

**VILLAGE OF MARYVILLE  
WEDNESDAY, FEBRUARY 4, 2015**

**BOARD MEETING MINUTES**

**6:40 PM CALL TO ORDER**

Mayor Gulledge called the Board Meeting of Wednesday, February 4, 2015 to order. Mayor asked all in attendance to stand for prayer and to remain standing for the Pledge of Allegiance. Mayor Gulledge led in prayer.

**6:41 PM ROLL CALL**

Trustees Present: Vallino, Schmidt, Bell, Kostyshock, Garcia, Short.

Trustees Absent: None.

Also in attendance were Clerk Henry, Attorney Motil, Police Chief Carpenter, Building & Zoning Administrator/Fire Chief Flaughter, Public Works Director Presson, 2 reporters and numerous guests.

**6:41 PM MINUTES**

Mayor Gulledge called for approval of the minutes from the January 21, 2015 Board Meeting. Asked if there were any questions, additions or subtractions to the minutes as prepared by the Clerk. There were none.

Motion to Approve, Moved by Vallino, Seconded by Bell.

Vote: Motion carried by unanimous roll call vote (summary: Yes = 6).

Yes: Vallino, Schmidt, Bell, Kostyshock, Garcia, Short.

**6:42 PM APPROVAL OF BILLS**

Mayor Gulledge called for approval of the bills submitted for payment. Asked if there were any questions, additions or subtractions to the bills as presented. There were none.

Motion to Approve, Moved by Short, Seconded by Garcia.

Vote: Motion carried by unanimous roll call vote (summary: Yes = 6).

Yes: Vallino, Schmidt, Bell, Kostyshock, Garcia, Short.

**6:42 PM COMMUNICATIONS**

There were no communications.

**6:42 PM LEGAL MATTERS**

There were no legal matters.

**6:42 PM OLD BUSINESS**

**6:42 PM** Motion to allow Park Committee members to use a Village cell phone (410-1742) as a contact number for Park events; Moved by Bell, Seconded by Vallino.

Trustee Short asked if a disposable phone had been looked into as an option. Bell answered some of the events will generate numerous phone calls so feels minutes on a disposable would be used up. Bell stated someone will check with AT&T to see if the months that there is no Park event, if the phone can be deactivated.

Vote: Motion carried by unanimous roll call vote (summary: Yes = 6).

Yes: Vallino, Schmidt, Bell, Kostyshock, Garcia, Short.

**6:44 PM** Motion to hire Linda Hunsche as a temporary employee in the Water Clerk position effective January 27, 2015 at \$13.50 per hour with no benefits; Moved by Garcia, Seconded by Bell.

Mayor explained reason for temporary hire is current Water Clerk will be going out for surgery.

Vote: Motion carried by unanimous roll call vote (summary: Yes = 6).

Yes: Vallino, Schmidt, Bell, Kostyshock, Garcia, Short.

**6:45 PM** Motion to approve the creation of a third Sergeant position in the Police Department; Moved by Short, Seconded by Bell.

Short commented, upon approval of the motion, the Chief will obtain the name from the Fire & Police Board of the officer first on the current Sergeant list. Gullledge stated the Deputy Chief position was not filled once Chief Carpenter was promoted to Chief. This third sergeant position will replace the Deputy Chief position for supervision.

Vote: Motion carried by unanimous roll call vote (summary: Yes = 6).

Yes: Vallino, Schmidt, Bell, Kostyshock, Garcia, Short.

### **6:47 PM NEW BUSINESS / TRUSTEE COMMENTS**

**6:47 PM** Gullledge discussed the next agenda item, STP Funding. Stated the Village is applying for federal and state funds to assist with improvements to Pleasant Ridge Road from West Main Street south. Stated the application fee will be refunded if the Village is not awarded the project. Stated the application must be filed by February 19, 2015.

**6:48 PM** Trustee Vallino noted the Rabies Clinic will be on April 18, 2015 and will be held at the Firehouse. Stated he will confirm the pricing with Dr. Hall closer to the event date.

**6:49 PM** Trustee Schmidt stated the Community Improvement Board did not have a quorum present at the meeting scheduled for February 2<sup>nd</sup>. Stated Susan Piazza from Republic Services was in attendance and will be helping the Community Improvement Board attempt to increase recycling efforts in the Village.

**6:50 PM** Motion to approve the submittal of an STP Funding Application to the East-West Gateway Coordinating Council for the Pleasant Ridge Road Improvements – Phase 1 Project at a refundable cost of \$3,750; Moved by Kostyshock, Seconded by Short.

Vote: Motion carried by unanimous roll call vote (summary: Yes = 6).

Yes: Vallino, Schmidt, Bell, Kostyshock, Garcia, Short.

### **6:51 PM CALENDAR UPDATES**

Mayor Gullledge noted the February Discovery Series dates and topics; February 11<sup>th</sup> Caucus meeting; February 12<sup>th</sup> Fire & Police Board meeting; February 16<sup>th</sup> Village Hall and Public Works will be closed for Presidents' Day; February 16<sup>th</sup> Museum meeting and Parks & Recreation Committee meeting; February 23<sup>rd</sup> Planning Commission meeting.

### **6:53 PM STAFF REPORTS**

**6:53 PM** Building & Zoning Administrator Flaughner reported there were no building permits issued in January.

Fire Chief Flaughner presented the January report for the Fire Department.

**6:55 PM** Police Chief Carpenter presented the January report for the Police Department. Also stated the new vehicle is complete with all the graphics and is on the road.

**6:55 PM** Public Works Director Presson reported the Village trucks are out currently plowing and salting the roads.

### **6:56 PM BUSINESS FROM THE FLOOR**

Mr. Raymond Varady presented a petition signed by residents of the following areas: Harmin Lane, Hillside Drive, Burdick Creek, Old Keebler Road, Valley View Lane, Woodland Drive. Petition is to oppose the Village's recent requests for annexations to those individuals who have signed pre-annexation and water service agreements and are now contiguous to the Village boundary. Mr. Varady, whose property was annexed in December, 2014, expressed his reasons for not wanting annexation.

Mr. Jim Stack representing Collinsville Township addressed the Board on behalf of the residents of the area against the annexation.

Several of the area's residents addressed the Board stating their reasons against annexation to Maryville.

**7:12 PM** Mayor Gulledge addressed the issue. Explained the process begins with a pre-annexation agreement being signed by the property owner. The agreement states that in order for water service to be provided to the property, the property owner will agree to voluntarily annex into the Village once the property becomes contiguous to Maryville. These properties are now contiguous so the Village is asking each owner to honor the agreement. Stated this is a common practice for the Village and has been done for many years as properties become contiguous to the Village.

**7:16 PM** Attorney Motil explained how the process for properties outside of the Village limits obtain Maryville water. A letter is written to the property owner once the property is found to be contiguous. The first letter informs the owner of the situation and asks that the owner voluntarily request annexation. If this first letter is ignored, then a stronger letter is sent and hand delivered by a police officer to insure the property owner receives the letter with a water shut-off date. Mr. Motil explained that under municipal law water is not a definite right, it is a privilege. Explained the increase in property taxes is offset partially by reduced water rates, trash rates. Stated it is the duty of the Village to grow its boundaries, and this is one avenue in which that is accomplished.

**7:23 PM** Additional residents of the area addressed the Board and expressed dissatisfaction with having to sign pre-annexation agreements in order to obtain water to their properties. Stated objections to "threatening" letters. Discussion followed regarding pre-annexation agreements that are more than 20 years old. Attorney Motil explained, they would simply be required to sign a new pre-annexation agreement in order to continue having Maryville water service. Discussion followed regarding procedures and objections to requiring pre-annexation agreements. One resident stated that she believed she had read a letter that would require the properties to connect to sewers. Mayor Gulledge corrected this and stated there is no possibility of sewers and no letter from the Village would have stated this. Attorney Motil also clarified for the residents that their mailing address will not change because of the annexation.

**7:37 PM MAYOR'S COMMENTS**

Mayor Gullledge noted that Governor Rauner will be in Troy tomorrow morning at 9:30 a.m. at the Truck Center. Mayor thanked all for attending the meeting, stated he had business cards available for anyone who would want his contact information to discuss any matters further.

**7:38 PM ADJOURN**

There being no further business to come before this meeting, Mayor Gullledge called for a motion to adjourn.

Motion to Adjourn, Moved by Bell, Seconded by Schmidt.

Vote: Motion carried by unanimous roll call vote (summary: Yes = 6).

Yes: Vallino, Schmidt, Bell, Kostyshock, Garcia, Short.

**7:38 PM Meeting Adjourned.**

Respectfully submitted,

Jolene R. Henry  
Village Clerk