



July 11, 2017

**Proceedings, transactions and resolution made and order of said record of said Board in the
Village of Diamond, IL on the 11th Day of July, 2017.**

The scheduled meeting of the Diamond Village Board was held on Tuesday, July 11, 2017 at 6:00 p.m. with Mayor Teresa Kernc presiding. Upon roll call Commissioners present were Mark Adair, Jeff Kasher, Dave Warner and Carolyn Wilson.

Approval of Minutes

MOTION was made by Commissioner Warner, **SECOND** by Commissioner Kasher to approve the 6/27/2017 regular meeting minutes as reviewed with revision and place on file. **All Ayes; Motion Carried.**

Approval of Bill List

MOTION was made by Commissioner Wilson, **SECOND** by Commissioner Adair to approve the bill list and place it on file. **All Ayes; Motion Carried.**

Public Comment

None

New Business

Approve Amendment of Liquor License Ordinance #2017-11

Mayor Kernc stated she received an anonymous call yesterday of which she had Clerk Lori Holmes present for. The individual read the minutes from our website and voiced their concern regarding Lilly's Café and felt Diamond would have too many video gaming establishments. This caller also had an issue with the owners of Lilly's regarding a criminal charge against the owner's son. Mr. Galatte was in attendance to comment on this accusation. Galatte stated his son is not a part of this business. Kernc stated she informed the caller the applicants of the business were not Mr. Galatte nor his son and a check was completed on those individuals applying for the business and liquor licenses. Galatte proceeded to elaborate on issues pending in Braidwood and Kernc stated that is irrelevant to this issue. Mayor Kernc stated neither she nor the board wants that kind of drama or turmoil in Diamond. Kernc stated she did ask the individual to attend the board meeting however, they refused, wishing to remain anonymous. Kernc stated now is the time to voice your concern with the amendment of the liquor ordinance. Commissioner Jeff Kasher stated he did have a concern with the video gaming establishment. Kasher proceeded to read a recent article in Kankakee paper regarding concerns for video gaming establishments. Kasher is concerned for those who don't have the "means". Kasher stated he has been approached by several concerned citizens asking why the village would allow this additional video gaming business. Those residents felt there were enough within Diamond already. Kasher stated he does not feel this business is good for this town. Commissioner Warner stated he is still in favor of this establishment and keeping faith that the design plans will be completed as presented. Warner stated he has received positive feedback from residents that have expressed an interest in this gaming establishment. They look forward to having somewhere close so they don't have to drive so far to enjoy video gaming. Commissioner Warner stated this is a bonified legal market and he does not feel the board has a right to tell people what kind of businesses they can or can't open

unless we have a strong reason that it would harm the community. Commissioner Adair stated his decision to support still stands. Kernc stated if Diamond becomes oversaturated, one of the two video gaming establishments she feels will fail and close their doors. Mayor Kernc stated moving forward she does not want to see any additional video gaming establishments for Diamond. Village Attorney John Gallo stated this amendment would increase the Class A liquor licenses from 3 to 4 with the understanding it would go to Lillys with a drop end date to complete the process. If completion is not met, the additional license goes away. **MOTION** was made by Commissioner Warner, **SECOND** by Commissioner Adair to approve Ordinance #2107-11; an Ordinance to increase Class A liquor licenses from 3 to 4. **Ayes: Adair, Kernc and Warner. Nays: Kasher and Wilson. Motion Carried.**

Approve Chamlin & Associates Pay Estimate #2 to Van Mack Electric for Traffic Signal Work on Route 113 in the amount of \$11,696.40

MOTION was made by Commissioner Kasher, **SECOND** by Commissioner Wilson to approve Chamlin & Associates Pay Estimate #2 to Van Mack Electric for Traffic Signal Work on Route 113 in the amount of \$11,696.40. **All Ayes; Motion Carried.**

Discussion of First Amendment to Development Agreement for Diamond Center to Approve a Revised Site Plan

Village Engineer Mike Perry presented the new plans for the parking lot. Perry explained the relocation of the drive thru location to the Little Caesars side of building. Perry discussed the traffic flow pattern for the parking lot. Planning and Zoning Coordinator Cindy Haywood stated the parking spaces are adequate based on the zoning regulations. Owner Jim Back was present to discuss the parking lot and the flow of the parking lot and answer any questions the board members had. Village Attorney John Gallo stated if board agrees to these purposed changes, then an amendment must be written for board approval. Consensus was given to proceed with the amendment.

Accept and Approve Bid from Morrison Construction for Backup Influent Pump Installation in the amount of \$57,300.00

Village Engineer Mike Perry stated an additional 4th raw sewage pump will be added and used as a backup. This bid encompassed the entire work required for this installation therefore, no work will be required by the maintenance department. **MOTION** was made by Commissioner Warner, **SECOND** by Commission Kasher to accept and approve the bid from Morrison Construction for the Backup Influent Pump Installation in the amount of \$57,300.00. **All Ayes; Motion Carried.**

Approve Ordinance #2017-10; Illinois Municipal League Risk Management Association

Village Clerk Lori Holmes stated this ordinance which Village Attorney John Gallo compiled was required along with an intergovernmental cooperation contract. This was the first time this was required by the Illinois Municipal League Risk Management Association. **MOTION** was made by Commissioner Kasher, **SECOND** by Commissioner Wilson to approve ordinance #2017-10; Illinois Municipal League Risk Management Association. **All Ayes; Motion Carried.**

Terraco Default Letter

Mayor Kernc stated that Terraco has not begun Phase #3 (IL113 & 5th St.) nor completed Phase #2 (IL 113 & Berta Road intersection & roadway) as required. She requested a status update by email and read the email response she received from Kevin Gazley. She advised the board she would like permission to pursue a partnership with Coal City and D Construction to complete the work. If that partnership can be formed, she would like the board to approve Village Attorney John Gallo sending a 30-day default letter to Terraco. The board instructed Mayor Kernc to pursue the partnership with Coal City and D Construction.

ATI Ribbon Cutting; July 18, 2017

Mayor Kernc stated ATI will be having a ribbon cutting ceremony on July 18, 2017 at 11:00am. Please attend if you can.

Old Business

Approval of Comcast Franchise Agreement

This matter was tabled.

Grundy and Will County Sheriff's Monthly Update

Mayor Kernc presented a report from the Grundy County Sheriff's Department.

Legal Counsel

No Report

Engineer Updates

Village Engineer Mike Perry stated pipe sizing for the Border St. project was completed with options. Nick Lavazzi will be completing the regulators for the gas to the generators on Thursday. Startup is scheduled for Friday.

Maintenance Updates

Public Works Director Austin Vining stated there are issues with the drive on Well #3. It is to be picked up for repair which is under warranty, however the date for the pickup is not known. Vining stated he has received 2 bids for the new roof for the old WTP/Maintenance building. Vining presented the written bids. After discussion, Mayor Kernc stated this would be placed on next agenda for approval.

Clerk Updates

No Report

Commissioner Comments

Commissioner Kasher:

No Report

Commissioner Wilson:

Commissioner Wilson stated Treasurer Sheryl McDaniel sent an email about the Illinois Department of Labor Prevailing Wages. If you would like to see the changes for Grundy and Will Counties, please contact her to send you the link.

Commissioner Adair:

No Report

Commissioner Warner:

No Report

Mayor Kernc:

Mayor Kernc presented the Proclamation for the Slammers Community Night which will be held on Saturday July 22, 2017, and needs a consensus. Kernc stated she will be unable to attend since she will be out of town at the summer board meeting for the Illinois Municipal League.

Adjournment

MOTION was made to adjourn the meeting at 7:08 P.M. by Commissioner Kasher, **SECOND** by Commissioner Adair. **All Ayes; Motion Carried.**

Respectively Submitted:

Lori Holmes, Clerk

