



VILLAGE OF Diamond

May 9, 2017

Proceedings, transactions and resolution made and order of said record of said Board in the Village of Diamond, IL on the 9th Day of May 2017.

The scheduled meeting of the Diamond Village Board was held on Tuesday, May 9, 2017 at 6:00 p.m. with Mayor Teresa Kernc presiding. Upon roll call Commissioners present were Jeff Kasher, Dave Warner and Carolyn Wilson.

Approval of Minutes

MOTION was made by Commissioner Warner, **SECOND** by Commissioner Kasher to approve the 4/11/2017 meeting minutes with correction as stated and place on file. **All Ayes; Motion Carried.**

Approval of Bill List for May 5, 2017 and additional May 9, 2017 Bill List

MOTION was made by Commissioner Wilson, **SECOND** by Commissioner Kasher to approve the May 5, 2017 and the additional bill list for May 9, 2017. **All Ayes; Motion Carried.**

Public Comment

None

New Business

1250 S. Laura Lane & 1090 S. Laura Lane

Mayor Kernc stated she would like to address this item first. Sherri Shugart of 1250 S. Laura Lane was in attendance Kernc stated the Village started removing trees in the parkways in Diamond Estates and Farmstone Subdivisions because of the Emerald Ash Bore. Kernc stated she had notified residents of the removal of trees using the Village's Smart Message Alert System and the Coal City Courant Newspaper. Kernc stated Shugart's two trees were the first trees to be removed. Shugart has been treating the trees by a professional botanist for the prevention of the Ash Bore. There was a medallion on each tree which showed the treatment had been completed however, Bob McGuinn did not read the medallion and assumed it indicated the species of the tree. Shugart stated the trees were given to her by her children over 15 years ago as a Mother's Day present to her and each one had a charm attached to the tree with the child's name and date. Shugart was very upset with this removal. Commissioner Kasher stated trees located in parkways are Village's properties and inquired if parkway trees can be placed in parkways. Kernc stated there is an ordinance in place for new residential subdivisions that does not allow parkway trees. After discussion, the board agreed to reimburse and allow the placement of two new trees of her choosing. Shugart stated she is very appreciative of Mayor Kernc and the board. Kernc addressed the board regarding the removal of trees from 1090 S. Laura Lane which were not Ash trees, but Sweet Gum Trees. The owner of the property called and complained to Mayor Kernc. Bob McGuinn from Tree Care Experts confirmed the trees were in fact Sweet Gum trees and were mistakenly removed. McGuinn has taken responsibility and will be replacing the trees at his expense. **MOTION** was made by Commissioner Warner, **SECOND** by Commissioner Wilson, to approve the purchase of 2 trees for the property located at 1250 S. Laura Lane not to exceed \$500.00. **All Ayes; Motion Carried.**

Andy Galatte-Lilly's Café; Liquor License

Mayor Kernc welcomed Andy Galatte, Darcy Campos and Nancy Galatte the owners of the proposed Lilly's Cafe. Campos presented the vision of the café along with professional design pictures of the proposed gaming establishment and the proposed location. Campos stated this establishment would be catering toward women. This establishment would be for gaming serving coffee, beer, wine and light refreshments, but with a coffee shop atmosphere. Campos stated she does have a business prospectus to leave with the board to review and thanked the board for their time and consideration. Mayor Kernc addressed the board regarding the other establishments within Diamond who offer gaming. Kernc stated this is for the approval of a liquor license. Mayor Kernc stated the Village does not have an available liquor license so the board would need to create a new liquor license for this establishment. Kernc stated she was concerned with over-saturation of video gaming establishments in Diamond. Kernc stated she reached out to the owner of the Little Caesars building to assure their approval of this establishment. Kernc stated the business owner does not have an issue renting to this business. Commissioner Kasher stated he appreciated the professional presentation however, this is not an establishment he would like to see in Diamond. Kasher stated he does not want Diamond to be known as a video gaming village. Commissioner Warner stated when he looks over the proposed pictures and floor plans, this is a place where his relatives would enjoy to go to. Warner stated as responsible stewards we need to keep in mind who our residents are and what they want for their village. Warner stated he would like to see the business corridor fill up and not to see empty property. Commissioner Wilson stated the business presentation was very professional and well done however, she would not like to see another gambling establishment in Diamond. Mayor Kernc suggested this decision should be tabled until the next board meeting, at which time the newly appointed Commissioner will be in attendance as well as the owner of the plaza for further discussion.

Approval of Ordinance 2017-06; Designating Commissioners Posts and Appointing Other Representatives

Mayor Kernc presented the Ordinance Designating Commissioners and Appointments of Other Representatives. **MOTION** was made by Commissioner Warner, **SECOND** by Commissioner Kasher to approve Ordinance 2017-06; Designating Commissioners Posts and Appointing Other Representatives of the Village of Diamond. **All Ayes; Motion Carried.**

Approve Conley Proposal for Detention Pond

Mayor Kernc presented the proposal. Kernc stated this is for the detention pond behind Peachtree Street and Calkey Street. Kernc stated once the work is completed, re-seeding will be possibly performed by the maintenance department. **MOTION** was made by Commissioner Wilson, **SECOND** by Commissioner Kasher to approve Conley Proposal for Detention Pond project in the amount of \$17,100.00. **All Ayes; Motion Carried.**

Approval of Comcast Franchise Agreement

Village Attorney John Gallo stated the Village has an existing agreement with Comcast which expires in 2019. Comcast is required to begin the agreement 2-3 years prior to the expiration of the current agreement either by formal or informal method. Gallo stated there is no approval or action needed at this present time, however, if there are any issues or concerns which need to be addressed, we must do so before executing a new agreement. The franchise agreement is for a 10-year term. This will be placed as agenda item as old business until the time the new agreement will be adopted.

Approval to Appoint Mark Adair as Commissioner of Public Health, Safety and Parks

Mayor Kernc would like to recommended Mark Adair as Commissioner of Public Health, Safety and Parks. Kernc stated Adair would be a wonderful addition to the Board. Commissioner Kasher stated he has worked with Adair several times while Adair was with the Planning and Zoning Board and Commissioner Kasher feels Adair would be a good addition to the Board. **MOTION** was made by Commissioner Kasher, **SECOND** by Commissioner Wilson to Appoint and Approve Mark Adair as Commissioner of Public Health, Safety and Parks. **All Ayes; Motion Carried.**

Approval for Chamlin and Associates Engineering Services Agreement for Raw Sewage Backup Pump

Mayor Kernc stated a partial payment of the not to exceed \$6,000.00 has been made for the design phase. Kernc discussed with Village Engineer Mike Perry regarding the compensation for engineering services during the construction phase not to exceed \$2,500.00 for clarification of the cost. Perry explained to the board this service would only be billed if the village needs an engineer to oversee the installation of the pump. The services would be billed per time needed. Compensation for Engineering Services shall be by time and materials not to exceed \$2,500.00. **MOTION** was made by Commissioner Warner, **SECOND** by Commissioner Kasher to approve Chamlin and Associates Engineering Services Agreement for Raw Sewage Backup Pump for Engineering Services during Design not to exceed \$6,000.00 and Engineering Services during Construction Phase not to exceed \$2,500.00. **All Ayes; Motion Carried.**

Fiscal 2018 Budget Review

Commissioner Carolyn Wilson reviewed the budget and answered questions regarding the appropriated funds.

Ash Tree Update

Mayor Kernc stated Tree Care Experts will continue this week on the Ash Tree Removal. Commissioner Wilson inquired if the residents whose trees will be affected have been contacted. Mayor Kernc stated she personally went to each resident and presented them with a letter regarding the removal of the tree(s).

Old Business

Grundy and Will County Sheriff Monthly Update

No Reports

Legal Counsel

No Report

Engineer Updates

Absent

Maintenance Updates

No Report

Clerk Updates

Village Clerk Lori Holmes stated she is sending out letters to those residents who have not completed their Storm Water Drainage Hookup Inspection.

Commissioner Comments

Commissioner Kasher:

No Report

Commissioner Wilson:

Commissioner Wilson stated Village Treasurer Sheryl McDaniel will be attending the Illinois Enterprise Zone Association Conference. Wilson inquired about the area in front of her home. Kernc stated repair to the catch basin needs to be completed.

Commissioner Warner:

No Report

Mayor Kernc:

No Report

Adjournment

MOTION was made to adjourn the meeting at 7:47 PM by Commissioner Warner, **SECOND** by Commissioner Kasher. **All Ayes; Motion Carried.**

Respectively Submitted:

Lori Holmes, Village Clerk