

LAKE/AIRPORT COMMITTEE

May 10, 2012

MEMBERS

Alderman Vota
Alderman Walters
Alderman Dorchinecz
Alderman Lawrence

ALSO PRESENT

Mayor Brotherton
Airport Manager Newberry
Treasurer France
Superintendent Speagle
Superintendent Jackson

Alderman Heberling
Alderman Burtle
Alderman Koonce
Jon Mericle
Kent Metzger
Larry Laker
Shirley Sams

Chairman Vota called the meeting to order at 6:46 P.M.

USDA POWER OF ATTORNEY FOR FARMLAND FOR LAKE AND AIRPORT

The Committee discussed the USDA Power of Attorney for the City Farmland and suggested that the Power of Attorney be updated by the Mayor on each term of Office.

Motion by Alderman Walters and seconded by Alderman Lawrence to recommend to the City Council to accept Duane Stock as the USDA Power of Attorney for the City Farmland. Motion carried 4-0.

UNDERGROUND FUEL TANK UPDATE

Mr. Laker was asked to come before the Committee to discuss a billing issue regarding the underground fuel tank. He and Site Manager, Kent Metzger and Engineer Jon Mericle of KAM Solutions addressed the Committee.

There was a lengthy discussion regarding a bill the City received from Laker Petroleum Services. The invoice date was 4/18/12 in the amount of \$5,201.31 for interest owed on \$122,383.77 which is the amount owed for the removal of contaminated soil at the Airport. This bill was to be paid by funds received through the IEPA, which the City had not yet received.

Airport Manager Bill Newberry was made aware that a check had been issued to the City of Taylorville/KAM Solutions which was deposited by KAM. The City then received a copy of the check which was dated 3/14/12 to the City of Taylorville/KAM Solutions, it was sent to KAM solutions and deposited into their account for a partial payment of \$86,840.89. KAM in turn issued a check to Mr. Laker for \$56,108.27 on 3/19/12. Mr. Laker was informed the City Treasurer and City Clerk had both been looking for this check in the mail and was unaware the check had been sent elsewhere. He was informed the checks should have gone through the City Treasurer as funds received by the City as she will need this information for the auditors.

Mr. Laker explained to the Committee that he had submitted the first bill to the IEPA for \$136,840.00. To date the only amount received is the \$86,840.89 which was received by KAM Solutions. He as well as Mr. Metzger and Mr. Mericle apologized for the confusion stating that a form that was signed by the Mayor in the Agreement allows for them to receive payment. Mr. Metzger apologized stating the City should have been notified the funds were received.

The agreement states that Laker Petroleum can charge the City interest. The problem started when the first bill for payment by IEPA was rejected due to the City being a Corporation which Mr. Laker was not aware. The appeal was done in a timely manner but had to be re-filed through the City Attorney which had to report to the Illinois Pollution Control Board.

Mayor Brotherton stated his concern with the bill was how the interest was charged. Laker Petroleum received partial payment however the City was billed interest based on the full amount borrowed. The balance was adjusted per the amount received leaving a total amount of interest due at \$1,510.58. Mr. Laker stated that he was unaware the City had paid the City Attorney approximately \$1,000.00 for the appeal process. He stated if the Committee was in agreement he would void the bill for the interest since the City has paid the Attorney but to not involve the Attorney in the future. Mr. Mericle advised the Attorney would need to stay involved with the appeal until the remaining \$35,000.00 is received, but his time should be minimal.

In the future the Mayor will sign all of the vouchers with the payments going to the City first, then the Mayor will notify Mr. Laker. Mr. Laker can then send an invoice for payment for the subcontractors.

Chairman Vota advised Mr. Laker this has been a learning process for everyone and that he appreciates everything he has done for the City and wants to continue doing business with Laker Petroleum.

AIRPORT MANAGER'S REPORT

- Hangar Leases - The Circle Steel Hangar is available
- Solar Panels - The week of April 21st the rock was put in where the panels are going to be located. StraightUp Solar will complete the project Monday, May 14th.
- He has been contacting companies for a storage building for the Airport.
- V.O.R (VHF Omni-Directional Range) - has contacted Mr. Robert Hahn concerning the V.O.R., he has not heard anything on the VOR approach request at this time.
- EAA Fly-In & Drive-In Breakfast - The first EAA Fly-In Breakfast will be Sunday, May 20th from 7:00 A.M to 11:00 A.M. The breakfast will be in a new location the Brandis Hangar.

The Mayor advised he has nominated Taylorville Airport as Airport of the Year.

DREDGING

Water Superintendent Speagle advised as part of the Safe Yield Study he recommends hiring the City Engineer to research how much silt is behind the Silt Dams, the density of the silt, and which properties might be utilized to place the removed silt. He stated the silt dams are doing what they are expected to do but are reaching capacity; there are eleven small and two large silt dams. There was discussion as to whether or not this project should be done with different engineers, but after discussion the Committee agreed to proceed with the City Engineer as he already has data from past projects working with silt dams and the dredging of Lake Taylorville.

There was a question regarding how the study would be paid for. After discussion the Committee decided that half would come from the Lake Restoration Fund and half from the Water Fund.

There was discussion regarding where to put the silt after it is removed. Mr. Speagle advised the City may have to look at leasing property to place the silt to dewater depending on where Mr. Greene recommends.

Superintendent Jackson stated the City may have some farmers that would agree to a lease for the silt because it is good top soil. Alderman Dorchinecz stated he was going to abstain at this time.

Motion by Alderman Walters and seconded by Alderman Lawrence to recommend to the City Council to allow Lake Superintendent Jackson and Water Superintendent Speagle to direct City Engineer Joe Greene to do a study in regards to dredging of Lake Taylorville to determine the amount of silt, the density, the best location and what size of berm was needed at a cost not to exceed \$15,000.00; with half coming from the Lake Restoration Fund and half from the Water Fund. Motion carried 3-0-1 Abstention.

LAKE PROPERTY ISSUES

Mayor Brotherton advised the Committee he had to leave, but to keep in mind the City needs to be consistent, they gave away the property at the railroad then wished they hadn't and to keep in mind the dredging project, don't give it away. Alderman Dorchinecz asked wouldn't the property Mr. Rick Champley is wanting be a possible location to put the spoils (silt); you wouldn't have to take the silt out. It could remain to build up the area. Chairman Vota stated there is no hurry. He suggested that the City can wait for Mr. Greene's recommendation and revisit this issue.

There had been discussion at a previous meeting regarding property owned by Mr. Champley. He had stated his property is in the 100 year flood plain and he was not included in the 100 year flood easements during the PL566 Project. City Engineer Joe Greene has since provided documentation showing that his property is not involved in the flood area.

Mr. Champley stated he is very interested in 40-50 acres of property adjacent to his property, stating this is low ground and the only thing this property could be used for is hunting. He stated that he would like to enhance the property for youth hunters. He has been involved for four years in an area in Effingham that has property used for youth hunters and it is amazing to watch these young hunters. He advised they do everything for four to six kids to hunt turkey and deer at this area.

Mr. Champley wants to plant sunflowers on the lake property and stated anything he would put on the property such as hunting stands etc. would be portable. They would probably start out with dove hunting. Chairman Vota stated he doesn't see a problem with leasing the property to Mr. Champley as the City would still maintain ownership. The lease of the property would be for three years.

Mr. Champley advised the Committee that he owns property along the Lake and if the City Engineer thinks his property would be suitable to place the silt perhaps he and the City could reach an agreement to allow the City to place silt in exchange for one year of a three year lease period.

Alderman Walters stated his property would have to be surveyed; Mr. Champley stated he is willing to help pay for the expenses incurred for the survey of property and suggested that this could be included as part of the agreement included in the one year free lease period.

After discussion Chairman Vota stated he would contact City Clerk Peabody to discuss options. Superintendent Jackson stated there would have to be limitations within the terms of the lease.

Motion by Alderman Walters and seconded by Alderman Lawrence to recommend to the City Council to lease property to Lisa and Rick Champley for a three year period. A specific property with terms of agreement to include legal documentation and description of property will follow at a later date. Motion carried 4-0.

APPROVAL OF BOYD DAPPERT YOUTH RESERVATION COUNCIL MINUTES

Chairman Vota stated the Boyd Dappert Youth Reservation Council Minutes will be approved at the Lake Committee Meetings.

Motion by Alderman Walters and seconded by Alderman Lawrence to approve the April 25, 2012 Boyd Dappert Youth Reservation Council minutes. Motion carried 4-0.

SUPERINTENDENT'S REPORT

- Has met with Ben Morrison for electricity for camp 3.
- The Department has been busy putting together boat docks
- The Third Annual S. B. Edwards Youth Fishing Tournament is May 19th at 10:00 A.M. He stated there has been a lot of interest. Whitetail Unlimited donated \$1,000.00. There will be food and soda or water furnished and the first 35 participants will receive a fishing pole that they get to keep.
- The Department has been busy cutting grass
- Shelby Electric has been trimming trees around the power lines; they have been there for a month.
- Informed the Committee there is only one trailer left on the lot, there was discussion regarding people selling property on City property. The Committee stated there is already an Ordinance regarding this issue; Chairman Vota suggested this issue be revisited before next season.
- Everything is rented out for the Memorial Day Weekend, Campgrounds, Lake Lots and Cabins.
- The Department is working to get everything lined up for the 4th of July. He stated there is going to be a 5K run and a car show. He asked the Committee if the car show could be called the "1st Pud Lawyer Car Show", Pud Lawyer recently passed away and had been active in car shows for several years.

ANY OTHER MATTERS

Alderman Walters advised someone contacted him regarding trailers some unlicensed that are being parked at the north end of the Marina Parking Lot. He went to check on the complaint on April 11th and documented boats and trailers that were parked on that day. He presented the Committee with the list and stated tickets could be issued for the unlicensed trailers. There was a suggestion to charge five dollars a day for parking; Chairman Vota asked that this be an agenda item for next month.

Superintendent Jackson stated he has had inquiries regarding allowing people to set up tents. He was asked if this were allowed where would they be; he advised by the shop and he would have room for two or three tents.

Superintendent Jackson informed the Committee a new business owner had contacted him regarding utilizing the island in the middle of the Lake to place a concession stand and a restroom. Chairman Vota will address this next month and the business owner will be invited.

Motion by Alderman Walters and seconded by Alderman Lawrence to adjourn. Motion carried 4-0. Meeting adjourned at 9:07 P.M.

Martin Vota, Chairman
Lake/Airport Committee