VILLAGE OF KINCAID

115 CENTRAL AVE., KINCAID, IL 62540

STATE OF ILLINOIS }

COUNTY OF CHRISTIAN } SS. REGULAR MEETING MINUTES FOR JANUARY 10, 2022

VILLAGE OF KINCAID }

The Board of Trustees met in Regular Session Monday January 10, 2022 at 7:00 p.m. at the Village Hall.

The Meeting was called to order by Mayor Robert Morris.

The Clerk, Marla O’Dell called roll call for Trustees:

Keafer-Here, Evans-Here, Nelson-Here, Lawrence-Here, Paso-Here, Gibson-Here

Village Attendees:

Treasurer: Beverly Merano

Foreman: Mark Wolfe

Village Attorney: David R. Fines

Chief of Police: DJ Mathon

Police Officer: Seath Hubbs

Public Attendees: Clare Duran, Gary Daum, and Gerry Dees

**Approval of Minutes from December meeting**

A motion was made by Trustee Keafer with the second motion made by Trustee Lawrence for the approval of the December Board meeting minutes.

Roll call: Keafer-yes, Nelson-yes, Paso-yes, Evans-yes, Lawrence-yes, Gibson-yes

Special Guests: Mark Bingham from Chastain and Associates

Mr. Bingham was unable to attend the meeting.

**Attorney’s Report:**

Attorney Fines stated that he filed a motion to dismiss all FOIA requests from Jamal Shahadah.

**Treasurer’s Report:**

Treasurer Merano stated that the Board needed to watch the spending, we are low in funds. There are five-line items in the General Fund that we can not spend out of them because they are already allocated for other expenses. The total amount of the 5-line items is $126,000. When we take the $126,000.00 and the$ 917.50 from the $360354.45, this leaves us with only 233,436.95. Trustee Merano also stated that she emailed Karen McConnell from the State about our sales tax to find out where we were at with paying back funds. We have not received a check in 9 months. Ms. McConnell has not emailed her back as of this date.

A motion was made by Trustee Keafer with the second motion made by Trustee Lawrence to approve the Treasurer’s report.

Keafer-yes, Evans-yes, Gibson-yes, Paso-yes, Nelson-yes, Lawrence-yes

**Zoning report**

Mike Lawrence stated that 1 building permit was issued for a room edition.

* **New Business**
* Guidelines for Village meetings

Trustee Nelson felt at the last meeting with the public speaking did not go so well. He feels that a code of conduct needs to be made for both the Trustees and the public. The meetings should be organized and ran professionally.

Trustee Nelson also asked if someone would like to be placed on the agenda, they would need to fill out a form stating what they would like to talk about in detail and then given to the Trustees before the meeting so that the Trustees will know exactly what the resident is wanting or talking about and not be blindsided by the request. Also he suggested that we move the Public comment section of the agenda to the beginning of the meeting so that if the public wants to talk and not have to stay for the whole meeting they can.

A motion was made by Trustee Lawrence with the second motion made by Trustee Evans to make the changes in the agenda and make up form for attendees that would like to be placed on agenda.

Roll call: Gibson-yes, Paso-yes, Evans-yes, Nelson-yes, Lawrence-yes, Keafer-yes

* Renaming Park and getting donations for new Park sign

Foreman Wolfe approached the Board about renaming the Kincaid Park to the “Pete Becchelli Park”. He also asked the Board if the renaming was approved if he could get approval of getting donations to purchase a sign for the park. He presented a sign that he would like to get for the park if approved.

A motion was made by Trustee Keafer with the second motion made by Trustee Lawrence for the approval of renaming the park to “Pete Becchelli Park” and getting donations for the sign.

Roll call: Gibson-yes, Keafer-yes, Lawrence-yes, Paso-yes, Evans-yes, Nelson-yes

* Burning and grass clippings in streets

Foreman Wolfe stated that he would like to amend the ordinance for burning grass clippings/leaves in the streets. The burning melts the oil and tears down the roads.

A motion was made by Trustee Lawrence with the second motion made by Trustee Keafer to have Attorney Fines draw up an amended ordinance to allow NO burning on the streets.

Roll call: Evans-yes, Gibson-yes, Nelson-yes, Keafer-yes, Lawrence-yes, Paso-yes

South Fork dirt riders:

Chief Mathon stated that there are going tobe events that will be taking place down at South Fork dirt riders. One is Memorial Day weekend and the other is the last week of July. They will all be 5 days each. He also stated that the Kincaid Police does not patrol at dirt riders. The Dirt Riders came and asked if they could help out with the event. They did offer us a donation to the Village if we did help. They have their own security. Their security would bring the person up to the front gates for us to take to the station. If that person is arrested, we would then have to call County because that would be for them to take over. Our goals are just to get them out of the dirt rider area and not cause trouble. Hopefully they will leave at that point. Last year there was no planning for security and it was a total mess the first night. He would like to have 3 officers on duty including himself. Chief Mathon will get the cost of the police officer’s daily salary from the Treasurer to see what the cost would be.

* **Old Business**
* Clerk’s Report

Nothing to report

* Police Report

Chief Mathon stated that the K-9 dog is going to be picked up tomorrow. Aiden’s class will start February 28th with the State Police for training of the K-9

* Foreman’s Report

Foreman Wolfe stated that the solar panels are going up. There was a dispute of the property lines but he got that straightened up.

Trustee Keafer asked if they were going to oil and chip Main Street. Foreman Wolfe stated that Main Street is on the list for oil and chip.

* Committee Reports:
* Maintenance of Equipment
* Lake and Park
* Grants
* Finance

Nothing to discuss due to not having any Committee meetings in December.

* President’s Report and Comments
* Employee’s birthday/day off

 Mayor Morris addressed the Board about allowing the full-time employees to be off with pay for their birthdays. He stated that the State is doing this now for their employees. After discussion with the Board, employees would have to take the day of their birthday off. If their birthday falls on a Saturday or Sunday, they can either take a Friday or Monday off. If they do not take the day as described they will lose it. They cannot carry it over to any other day or year.

 A motion was made by Trustee Gibson with the second motion made by Trustee Nelson to allow full time employees to have their birthday off from work with pay.

 Roll call: Evans-yes, Nelson-yes, Paso-yes, Lawrence-yes, Gibson-yes, Keafer-yes

* Trustee’s Reports and Comments

Trustee Evans stated that it had been brought to her attention which will probably have to do with Chief Mathon to do something about this. One of residence in Kincaid has put stakes out on city property. Someone has run over the stakes and flattened their tires for the third time. It has happened on November 2020, April 2021 and now again last Friday. This is on the 1200 block of Springfield Street. The ground had been surveyed last year and found out their yard is actually city property. This person has put a board embedded with nails so when someone goes too close to his grass people run over it and get flat tires. Trustee Evans stated that since this is Village property wouldn’t this be illegal? Chief Mathon stated that he really didn’t have an answer because are we considering that his boulevard or not. We are required to maintain it if not. That would be the first question. Foreman Wolfe stated that it was his boulevard. Chief Mathon then stated when it becomes someone’s boulevard and if you go around this whole community, people put things on their boulevard. So there is a fine line is he responsible for it or who is responsible for it. If he is not responsible for then the Village is responsible for mowing down there. If we are considering that area his boulevard, he is maintaining it he does not know how possibly we could charge someone for putting something on their boulevards. He also stated that if you drive around, the city has placed poles on the corners to make sure people are not cutting through the boulevards.

Foreman Wolfe stated that the property is his boulevard and he maintains it. He probably should not be putting boards with nails in them and he needs to stop that.

Trustee Keafer stated that he doesn’t see what the problem is down there. He can pull a trailer down there and not go into the yard.

Trustee Gibson asked how many times are we going to go over this matter. We have went over it month after month.

Attorney Fines stated that he would look into this about the boulevard ordinance.

* Visitors:

VISITORS- A PERSON SHALL BE PERMITTED AN OPPORTUNITY TO ADDRESS OFFICIALS UNDER THE RULES ESTABLISHED BY THE VILLAGE OF KINCAID (2 MINUTES PER PERSON) 5 ILCS 120/2.06g

Clare Duran stated that she had a question for Trustee Lawrence. She stated that last year Gary had put cement posts on his property near the alley and also stated that Mr. Lawrence removed those posts. Mr. Lawrence stated that he did not remove them. He never touched them. She stated that she has a couple witnesses stating that he did after someone crashed into them. Ms. Duran then asked Mr. Lawrence if he told Mr. Daum that he had to remove them. Trustee Lawrence said he did. He also stated that it was discussed here that he was to stay 2 feet back and he didn’t. He put them right up to the edge of the property. Ms. Duran stated that this is the same way with her street. It should be 2 feet back. It is not. Foreman Wolfe stated that on Walnut Street from sidewalk to sidewalk is our easement. Street easement is sidewalk to sidewalk. So actually, we have from your sidewalk to 66 feet over there which we can call it boulevard, street or whatever we want. Ms. Duran then started to address more but the Mayor stated that her 2 minutes was up.

Mr. Dees stated that he was upset that he didn’t feel that he should have to leave and not be able to listen to the meeting once the visitors talk at the beginning of the meetings. He feels like he should have the right to stay and be able to listen to the meetings. Trustee Nelson and the other Trustees stated that this is not what he meant when he asked about having the Visitors talk at the beginning of the meeting. The people can leave if they would like to after they get done saying what they are wanting to say. Some people don’t want to have to stay for the whole meeting. Others do. This would be up to the individual person. Trustee Nelson and the other Trustees want the people to come to the Village meetings and know what is going on in the Village.

A motion was made by Trustee Gibson with the second motion made by Trustee Paso to adjourn the meeting.

Roll call: Lawrence-yes, Paso-yes, Gibson-yes, Keafer-yes, Evans-yes, Nelson-yes

The meeting was adjourned at 8:10 p.m.