

MEETING OF THE BOARD OF TRUSTEES

September 19, 2012  
O'Fallon Township  
801 E. State St.  
O'Fallon, IL 62269

CALL TO ORDER at 7:01 P.M.

ROLL CALL

Supervisor Gary Ahle, Town Clerk David M. Witter, Highway Commissioner William Peach, Trustees: Glenn Loyet, Jeff Bevirt, Kenneth Joseph and Gary Hursey; Attorney Cory Easton; Deputy Town Clerk/Recorder Debbie Allsup and General Assistance Administrator/Recorder Sheri Heil.

Others present: Douglas Scott, Gary Fohne, Mel Hutnick and Mark Downs.

APPROVAL OF MINUTES OF AUGUST 15<sup>TH</sup> MEETING

A motion was made by Trustee Jeff Bevirt to approve the minutes of the August 15<sup>th</sup> meeting as presented and seconded by Trustee Gary Hursey. Motion Carried.

APPROVAL OF MINUTES OF AUGUST 29<sup>TH</sup> MEETING

A motion was made by Trustee Kenneth Joseph to approve the minutes of the August 29<sup>th</sup> meeting as presented and seconded by Trustee Jeff Bevirt. Motion Carried.

APPROVAL OF MINUTES OF SEPTEMBER 5<sup>TH</sup> MEETING

A motion was made by Trustee Glenn Loyet to approve the minutes of the September 5<sup>th</sup> meeting as presented and seconded by Trustee Gary Hursey. Motion Carried.

SUPERVISOR'S REPORT

Township Officials of Illinois (TOI) is requesting all elected officials complete their 2013 Legislative Survey. To access this, please go to TOI homepage.

APPROVAL OF SUPERVISORS BILLS

|                         |    |           |
|-------------------------|----|-----------|
| Town Fund               | \$ | 10,753.55 |
| General Assistance Fund | \$ | 908.33    |

Trustee Glenn Loyet made a motion to authorize the payment of the Supervisor's bills be paid accordingly and seconded by Trustee Gary Hursey. Roll Call: Loyet - aye; Bevirt - aye; Ahle - aye; Joseph - aye; Hursey - aye. Motion carried.

## HIGHWAY COMMISSIONER'S REPORT

Highway Commissioner Peach stated the Road District had done the following during the period of August 15<sup>th</sup> to September 19<sup>th</sup>:

- ★ Helped with oiling at Caseyville on August 20<sup>th</sup>, 21<sup>st</sup> and 22<sup>nd</sup>
- ★ Cleaned trucks after oiling
- ★ Cleaned equipment and garage where needed
- ★ Fixed and replaced reference signs on Simmons, Lemon Settlement and Bowler Roads
- ★ Did mowing, weed eating and trash pickup
- ★ Changed oil and serviced 2004 International and 1 ½ ton International trucks
- ★ Cut logs blocking Quarry Bridge and removed logs from creek
- ★ Had 2 trucks state inspected

## APPROVAL OF HIGHWAY COMMISSIONER'S BILLS

|                     |    |            |
|---------------------|----|------------|
| Permanent Road Fund | \$ | 158,118.91 |
| Road & Bridge Fund  | \$ | 23,730.89  |

Trustee Hursey asked if this is the last of the bills for the Borchers Lane project. Commissioner Peach said there will be one more bill after Rite-Way Excavating completes the seeding and strawing along the new road. Trustee Joseph asked when the seeding will be done. Peach said it is the contractor's decision when it will get done. Trustee Bevirt asked how long the contract has been extended between the Peach and the contractor. Peach said there are no extensions or limits on it. Bevirt stated that now would be a good time for them to do the seeding because of the weather.

Trustee Joseph asked Peach about payment to Gonzalez Companies for the Rieder Road project in the amount of \$55,027.90. Peach said this is part of the existing agreement between them and Peach after the budget was approved. Supervisor Ahle asked how much more is owed to Gonzalez from the contract Peach signed. Peach's replied he has never figured it up. Bevirt asked if Gonzalez will be coming to a board meeting anytime soon to update them on what they are doing. Peach said it states on the invoice what work they performed. Bevirt said it states the same thing on every invoice with no details. Peach said Gonzalez has been surveying and they have archaeologists doing some work. They will also be doing some boring for compaction for stabilization of the road because 2 of the hills have to be cut down for sight distance. Peach said the archaeologists are on hold waiting for the farmers to get their crops out. Trustee Hursey asked about what line item amounts. Peach said \$600,000 in Rieder Road is reserve for future work. The payments to Gonzalez come out of engineering line item. A brief discussion followed.

A motion was made by Trustee Gary Hursey to authorize the payment of the Highway Commissioner's bills as presented and seconded by Trustee Jeff Birvire. Roll Call: J. Bevirt - aye; Loyet - abstain; Ahle - aye; K. Joseph - aye; G. Hursey - aye. Motion carried.

## TOWN CLERK REPORT

Clerk Dave Witter stated the township is getting the packets for petitions together to start being picked up on September 25<sup>th</sup>.

## TRUSTEES REPORT

Trustee Joseph asked how far is the road district funding Rieder Road. Supervisor Ahle thought the contract amount is \$1.1 million. Peach said there are 2 phases; working with the railroad and getting funding, the other is doing a  $\frac{1}{2}$  mile of road on each side of the existing railroad. Ahle interjected that he believes Joseph wants to know how much the contract is that Peach signed with Gonzalez. Joseph said the reason he asks is because he saw surveyor stakes all the way down to Shiloh Valley Township Road which is the entire length. Joseph said he did not think they were going that whole length. Ahle didn't think those stakes were ours, but Peach said they are. He continues, in order to design the road at our end, we have to survey all the way down to make sure we are aligned with the road at the other end. Joseph asked if they are going to do boring samples all the way down. Peach said they will only do boring  $\frac{1}{2}$  mile on each side of the underpass. Joseph commented that we paid Gonzalez for surveying of the road all the way down to Shiloh Valley Township. Again, Peach said we have to make sure that our part of the road aligns with the County's road improvements later.

Trustee Joseph addressed the issue of receiving telephone calls from farmers complaining of people in their fields without permission. When they call Joseph to find out what is going on, neither he nor the rest of the board has any idea of what is going on. Joseph ask Peach how these people go about this, did they get permission or, just go on people's property and start digging. Peach said that Gonzalez did get permission from property owners. Joseph said from the 2 telephone calls that he received, the property owners had no knowledge of anybody coming on their property. Peach answered by saying he doesn't run the schedule for the people digging.

Trustee Glenn Loyet asked Peach what is in the contract he signed and did Peach contact the railroad to see whose bridge it is. Peach said it's the railroad's bridge but our road running underneath it. Loyet asked if the railroad is going to do anything to the bridge. Peach answered the railroad won't do anything with the bridge. Peach said it's the road district's liability with the one-lane underpass if something happens. The question comes up again, why are we doing all the work on the bridge if the railroad isn't going to do anything? Peach brings up that he will be able to get funding from Illinois Commerce Commission (ICC). Loyet expressed what Peach is doing is ridiculous.

Trustee Joseph said he thought the township's responsibility is just by the railroad bridge. Why is the township incurring all the surveying expense all the way down to Shiloh Valley Township. Peach again stated we are surveying all the way down for alignment purposes. Peach continued we are working on a  $\frac{1}{2}$  mile on each side of the bridge which has to be done for sight distance and there are 2 hills that have to be cut down for sight distance and that is where they are supposed to be doing the boring. Peach said when they were up on the other property; they went beyond the limits they were supposed to. Joseph asked if Peach means beyond the  $\frac{1}{2}$  mile mark. Peach answered he did not measure but is sure it is.

Trustee Gary Hursey asked Peach if ever heard of, or has any kind of a Gantt Chart (*a type of planning and control chart, designed to show graphically the relationship between planned performance and actual performance over time. It can display critical path elements that affect the minimum time or budget for project completion*). Hursey said the board should be provided with some type of schedule chart so they can have an idea of where Gonzalez is at on the Rieder Road project and asked Peach if the board can get one. Peach said he can ask Gonzalez about it. Hursey made reference to the property owners who called Trustee Joseph about people on their property digging without their knowledge. Trustee Bevirt stated the landowners should be contacted first before anything

is done on their property. Peach now said that it was a misunderstanding. He said the engineer was with him when he spoke with the people and the engineer did not realize they were going to go that far (out of perimeter). Joseph said that was after the fact. Hursey said nobody should go on anybody's property without an easement or right-of-way. Peach said there was no problem and everybody was fine after they talked to them. Trustee Loyet asked Peach if there any specs or reports showing what have been done. Peach said he doesn't have any but is sure the engineers do and is going to try and get like Hursey suggested. Trustee Joseph commented as to what the engineers did in July besides turn in a bill. What did they do in August besides turn a bill in? The board just wants to know something, anything. Joseph asked what is listed on the invoice they are voting to pay tonight. Bevirt read the invoice (#2819); "design engineering services in accordance with approved contract on file with the Township. Specifically, this invoice includes the continuation of design of CSX railroad alignment, continuation of design of roadway, coordination, topographical survey". Joseph asked what does that tell you. They can put that down every month. Bevirt agreed if they looked back, it probably does say the same thing.

Trustee Loyet again asked if the board is going to get any specs for the work done. Peach said the engineers are not far along enough to set up the specs yet. Joseph said as far along as Gonzalez is in billing the township, he thinks they should have something on paper to show the board. Peach said you have to have the engineering in order to design, and without having the whole design, it's not going to mean anything. Joseph stated that with receiving the first of 2 phone calls, you would think a township trustee would know what is going on with the project. Joseph said being a board member who pays the bills, had to tell the caller they know more than he does. Joseph told Peach that is a pretty poor answer. Peach said he didn't have any idea they were out there either. Supervisor Ahle suggested to Peach that he get one of the guys from Gonzalez out here to the next meeting. Ahle continue they said they would come out every 3 months with progress reports and updates. Peach said he will check with Gonzalez. Ahle said he doesn't believe it's too much to ask to get more information from the engineers. Loyet added that Peach should know what is going on since he's the one who signed the contract. Peach said he does know what the engineers are doing; surveying, but until they get enough of it documented, they don't have any plans. They're working to set the plans up. Hursey stated that it's the township's money and the board has to be accountable for it. The board cannot just keep approving the Gonzalez bills. Eventually, they will have to stop approving the bills unless they get more detail on what they're doing. Hursey told Peach, the board is not going to jail for him.

Trustee Joseph said he doesn't see any surveyor stakes and asked Peach if they have a benchmark place where they start out with their surveying? Peach said they use the edge of the existing roadway, marks on the road and measures out into the field so many feet to get the alignment of the road. That's the reason for all the marks and stakes. Bevirt asked if they have to go back to a benchmark to get started. Peach what they are doing right now is getting their elevation using the satellites walking through the fields at different locations; getting their satellite readings on these locations so they know the elevations. Bevirt told Peach if Gonzalez would come in and speak to the board and be more detailed with what they have done, and what they're going to do, the board would probably be a little more satisfied. Ahle told each if he gets Gonzalez to come to the next meeting, Peach wouldn't have so much explaining to do. The bottom line is Peach signed a million dollar contract, the budget was approved for it but, the invoices do not give any detail to inform the board of what work is being done. Peach said he will try and get Gonzalez to attend the next meeting. A brief discussion followed.

### SENIOR REPORT

Trustee Glenn Loyet reported the Senior Committee met on Wednesday, August 22<sup>nd</sup>. The dinner was last Thursday on September 13<sup>th</sup>, and for the entertainment, Elvis was in the house.

### YOUTH REPORT

Trustee Kenneth Joseph happily reported at the last Youth Committee meeting was on Monday, September 19<sup>th</sup>. The topics were the Cardinal baseball game coming up on September 30th and plans for the Halloween Party on October 22<sup>nd</sup>. Joseph added the meeting was well attended and all were enthusiastic with the planning.

### PLANNING REPORT

No report.

### AFTER PROM REPORT

No report.

### UNFINISHED BUSINESS

Election supplies are scheduled to be picked up from St. Clair County on November 6, 2012.

### NEW BUSINESS

Approval of a hall rental request submitted by Art Daronatsy of Pet O'Fallon, LLC for the purpose of hosting a Job Fair on Saturday September 29, 2012 from 7:00 a.m. to 7:00 p.m.

Trustee Glenn Loyet made a motion to approve the use of the Township Hall for Job Fair as presented and seconded by Trustee Kenneth Joseph. Roll Call: Loyet – aye; Bevirt – aye; Ahle – aye; Joseph – aye; Hursey – aye. Motion carried.

Approval of a hall rental request submitted by Joan Kirtley of Community Helpings Produce Coop for the purpose of distributing the product baskets every other Tuesday beginning September 18, 2012.

Supervisor Ahle made it in the form of a motion to approve and to waive the fee. Trustee Loyet asked where they operate from. The group moved their location from Central Church of Christ to the township hall for convenience purposes. Motion seconded by Trustee Jeff Bevirt. Roll Call: Loyet – aye; Bevirt – aye; Ahle – aye; Joseph – aye; G. Hursey – aye. Motion carried.

Township Officials of Illinois (TOI) is offering a Professional Development Course on October 12, 2012 in Springfield. Ahle said if any board member is interested; just ask in the office for more information.

**PUBLIC INPUT**

None.

**ADJOURNMENT**

A motion was made by Trustee Glenn Loyet to adjourn the meeting of the Board of Trustees seconded by Trustee Jeff Bevirt. Motion Carried.

The meeting adjourned at 7:33 P.M.

Respectfully submitted by:

---

David M. Witter  
Town Clerk