

December 20, 2010

A regular meeting of the Board of Trustees of the Village of Arthur, IL, was held on Monday, December 20, 2010. Village President Ron Kingery called the meeting to order at 7:00pm. Roll call was answered by Trustees Terry Clark, Karen Good, Larry Miller, Matt Bernius, Mike McWilliams, and Iris Dicks.

Approval of Previous meeting minutes

The regular meeting minutes of December 6, 2010, were approved as presented.

President Comments and Announcements

- President Kingery had no report.

Visitors Present

- Nelson Herschberger from Yoder's Kitchen was present.

Treasurer Report

- S. Perrine reported on the financial documents.

Trustee Reports

- L. Miller stated the Street Department employees did well during the last snow.
- I. Dicks met with Economic Development. The directory of businesses at the Welcome Center will be revised; a Christmas tree was put up and decorated at the Center.

Police Chief Report – Absent

Village Attorney Report – None

Old Business – None

New Business

- The Zoning Board of Appeals met regarding a zoning variance request at 1195 E. Columbia (Yoder's Kitchen) and recommended approval of the request. Since that time, an overhang has been added. If at some point the newly installed concrete will need to be removed for the easement, the landowner will be responsible for the cost. M. Bernius made a motion to approve the variance as requested in addition to the overhang. T. Clark seconded. All Trustees voted YEA. The Ordinance number will be 12-20a-10.
- R. Crossman reviewed the Zoning Board of Appeals meeting discussion regarding the variance requested at 306 E. Illinois. Due to the contractor violating the zoning code and disobeying the direction of two Village officials, the Zoning Board of Appeals recommends approving the variance with a fine. The fine recommended is \$25 per day for the 35 days it was in violation until the Board met, totaling \$875. There was discussion regarding the cost of the fine and including the Village's attorney fees and that the cost will go to the homeowner and not the contractor. K. Good made a motion to approve the variance subject to the payment of a \$1,400 fine. I. Dicks seconded. There was brief discussion regarding increasing variance fees, re-writing the penalty provision, and re-writing the building permit so that the contractor is also responsible. Trustees Good, Miller, Bernius, McWilliams, and Dicks voted YEA. Trustee Clark voted NO. The Ordinance number will be 12-20b-10.
- R. Crossman explained information has been requested regarding a radio transmission tower in relation to zoning. There is no clear ordinance for this. R. Crossman recommends adding a structure height limit to the zoning codes as it was not included in the original codes. M. Bernius made a motion to institute a moratorium on the issuance of building permits for transmission and receiving structures effective today. M. McWilliams seconded. All Trustees voted YEA.
- K. Good made a motion to accept the revised expenditures using Motor Fuel Tax Funds to include the resurfacing of South Vine Street. T. Clark seconded. All Trustees voted YEA.

- MasterBrand Cabinets is agreeable to change their physical address to 501 W. Progress Street. R. Crossman read a resolution to change their address effective December 23. M. McWilliams made a motion to accept the resolution. K. Good seconded. All Trustees voted YEA. One copy of the resolution will go to the US Post Office and another one to MasterBrand. The Village will notify the GPS systems so that their systems can be updated accordingly.
- President Kingery stated citizens are always welcome to attend meetings and make comments. As of January 1, all public meetings must provide for public comments. S. Perrine stated if the Board does not set rules for public comment, there are no rules and what could happen without them. She developed an audience participation card for those who come in meeting night and want to address the Board. With any rules set, the Board can elect to allow the person to speak longer. M. Bernius made a motion to set a three-minute time limit for citizens to speak on any item at a Board meeting. I. Dicks seconded. All Trustees voted YEA.
- President Kingery stated there has been a problem getting a quorum at the meetings of the different Zoning Boards. He requested permission to combine the Boards to allow consistency and ease for a quorum. He has talked with the Chairs of both Boards. M. Bernius made a motion to direct the Village President to combine the two Zoning Boards and draft a new Zoning Board with six members plus a Chairperson, seven total members. L. Miller seconded. All Trustees voted YEA.

K. Good stated two houses in Meadowview subdivision sold.

Approve Expenditures

- T. Clark made a motion to approve November expenditures not yet approved in the amount of \$40,058.28. K. Good seconded. All Trustees voted YEA.
- T. Clark made a motion to approve expenditures in the amount of \$10,233.70. K. Good seconded. All Trustees voted YEA.

Adjourn

President Kingery adjourned the meeting at 8:13pm.

APPROVED *Ronald Kingery*
Village President

ATTEST *Jennifer M. Perrine*
Village Clerk

DATE *January 3, 2011*