



VILLAGE OF Diamond

February 9, 2016

Proceedings, transactions and resolution made and order of said record of said Board in the Village of Diamond, IL on the 9th Day of February 2016.

The scheduled meeting of the Diamond Village Board was held on Tuesday, February 9, 2016 at 6:00 p.m. with Mayor Teresa Kernc presiding. Upon roll call Commissioners present were Jeff Kasher and Carolyn Wilson. Absent: Addis Dean Johnson and Dave Warner.

Approval of Minutes

MOTION was made by Commissioner Kasher, **SECOND** by Commissioner Wilson to approve 1/26/2016 meeting minutes as reviewed and placed on file. **All Ayes; Motion Carried.**

Approval of Bill List

MOTION was made by Commissioner Wilson, **SECOND** by Commissioner Kasher to approve the list of bills and place them on file. **All Ayes; Motion Carried.**

Public Comment

None

New Business

Commander Charles Brown of St. Juvin Post 1336 Veterans of Foreign Wars of the United States Re: WWII Veteran's Plaque

Mayor Kernc welcomed Commander Charles Brown of St. Juvin Post 1336. Commander Brown presented a document which was discovered in the closet at the Coal City Police Department. Names listed on the document were those of WWII Veterans of the area. A former Diamond resident, Raymond Tryner who had served in WWII was one of those veterans listed on the document. Commander Brown explained the restoration process and the cost of the restoration. Commander Brown requested from the board a donation to support in the cost for this restoration process. Commander Brown stated once the document has been restored, it will be displayed in the Coal City Public Library. **MOTION** was made by Commissioner Kasher, **SECOND** by Commissioner Wilson to approve a donation in the amount of \$300.00 to VFW St. Juvin Post 1336 for the restoration process of the WWII Veteran's document. **All Ayes; Motion Carried.**

Eagle Scout Presentation for Miner's Memorial

Mayor Kernc stated Eagle Scout Drew Pierce could not attend and asked Commissioner Carolyn Wilson to speak on his behalf. Commissioner Wilson discussed the meeting which Commissioner Kasher, Eagle Scout Pierce, Village Engineer Mike Perry and she had attended at the Miner's Memorial site. After researching the variety of spruce trees, decision was made to plant a Black Hills Spruce. Commissioner Kasher stated decision was made to build up the area with dirt which Pierce's father will supply. After a brief discussion, decision was made to approve payment for purchase of a Black Hills Spruce not to exceed \$400. **MOTION** was made by Commissioner Kasher, **SECOND** by Commissioner Wilson to approve payment not to exceed \$400 for the purchase of the Black Hills Spruce. **All Ayes; Motion Carried.**

Tree Care Experts

Mayor Kernc welcomed Bob McGuinn of Tree Care Experts to the meeting. Mayor Kernc presented an additional bill of \$840.00 which was given to the Village. Mayor Kernc explained the additional bill was not discussed prior to the work project performed by Tree Care Experts. The work which was agreed upon was for the amount of \$2,800.00; \$600.00 of which was paid upfront for tree trimming proposal which was to be completed last summer and was not started. Mayor Kernc and Mr. McGuinn agreed to apply the \$600.00 pre-payment towards the tree removal work along the Will Road ditch. The remaining \$2,200.00 would be paid when the work was completed. Mr. McGuinn came into the Village Hall upon work completion for the \$2,200.00 payment. Mayor Kernc had agreed with Mr. McGuinn the work would be checked before releasing payment to him. The work was checked to assure all cleanup of the project was done. When Mr. McGuinn received payment for the final payment of \$2,200.00, he then submitted a bill for an additional \$840.00 for clean-up. Mayor Kernc immediately contacted Mr. McGuinn regarding this additional bill. Kernc discussed with Mr. McGuinn this amount was not agreed upon, therefore, payment would not be paid to him. After discussion, Kernc informed McGuinn he would have to bring this matter to the Village Board for determination of payment. Lengthy discussion was made regarding this additional bill. The proposal and acceptance agreement supplied by Tree Care Experts showed a balance due of \$2,200.00. A check was given to Mr. McGuinn in the amount of \$2,200.00 for services rendered. Mr. McGuinn stated this was not agreed upon and the work was more extensive and dangerous than he thought. Mr. McGuinn stated the bill did not reflect the total amount due. He stated the Village should compromise on the amount he felt which is still due to him. Attorney John Gallo stated the documents presented is for work which was completed and payment was made in full. Commissioner Kasher stated he has utilized Tree Care Experts in the past and was happy with work done. Commissioner Kasher stated cleanup is included when work is performed unless otherwise stated. Commissioner Kasher noted the documentation was written to reflect work completed and payment due was in the amount of \$2,200.00, which was paid to Mr. McGuinn. After lengthy discussion, decision was made to decline payment for the additional bill of \$840.00 and to nullify any prior agreement to perform tree trimming work by Tree Care Experts for the Village of Diamond. **MOTION** was made by Commissioner Kasher, **SECOND** by Commissioner Wilson to decline additional payment of \$840.00 and to terminate prior tree trimming contract with Tree Care Experts. **All Ayes; Motion Carried.**

Will Road Traffic Signals Agreement

Mayor Kernc presented agreement. **MOTION** was made by Commissioner Kasher, **SECOND** by Commissioner Wilson to Approve Will Road Traffic Signals Agreement. **All Ayes; Motion Carried.**

Approval of Resolution 2016-02; Resolution for Improvement by Municipality Under the Illinois Highway Code in amount of \$150,000.00

Mayor Kernc stated this incomplete documentation was discovered during an annual IDOT audit. **MOTION** was made by Commissioner Wilson, **SECOND** by Commissioner Kasher to approve Resolution 2016-02; A Resolution for Improvement by Municipality Under the Illinois Highway Code in the amount of \$150,000.00. **All Ayes; Motion Carried.**

Old Business

None

Legal Counsel

No Report

Engineer Updates

No Report

Maintenance Updates

Maintenance Supervisor Bill Wethington stated the repairs to the Burt Estates lift station are complete. Wethington also reported there was a partial water main leak on Border St. which affected approximately 30 residents. Repairs were completed and residents were notified when boil order was lifted on Saturday 2/6/16.

Clerk Updates

Village Clerk Lori Holmes stated the tablet has been delivered for the GIS mapping program. Holmes also stated Shred-X Ltd. will be at the Village on Friday, February 19, 2016.

Commissioner Comments

Commissioner Kasher:

No Report

Commissioner Wilson:

No Report

Commissioner Johnson:

Absent

Commissioner Warner:

Absent

Mayor Kernc:

Mayor Kernc stated she along with Commissioner Wilson and Village Accountant Sheryl McDaniel will be attending an Enterprise Zone Conference in May.

Adjournment

MOTION was made to adjourn the meeting at 7:10 PM by Commissioner Kasher, **SECOND** by Commissioner Wilson. **All Ayes; Motion Carried.**

Respectively Submitted:

Lori Holmes, Clerk

Approved on February 23, 2016