad has been speaking with Gary Davis at Farnsworth concerning the issues at well 2. Valley Construction will be involved as they are still responsible considering they did the pipe work.

Chad still trying to get work scheduled with Tri-City Electric for the VFD. Gary Davis is also working on this with Tri-City to figure out the problem.

Still need the correct meter for brine tank. The wrong meter was sent. Gary Davis is helping with this issue as well.

Salt usage is down to a bag or two per day.

Lead and copper samples are finished.

The tower level will be dropped for the winter.

It was discussed whether or not the contactor that put in the transmission line will be responsible for the cost of the transmission if there is a problem. The line will be pressure tested for a break. Laverdiere Construction will be responsible for that.

Village President Mark Heater stated: Well 2 has been down for a year. Who is liable for the problem at well 2? For example the pump and motor. Village President Mark Heater feels the Village of Joy is not responsible for the cost, and in not going to sign off on the project.

Village Trustee Elaine Anderson asked if there is final paperwork for the Village of Joy.

Village Trustee Noah Livermore asked Chad to be a witness to the pressure test in the transmission line. Chad said he would be. The test will be a 24 hour test. If the pressure test is good, the next step will be televising.

Chad McCleary has never seen this problem before.

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Village Trustee Elaine Anderson asked if there is final paperwork for the Village of Joy.

Village Trustee Noah Livermore asked Chad to be a witness to the pressure test in the transmission line. Chad said he would be. The test will be a 24 hour test. If the pressure test is good, the next step will be televising.

Chad McCleary has never seen this problem before.

Gary Davis has seen this before and is wondering if there is a leak in the line.

Gary Davis/Farnsworth Group – submitted a report.

There are still issues. Laverdiere Construction will come back to the Village of Joy and locate all water shut offs. The remaining items, if any from the list will be completed within the warranty period. Everything has to go through Valley Construction. Valley Construction replaced the side walk on Main Street by the treatment plant August 22, 2022.

Gary Davis stated: A final inspection will be done before the warranty runs out.

Village President Mark Heater stated: The Village of Joy has no final drawings.

The straps and bolts at the treatment plant should have been stainless and are not. Chad McCleary said they will rust if not stainless. He wants a commercial dehumidifier. That will go a long way to help prevent rust. Chad will send dehumidifier information to the Village Clerk.

Gary Davis request the Village Board of Trustees vote on project deducts.

#1, Village Trustee Noah Livermore made the motion to approve Deduct for GST Exterior Paint (\$5,500). Village Trustee Elaine Anderson 2<sup>nd</sup> the motion. The following vote was taken: Elaine Anderson-yes, Paul Hampton-yes, Joe Hunt-yes, Don Wilken-yes, Noah Livermore-no, Rory Conway-no. The motion was passed with a 4-yes, 2-no vote.

#2, Village Trustee Rory Conway made the motion to approve Deduct for pipe support material (\$2,915). Village Trustee Joe Hunt 2<sup>nd</sup> the motion. The following vote was taken: Elaine Anderson-yes, Paul Hampton-no, Joe Hunt-no, Don Wilken-yes, Noah Livermore-no, Rory Conway-no. The motion was lost with a 4-no, 2-yes vote.

#3, Village Trustee, Noah Livermore made the motion to approve Additive for Well No. 2 Piping (\$7,590). Rory Conway, 2<sup>nd</sup> the motion. The following vote was taken: Elaine Anderson-abstain, Paul Hampton-no, Joe Hunt-no, Don Wilken-yes, Noah Livermore-yes, Rory Conway-yes, Village President Mark Heater broke the tie with a Yes Vote. The motion was passed with 1-abstain, 4-yes, 2-no vote.

Giffin engineering will take responsibility for list of items by offsetting his fee.

Village President Mark Heater wants Judd Giffin to write a check to the Village of Joy vs offsetting the fee.

Judd Giffin Engineering should be paid his contracted fee. Judd Giffin Engineering should pay Gary Davis/Farnsworth Group. Gary Davis will be at the October 19, 2022 Board Meeting.

The Goal-transmission line-Laverdiere Construction will begin work as soon as possible if there is a problem with the line. Gary will contact Laverdiere.

Gary Davis thanked everyone for their time

Chad McCleary and Gary Davis left the meeting at 6:16 p.m.

Village Resident Audrey Bryant addressed the Village Board of Trustees concerning the condition of property next door to her (100 N. Penn Street.) Audrey has the mortgage company contact information. Audrey wants to know what can be

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done to clean up the property. The electric and water has been shut off. There is garbage on the front porch. Contacting the mortgage company was discussed. The property is not in foreclosure yet but will be soon. Audrey would appreciate advice on the subject. Jason Huston also approached Village President Mark Heater concerning the property. Village President Mark Heater suggested taking photos and sending to the mortgage company.

Audrey Bryant also asked if the Joy Park Project is complete. Village Trustee Noah Livermore stated: mulch, handicap ramp, culvert and sidewalk to the restroom need to be completed. The electrical is finished.

Audrey Bryant also showed concern about the little house.

Audrey Bryant left the meeting at 6:25 p.m.

Tiny house - Village Trustee Don Wilken stated: the problem is proving they actually live there. Mercer County Health Department, IDEPH and DCFS will all be contacted for solutions to the problem.

Dead tree at 401 N. Drury was discussed. The tree is in Village of Joy Property. Village Trustee Noah Livermore suggested getting an estimate for removal and ask the homeowner to share the cost.

\*Village President Mark Heater discussed a pay-back plan for the \$77,544.10 in misappropriated funds that were discussed in previous meetings. Village President Mark Heater and the Village Trustee's acknowledged. The Village Trustees will vote for a plan to repay. Motioned by Trustee Don Wilken to repay \$100 per month to the appropriate account (general fund) from the water fund. Village Trustee Paul Hampton 2<sup>nd</sup> the motion. The following vote was taken: Elaine Anderson-yes, Paul Hampton-yes, Joe Hunt-yes, Don Wilken-yes, Noah Livermore-yes, Rory Conway-yes. The motion was passed with a unanimous "yes" vote. The funds will be put into a special account and used for road repair

The new Tax Levy Ordinance was discussed briefly. It is due at the end of the year. Usually it increases 5%. Village President wants a 3% increase instead of a 5%. Do not have the tax computation report yet. Village President will review the computation report when he gets it. It will be voted on in December.

Zoning Ordinance NO.4, Series 2022 reviewed and discussed. Section 90 was changed from one hundred (100) square feet to the following.

## ARTICLE XI EXCEPTIONS AND VARIATIONS SECTION 90.

No accessory building shall be constructed upon the lot until the construction of the main building has been actually commenced, and no accessory building shall be used for dwelling purposes. An accessory building shall be similar in design, exterior residential materials, and roof pitch to the principal and surrounding residential neighborhood buildings. Storage containers, truck boxes, and plastic or fabric covered hoop structures are expressly prohibited from being used as accessory buildings. An accessory building with a footprint greater than four hundred (400) square feet shall be entirely placed on and attached to a concrete slab of equal or greater square footage.

Trustee Don Wilken made the motion to pass and approve amended Zoning Ordinance 4, Series 2022. Trustee Rory Conway 2<sup>nd</sup> the motion. The following vote was taken: Elaine Anderson-yes, Paul Hampton-yes, Joe Hunt-yes, Don Wilken-yes, Noah Livermore-yes, Rory Conway-yes. The motion was passed by a unanimous "Yes" vote.

After review, Trustee Noah Livermore made the motion to approve the August 17, 2022 board meeting minutes. Trustee Rory Conway 2<sup>nd</sup> the motion. The following vote was taken: Elaine Anderson-yes, Paul Hampton-yes, Joe Hunt-yes, Don Wilken-yes, Noah Livermore-yes, Rory Conway-yes. The motion was passed by a unanimous "Yes" vote.

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thing to do each year for maintenance. Village President Mark Heater stated: There are still low spots on the South Washington Street. Everyone likes the road repair work.

USDA-Loan 91-02 & 91-04, \$13,780.00 interest payment is due November 1, 2022.

After discussion Trustee Noah Livermore made the motion to approve the transfer of \$13,780.00 from Water System Project checking account # 9-748-5 to Water Project Loan checking account #2442574 to cover the automatic withdrawal from the USDA for interest payments due for the 2 water project loans, November 1, 2022.

Trustee Joe Hunt 2<sup>nd</sup> the motion. The following vote was taken: Elaine Anderson-yes, Paul Hampton-yes, Joe Hunt-yes, Don Wilken-yes, Noah Livermore-yes, Rory Conway-yes. The motion was passed with a unanimous "Yes" vote.

Delinquent accounts reviewed and discussed.

Mercer County Golden Eagles, New Boston Elementary PTO's request for donation was discussed- no action was taken.

## Additions to agenda

Motioned by Trustee Don Wilken to go into executive session to discuss personnel at 6:47 p.m. Joe Hunt 2<sup>nd</sup> the motion. The following vote was taken: Elaine Anderson, Paul Hampton-yes, Joe Hunt-yes, Don Wilken-yes, Noah Livermore-yes, Rory Conway-yes. The motion was passed with a unanimous "Yes" vote.

Motioned by Trustee Don Wilken to leave executive session at 7:04 p.m. Trustee Noah Livermore 2<sup>nd</sup> the motion. The following vote was taken: Elaine Anderson-yes, Paul Hampton-yes, Joe Hunt-yes, Don Wilken-yes, Noah Livermore-yes, Rory Conway-yes. The motion was passed with a unanimous "Yes" vote.

Village Trustee Noah Livermore asked for a Constellation Energy update. The issue was discussed by wasn't really addressed later. Village Trustee Don Wilken stated the rate was locked in. Constellation Energy was the lowest rate.

Village Trustee Rory Conway wanted to know about contracted police protection from Viola or New Boston, because he is concerned about the traffic speed and not stopping at stop signs on Edwards Street during school events. The issue of police protection was discussed during an earlier meeting, but there is no contract. Roy asked for suggestions, speed bumps, traffic cameras and police protection.

Village Trustee Paul Hampton asked about the dead tree at the red block house on HWY 17. The tree is on the home owner's property. There are 2 additional houses on HWY 17 that need to mow their lawns. An option is to contact the homeowners letting them know if the yards are not cleaned up the Village of Joy will hire someone to mow the properties and put a lien on property.

Motioned by Don Wilken to adjourn the meeting at 7:10 p.m. Rory Conway 2<sup>nd</sup> the motion. The following vote was taken: Elaine Anderson-yes, Paul Hampton-yes, Joe Hunt-yes, Don Wilken-yes, Noah Livermore-yes. Rory Conway-yes. The motion was passed with a unanimous "YES" vote.

The meeting adjourned at 7:10 p.m.

Respectfully Submitted,

Gwen Pritchett



Joy Village Clerk