

*Village of Fall Creek*  
*Minutes for Regular Village Board Meeting*  
*December 11, 2023*

1. **Call to Order:** 6:00 p.m., Village Hall Meeting Room, 122 E Lincoln Ave., Fall Creek
2. **Roll Call:** Members Present: Trustees Ryan Aylesworth, Chester Goodman, Karen Herbison, Karen Hurd, Sheena Kaatz, Matt Mattoon. Members Absent: Village President Tim Raap. Staff Present: Village Administrator/Public Works Director Jared McKee, Clerk/Treasurer Renee Roemhild. Also Present: 8 citizens.
  - MOTION (Kaatz/Mattoon) to appoint Chester Goodman as Chairperson of the meeting. PASSED, without negative vote.
3. **Pledge of Allegiance**
4. **Certify Open Meeting Law Requirements Have Been Met:** A notice of the meeting and the agenda was posted at the three public places and local newspapers were notified.
5. **Adopt Agenda:**
  - MOTION (Hurd/Mattoon) to move up agenda item 13.F. and proceed directly to it. PASSED, without negative vote.
  - MOTION (Mattoon/Aylesworth) to adopt the agenda as amended. PASSED, without negative vote.
13. **New Business**
  - F. **Review Ordinance re: Shooting Within Village Limits:** Sue Wright addressed the Board stating there was an incident at her property at 770 Kopplin Road in which a rifle was shot from somewhere nearby. The bullet hit their roof, went through the rafters and into their attic. She and her husband were in the home at the time, but no one was injured. The situation was upsetting and Wright requested the Village put up signs at the entrances of the Village to make sure people are aware that shooting of firearms is not allowed within Village limits. Other members of the audience spoke reiterating Wright's concerns. Arlan Carter also stated he didn't think there were iron markers showing the boundaries of the Village and asked if the Village could do something about that.
    - MOTION (Hurd/Aylesworth) to refer the topic to the Public Works, Public Safety & Property Committee. PASSED, without negative vote.
6. **Recognition of Visitors/Citizen Input/Correspondence:**
  - A thank you from a Village resident was read.
  - Information about WHEDA's Restore Main Street loan program was read.
7. **Approval of Minutes:**
  - MOTION (Hurd/Herbison) to approve the 11/13/23 Regular Board, 11/15/23 Plan Commission, 11/30/23 Public Works, Public Safety & Property Committee meeting minutes. PASSED, roll call vote: Goodman-yes, Herbison-yes, Hurd-yes, Kaatz-yes, Mattoon-yes, Aylesworth-yes.
8. **Financial Report:**
  - MOTION (Mattoon/Herbison) to approve the 11/30/23 Budget Comparison Report. PASSED, roll call vote: Herbison-yes, Hurd-yes, Kaatz-yes, Mattoon-yes, Aylesworth-yes, Goodman-yes.
9. **Approval of Bills**
  - A. **Contractor's Pay Request:** Administrator/Public Works Director Jared McKee reviewed pay request #4 for the Randall Road project and recommended approval.
    - MOTION (Kaatz/Mattoon) to approve the application to pay \$161,875.58 to Haas Sons. PASSED, roll call vote: Hurd-yes, Kaatz-yes, Mattoon-yes, Aylesworth-yes, Goodman-yes, Herbison-yes.

**B. Regular Monthly Approval of Bills:**

- MOTION (Mattoon/Aylesworth) to accept the Invoice Listing and Payroll Pay Summary Reports of 11/14/23-12/11/23. PASSED, roll call vote: Kaatz-yes, Mattoon-yes, Aylesworth-yes, Goodman-yes, Herbison-yes, Hurd-yes.

**10. Report of Village Administrator:** McKee gave his monthly report highlighting the department duties accomplished since the last regular board meeting. McKee also reported that Dollar General exercised their right to withdraw from the contract, so the sale of village land on Water Tower Road will not be happening.

**11. Committee Reports:** Trustee Karen Herbison reported on the recent Public Safety, Public Works & Property Committee meeting, stating the committee recommended amending Village Code Chapter 185 Sexual Offender Residency Restrictions to extend the prohibited location of residence distance from 500 to 750 feet from any school, licensed day care, etc. Trustee Matt Mattoon reported on the recent Community Relations, Recreation & Health Committee meeting, stating the committee recommended moving forward with naming the new ballfield Bartow Field.

**12. Unfinished Business:** None.

**13. New Business**

**A. Consider First Readings of Amendments to Village Code Title 16 Zoning Including § 16.1.11 Pole Sheds, 16.2.9 Schedule of Zoning Requirements, 16.4 Commercial Parking, 16.7.5 Wellhead Protection Zone B Regulations:** McKee said the Plan Commission held a public hearing regarding the proposed amendments. He reviewed each one in detail.

Summarizing, the amendments remove the size restriction for pole sheds in agriculture or municipal properties, refer a developer's requirement for park land to Village Code §267-20, amend some parking regulations, and establish wellhead protection regulations for like-residential retail businesses.

- MOTION (Kaatz/Aylesworth) to hold the first reading of the amendments to Title 16 Zoning. PASSED, without negative vote.

**B. Consider Request for Conditional Use Permit for 770 Kennedy Ave for a Club**

**House/Event Venue:** McKee reported the sale of the property fell through and the request is specific to an individual, not a piece of property, so a denial would be in order.

- MOTION (Kaatz/Mattoon) to deny the request for a conditional use permit. PASSED, without negative vote.

**C. Consider Amendments to 2023 Budgets:** McKee reported on the following proposed amendments to the 2023 budgets, stating they were to reflect the changes due to the Randall Road Project.

	From	Increase	To
<b><u>CAPITAL FUNDS</u></b>			
<b>Fund #400 Capital Projects Revenues</b>			
Transfers from Other Funds	0	12,750	12,750
Special Assessments	28,000	158,687	186,687
Other Revenue	147,562	985	148,547
Total Revenues for Fund #400 Portion of Capital Funds	175,562	172,422	347,984
<b>Fund #400 Capital Projects Expenses</b>			
Total Expenses for Fund #400 Portion of Capital Funds	350,890	588,923	939,813

- MOTION (Hurd/Mattoon) to approve the amendments as presented. PASSED, roll call vote: Mattoon-yes, Aylesworth-yes, Goodman-yes, Herbison-yes, Hurd-yes, Kaatz-yes.

- D. Consider Appointment of Election Officials:** Chairperson Chester Goodman read the list of proposed election inspectors for 2024-2025. They are as follows:

Party Affiliation	Election Officials for 2024-2025
Republican	Cesafsky, Jeanette
Republican	Kaatz, James
Republican	Kuehn, John
Republican	Mischke, Deb
Republican	Riemenschneider, Cheri
Republican	Rowe, Scott
Republican	Strasburg, Karen
Republican	Vold, Diane
Unaffiliated	Borofka, Jane
Unaffiliated	Fellenz, Terry
Unaffiliated	Goodman, Dustin
Unaffiliated	Goodman, Lisa
Unaffiliated	Hartung, Joe
Unaffiliated	Mattoon, Pamela
Unaffiliated	Millen, Diana
Unaffiliated	Raap, Tim
Unaffiliated	Thomson, Julie
Unaffiliated	Thomson, Ken
Unaffiliated	Walter, Betty

- MOTION (Kaatz/Aylesworth) to appoint the names listed as election inspectors for 2024-2025. PASSED, without negative vote.

**E. Bartender Operator License Applications:**

- MOTION (Aylesworth/Hurd) granting a bartender operator license for the remainder of the 2023-2024 license year to Catherine Dietel. PASSED, without negative vote.

**14. Committee Recommendations**

- A. Consider First Readings of Amendments to Village Code Chapter 185 Sexual Offender Residency Restrictions:** Chairperson Goodman stated the committee met and recommended an increase in the distance required between an allowed placement location and an area where children are known to congregate.

- MOTION (Kaatz/ Mattoon) to hold the first reading of the amendments to Chapter 185 Sexual Offender Residency Restrictions. PASSED, without negative vote.

- B. Consider Name for Ballfield:** Chairperson Goodman stated the committee met and made a recommendation as stated in the committee reports.

- MOTION (Hurd/Herbison) to name the new ballfield at Keller Park *Bartow Field*. PASSED, without negative vote.

**15. Possible Assignment to Committee:** Already referred in agenda item #13.F.

**16. Adjournment:** @ 7:12 p.m.

Renee Roemhild, Clerk/Treasurer