

The Regular Meeting of the Moweaqua Village Council was called to order by Mayor Lowe leading in the Pledge to the Flag. Roll Call was answered by Jon King, Howard Wise, Mark Thomas, Steve Ruot, Jim Mahone and Mike Reschke. Employees present were Lola Allen, Officer Maynard, Louis Jordan, Chief McLearin, Boomer Neece, Paul Bollhorst and Attorney for the Village, Mike Antoline was also present. Others attending included Don Whitlow, Steve Hooper, Merle and Karen Bolt, Larry Morrell, Dave Boyd, Marcia Maynard, Janie Wise and Mike Helton.

King made the motion to approve the August Regular Meeting Minutes, Mahone seconded. Council voting Yes: King, Wise, Thomas, Ruot, Mahone and Reschke. No: None.

King made the motion to approve the Treasurers Report, Reschke seconded. Council voting Yes: King, Wise, Thomas, Ruot, Mahone and Reschke. No: None.

Mahone made the motion to approve the Bills to be Paid in September, King seconded. Council voting Yes: King, Wise, Thomas, Ruot, Mahone and Reschke. No: None.

In Mayor Lowe's report she stated that she is disappointed with the TIF progress however thanked Howard Wise for his hard work as TIF liaison. Mayor Lowe also reported that the West Main railroad crossing is in terrible condition. Mayor Lowe stated that the crossing has been inspected by the Illinois Commerce Commission Transportation Division / Rail Safety Section in response to our complaint. The Illinois Commerce Commission has issued a letter to Mr. Shane Cullen of the Decatur Junction Railway Company requesting that they repair the track as soon as possible. No response has yet been received from Mr. Cullen. Mayor Lowe reported that at the advice of Kevin Buckley the working cash fund has been closed and the money has been put into a CD.

In Committee Reports Howard Wise reported that indeed the TIF project is a slow process but they are working steadily to bring it to fruition.

In Public Participation Mike Helton was in attendance and questioned why the situation with his home based business has arisen. Helton states he has been in his current location for 15 years. Helton states that the first shed he built on his property was for the purpose of housing equipment for the business and that a building permit was obtained for the project. Helton is very concerned because he

has been taken to Court and told that he must apply for a Special Use Permit to allow him to continue to conduct business. Mayor Lowe reported to Council and Mr. Helton that there had been a complaint about Brandon Helton's property which is located in the Cook Addition. Brandon is in business with his father and had materials and equipment which were used for the business stored in his yard. Helton questioned why someone didn't approach him personally rather than summons him to Court. Helton also explains that he does not want to go to the expense of erecting a new building to house equipment and then be denied a Special Use Permit. After discussion Ruot made the motion to grant Mike Helton a Special Use Permit and waive the fee contingent upon Helton erecting an additional storage shed to house equipment and materials currently being stored outside, Mahone seconded. Council voting Yes: King, Wise, Thomas, Ruot, Mahone and Reschke. Helton understands he still has to go through the building permit process in order to erect another building on his property. If the building does not comply with Zoning Regulations Helton will have to apply for a variance and pay the associated fee.

Attorney Antoline presented Ordinance 09/09/2008-2 accepting the dedication of public rights of way and easements of the DMJ subdivision. Antoline explains that under Illinois law simply accepting a subdivision does not include accepting sewer lines, culverts etc. The developer must sign a bill of sale before the Village of Moweaqua can accept the dedication. Mahone made the motion to accept Ordinance 09/09/2008-2, King seconded. Council voting Yes: King, Wise, Thomas, Ruot, Mahone and Reschke. No: None.

Attorney Antoline presented a draft of a Golf Cart Ordinance. After discussion Council was in agreement that Antoline should rewrite the Ordinance to better suit the needs of the Village of Moweaqua.

Water and Sewer Superintendent Louis Jordan requested permission to pay off the Illinois Rural Bond Bank. After discussion Mahone made the motion to pay off the Illinois Rural Bond Bank, King seconded. Council voting Yes: King, Wise, Thomas, Ruot, Mahone and Reschke. No: None.

Attorney Antoline reported that money currently in the Tax Refund Project Fund was collected in error for Golf Course Bond and Interest but when the account is closed and the money transferred to another account it does not necessarily have to be deposited into a bond and interest account. The remainder can be deposited into the General Fund or elsewhere as Council sees fit. After discussion, Mahone made the motion to transfer the remaining funds to the Golf Course Bond and

Interest Account, Wise seconded. Council voting Yes: King, Wise, Thomas and Mahone. No: Ruot and Reschke. Antoline explained that the surplus is due to non payers and tax buyers.

Thomas presented the Water Clerk / Deputy Clerk job description. After discussion Thomas made the motion to approve the Water Clerk / Deputy Clerk job description, Wise seconded. Council voting Yes: King, Wise, Thomas, Ruot, Mahone and Reschke. No: None.

Mayor Lowe reported speaking to Attorney Antoline concerning the property located at 320 N. Macon and requested that Street and Alley Superintendent Boomer Neece obtain demolition bids.

Mayor Lowe requested a motion to adjourn if there was no further business to come before Council. Ruot made the motion to adjourn, Wise seconded. Meeting adjourned at 8:30 P.M.