

VILLAGE OF BISMARCK

County of Vermilion, State of Illinois

Minutes of Regular Board Meeting, February 20, 2024

1. At 6:32 p.m. in the Village office located at 106 E. Holloway, Bismarck, Illinois, President Brown opened the meeting with the Pledge of Allegiance.
2. Clerk Brandye Kizer took roll call. Board members present were Trustees Terry Light, Sheila Switzer, Mary Potter, Jeff Beukelman, Kris Kizer and President Mike Brown. Treasurer Adam Muehl and Clerk Brandye Kizer were also in attendance. Trustee Tyler Lappin was absent. A quorum was established. Residents and guests in attendance were: Rick Kentner (Planning Commission Chairperson); Tim Welker; Kari Hamilton; Lee High; Tom Kentner; Alex Kentner; and Karel Volpert.
3. Approval of agenda, was made on a motion by Trustee Kris Kizer and seconded by Trustee Terry Light. The motion passed by acclamation.
4. Approval of the Minutes for Regular Board Meeting held on January 16th, 2024 were made on a motion by Trustee Mary Potter and seconded by Trustee Sheila Switzer. Motion passed by acclamation.
5. Public Comments/Questions: Mr. High asked how many law firms have been contacted to work with the village on matters. President Brown stated that Steve Miller and Brian Lawlyes are the Village Attorneys. The Village is not represented by any other law firms. Attorney Brian Lawlyes also stated that to his knowledge that no other law firms have represented the Village since he has been working with the Village. There are times that the village attorneys consult with other legal representation on items. Mrs. Volpert discussed that Keep Vermilion County Beautiful membership dues are due and that entitles the Village to keep one Representative for the Village of Bismarck. Mrs. Volpert asked the board to discuss if they would like to have Mrs. Volpert represent the village as she has in the past or choose another representative. Mrs. Volpert announced some changes at KVCB in changes to membership requirements, electronic day at DACC will be April 6th, 2024; Beatification Grant can be used for murals, banners and landscaping; March 16th is cleanup day around DACC for the upcoming tournament.
6. President's Comments: President Brown welcomed everyone. No questions noted.
7. Correspondence: None
8. **Treasurer's Report**
Treasurer Adam Muehl presented the Treasurer's report. Most of the bills paid out this month are for regular and recurring bills. Total for bills this month was \$2,547.83. Trustee Terry Light made a motion to approve treasurer's report and bills as presented, with a second by Trustee Kris Kizer. The motion passed by roll call vote.

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| Jeff Beukelman- Yea | Terry Light- Yea | Kris Kizer-Yea |
| Mary Potter- Yea | Tyler Lappin- absent | Sheila Switzer-Yea |

Treasurer Adam Muehl's report presented, reported that the account balances as of 01/31/2024 are as follows:

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| New General Fund | \$421,939.51 |
| Old General Fund | \$16,196.61 |
| TIF | \$149,289.36 |
| MFT | \$124,234.53 |

Treasurer Adam Muehl requested approval to transfer \$16,096.61 from Old General Fund to the New General Fund. Trustee Kris Kizer made a motion to approve, with a second by Trustee Sheila Switzer, to approve the transfer of funds as presented. The motion passed by roll call vote.

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| Jeff Beukelman- Yea | Terry Light- Yea | Kris Kizer-Yea |
| Mary Potter- Yea | Tyler Lappin- Absent | Sheila Switzer-Yea |

9. Reports of committees and assignments

a. **Liquor Commission Committee -None**

b. **Planning Commission Committee-** Chairman Kentner stated they received a building permit for Mr. Greg Russell at Stewart Grain, LLC to build a new Bin #26 to accommodate farmers bringing in materials. There was a grain bin that closed down and the closest for farmers in the area would be Attica or Dana, Indiana. This means that farmers will be utilizing Stewart Grain more this season and they cannot accommodate the increase in traffic with what they currently have. Stewart Grain has been in the process of purchasing the land south east of their current property from Dan Ribbe. The attorneys are hoping to finalize the property purchase with the title company by this upcoming Thursday February 22, 2024. The contractors for the grain bin would need to get started as soon as the purchase is finalized. The planning Commission is recommending that the Village Board approve the building permit by Stewart Grain LLC to construct a new grain bin and dryer system, on the condition that the permit is not issued until proof of the purchase of the property has been transferred to Stewart Grain, LLC by Mr. Dan Ribbe. Once the "filed" paperwork is received from the Vermilion County recorders office to the Bismarck Village Clerk showing that the deed to the property is now in the name of Stewart Grain, LLC, then the permit will be issued. Attorney Brian Lawlyes will also check on his end to ensure that the paperwork for the deed has been filed once the Village is told the purchase has been made and filed.

c. **Ordinance –** Attorney Lawlyes reviewed the current proposed solar ordinance with the Village Board. He stated that because it is an amendment to the current zoning ordinance, there is a required public hearing that must be made. This is scheduled for Tuesday, March 12th, 2024 at 6:30pm at the Bismarck Men’s Club. The notice will be placed in the Commercial News on 02/21/2024 to be within the timeframe required by law (no less than 15 days before and no more than 30 days before the Public Hearing). This will give the community time to voice their concerns and opinions on what should be in the solar ordinance. A copy of the ordinance will be available at the Village Office for review. The goal of the ordinance is to put some caveats in the ordinance that the developer would have to abide by. Some developers do not want to abide by some of the restrictions and may decide to not place in the Village. The Village cannot, by law, zone out permitted use of solar farms or make it onerous. This ordinance is only regarding commercial solar and not residential or wind farms at this time. It was discussed this may be a future topic to consider if desired. It would be an additional ordinance.

d. **Health and Safety**

- a. President Brown stated that he has only received interest from one candidate at this time and asked the board if they would want to move forward or wait to see if any other candidates come forward within the next month. It was discussed to wait until next month to see if anyone else applies. Will review applications next month.
- b. Clerk read a citation request submitted by residence Mr. Wright about a monte Carlo at a property neighboring his property. It causes difficulty to see at the stop sign and Mr. Wright has asked for it to be moved to no avail. President Brown stated he will take care of it.
- c. President Brown reviewed the current open citations. He has been going to the Municipal court proceedings in Tilton until we can find a Code Enforcement Officer. Things are continuing to proceed on track.

e. **Budget and Finance**

- i. Clerk Kizer informed the Village Board that the annual budget for the Village is due by the April Board meeting to be finalized. The Board would like to meet to review the budget prior to the approval to ensure that everything looks good. A special meeting to review budget line by line was set for Tuesday March 5th, 2024 at 6:30pm.
- ii. Clerk Kizer presented the membership dues request from Keep Vermilion County Beautiful. The Village pays the \$150 business fee to be a part of KVCB. Trustee Mary Potter made a

motion to approve, with a second by Trustee terry Light, to pay invoice as presented. The motion passed by roll call vote.

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| Jeff Beukelman- Yea | Terry Light- Yea | Kris Kizer-Yea |
| Mary Potter- Yea | Tyler Lappin- Absent | Sheila Switzer-Yea |

- iii. Clerk Kizer presented the invoice from Mr. Ed Ryan, Tax Consultant, to file the Village's AFR for FY ending April 30, 2022 and April 2023 and the TIF audit paperwork for FY ending April 2023. The cost would be for a total of \$6,000.00. Trustee Kris Kizer made a motion to approve, with a second by Trustee Jeff Beukelman, to pay invoice as presented. The motion passed by roll call vote.

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| Jeff Beukelman- Yea | Terry Light- Yea | Kris Kizer-Yea |
| Mary Potter- Yea | Tyler Lappin- Absent | Sheila Switzer-Yea |

f. Tax Increment Financing (TIF)

- i. President Brown and Clerk Brandye Kizer presented the proposed document to enter into a new TIF agreement with Stewart Grain, LLC for the new bin #26 if approved for a permit. The Village currently has a similar agreement for Bin #25 that is up in 2027. The Village Board agreed to enter into a new TIF Incremental Agreement with Stewart Grain for bin #26, pending permit approval, and deed documentation of purchase of the property where the bin will be located. Trustee Kris Kizer made a motion to approve, with a second by Trustee Sheila Switzer, to enter into a TIF Incremental Agreement for Bin #26 that would run through 2034, as presented. The motion passed by roll call vote.

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| Jeff Beukelman- Yea | Terry Light- Yea | Kris Kizer-Yea |
| Mary Potter- Yea | Tyler Lappin- Absent | Sheila Switzer-Yea |

f. Public Works/Municipal Projects (Roads, Drainage, other improvements)-MFT Funded Projects

g. Public Works (non-MFT Funds)

- i. President Brown updated board on the unsewered grant, which nothing has opened yet. Should be opening in 2nd quarter.
- ii. President Brown gave update on the sidewalk from Shake Rag to the high school. Vermilion County did not place the project on their list as they stated they would for the 1st round of funding and President Brown is in contact with how to proceed to get this completed.
- iii. President Brown stated that he will reach out to Wilde at North Fork Dirt and Drainage to see when he will be getting started with the removal of the sidewalk on Chicago in front of the Hillard home.
- iv. President Brown stated that he would like to get some doors for the Kaboda. It was asked if they came with doors as they should have. The warranty information that we have does not show doors. President Brown does not have a cost for the doors, and the Village Board would like to table the action until they have a quote for the cost. Trustee Jeff Beukelman made a motion, with a second by Trustee Terry Light, too table the action. The motion passed by roll call vote.

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| Jeff Beukelman- Yea | Terry Light- Yea | Kris Kizer-Yea |
| Mary Potter- Yea | Tyler Lappin- Absent | Sheila Switzer-Yea |

- v. President Brown stated that they are in need of more barricades to place around the Village in situations when needed. He would like to purchase 4-5 barricades. Trustee Terry Light made a motion, with a second by Trustee Kris Kizer, to approve purchase of 4 barricades. The motion passed by roll call vote.

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| Jeff Beukelman- Yea | Terry Light- Yea | Kris Kizer-Yea |
| Mary Potter- Yea | Tyler Lappin- Absent | Sheila Switzer-Yea |

vi. Clerk Brandye Kizer presented an invoice for snow removal and salt spread from Sam Claypool for \$943.00 for the month of January. Trustee Kris Kizer made a motion, with a second by Trustee Terry Light, to approve the invoice of \$943.00 for snow removal and salt within the Village streets. The motion passed by roll call vote.

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| Jeff Beukelman- Yea | Terry Light- Yea | Kris Kizer-Yea |
| Mary Potter- Yea | Tyler Lappin- Absent | Sheila Switzer-Yea |

vii. Clerk Brandye Kizer discussed the mosquito abatement for this summer and are we going to be doing something about the mosquitoes that are around the swampy areas in the Village. Last year the mosquitoes were very bad and residents were not able to be outside for long. It was requested that residents do not allow standing water on their properties and the Trustee Terry Light will look into the drops that can be placed into the high-water areas or basins.

i. Permits/Zoning/Liquor Applications-

i. Village Board approved the building permit by Stewart Grain LLC to construct a new grain bin and dryer system, on the condition that the permit is not issued until proof of the purchase of the property has been transferred to Stewart Grain, LLC by Mr. Dan Ribbe. Once the "filed" paperwork is received from the Vermilion County recorder's office to the Bismarck Village Clerk showing that the deed to the property is now in the name of Stewart Grain, LLC, then the permit will be issued. Attorney Brian Lawlyes will also check on his end to ensure that the paperwork for the deed has been filed once the Village is told the purchase has been made and filed. This condition is only good for 30 days and then will be revoked if the purchase of the property and deed notification is not received to the Village Clerk by March 20th, 2024. If revoked, then all paperwork for permit will need to be resubmitted for approval. Trustee Kris Kizer made a motion, with a second by Trustee Jeff Beukelman, to conditionally approve the building permit to Stewart Grain, LLC, pending purchase of property in the next 30 days or permission is revoked and will need to be resubmitted. The motion passed by roll call vote.

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| Jeff Beukelman- Yea | Terry Light- Yea | Kris Kizer-Yea |
| Mary Potter- Yea | Tyler Lappin- Absent | Sheila Switzer-Yea |

j. Keep Bismarck Beautiful (KBB)

Trustee Sheila Switzer and Trustee Jeff Beukelman discussed the East Entrance sign. They would like to have it repainted to match the West sign. There is not enough time to completely remake the sign at this time. The Village Board also agreed to allow Mrs. Karel Volpert to remain as the representative for the Village of Bismarck at the Keep Vermilion County Beautiful meetings.

10. Old Business

11. New Business

i. Trustee Kris Kizer discussed clean up day and setting a date for June 22nd, 2024. He would like to get a quote for metal signs that can be reused year after year instead of the corrugated signs that have to be replaced yearly. He will obtain a quote for next meeting. It was also discussed that the cost should be increased to \$30 from \$20 as to take something to the landfill is at least \$150.00. the cost has increased each year from having the trucking company come help us out and the Village usually does not make enough to cover the cost. Trustee Jeff Beukelman made a motion, with a second by Trustee Kris Kizer, to approve the date of June 22nd, 2024 as clean-up day and to increase the cost to \$30. The motion passed by roll call vote.

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| Jeff Beukelman- Yea | Terry Light- Yea | Kris Kizer-Yea |
| Mary Potter- Yea | Tyler Lappin- Absent | Sheila Switzer-Yea |

- ii. Clerk Brandye Kizer discussed that the March and May meeting dates will possibly need to be moved due to events for the Treasurer (March) and the Trustee Kris Kizer and Clerk Brandye Kizer (May- Daughter's 8th grade graduation). The board agreed to change the March meeting date to Monday March 18th, 2024 at 6:30pm from Tuesday March 19th, 2024. Trustee Terry Light made a motion, with a second by Trustee Jeff Beukelman, to approve the date change. The motion passed by acclamation.

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| Jeff Beukelman- Yea | Terry Light- Yea | Kris Kizer-Yea |
| Mary Potter- Yea | Tyler Lappin- Absent | Sheila Switzer-Yea |

12. Consideration of such matters as may lawfully come before the Board, or which are a result of public comments or questions. And/or are the result of an executive/closed session.

13. **Date and Time of Next Meeting** –The next regular meeting will be held at the Village Office in Bismarck, Illinois, at 6:30 p.m. on March 18, 2024 due to several Board Members being on vacation. Bills to be considered for payment and items for the agenda are to be submitted by March 11, 2024, to Village Clerk and Village Treasurer.

14. **Adjournment** – With no further business to come before the current Board at this time, upon motion by Trustee Sheila Switzer, with a second by Trustee Jeff Beukelman, the meeting was adjourned at 8:49 pm. The motion passed by acclamation.

Respectfully Submitted,

Brandye Kizer, Clerk

APPROVED 03/18/2024