

REGULAR MEETING OF THE VILLAGE BOARD MINUTES, APRIL 5, 2010

The Regular Meeting of the Village Board was held Monday, April 5, 2010 at the New Baden Village Hall, 1 East Hanover Street. President Brandmeyer called the meeting to order at 7:00 p.m.

Present and answering to roll call: Trustees Malina, Gloeckner, Linthicum, Oster, Picard, Mastromatteo. **Absent:** None. **Staff Members Present:** Clerk Crane; Village Attorney Doug Gruenke; Village Treasurer Pollmann; Chief Building & Zoning Official Green; Dave Griesbaum, Chairperson for Zoning Board of Appeals; and Police Chief Riley.

A motion was made by Trustee Gloeckner and seconded by Trustee Picard to approve the Consent Agenda, which includes the Minutes from the March 1, 2010 Regular Meeting, the Minutes of the March 15, 2010 Committee-at-Large Meeting and authorization of payment of current invoices.

Ayes: Malina, Gloeckner, Linthicum, Oster, Picard, Mastromatteo.

Nays: None.

Absent: None.

A majority of the Board voting aye, the motion carried.

Ordinance 829:
Supplemental
Appropriations

A motion was made by Trustee Picard and seconded by Trustee Gloeckner to pass Ordinance 829: Approving Supplemental Appropriations for Fiscal Year 2009/10.

Ayes: Gloeckner, Linthicum, Oster, Picard, Mastromatteo, Malina.

Nays: None.

Absent: None.

A majority of the Board voting aye, the motion carried.

Ordinance 830:
Amending Section
1-2-5 of Code of
Ordinances

A motion was made by Trustee Gloeckner and seconded by Trustee Picard to pass Ordinance 830: Amending Section 1-2-5 of the Code of Ordinances (Committees). This splits the Finance Committee into 2 separate committees, Finance and Personnel. It eliminates the Recreation Committee; when then becomes a part of the Community Coordination Committee. There will be no procedural changes; committee members will change with the new fiscal year.

Ayes: Linthicum, Oster, Picard, Mastromatteo, Malina, Gloeckner.

Nays: None.

Absent: None.

A majority of the Board voting aye, the motion carried.

Resolution 2010-03:
Village Administrator
Employment Contract

A motion was made by Trustee Malina and seconded by Trustee Oster to pass Resolution 2010-03: Authorizing Employment Contract with the Village Administrator, James Morani.

Ayes: Oster, Picard, Mastromatteo, Malina, Gloeckner, Linthicum.

Nays: None.

Absent: None.

A majority of the Board voting aye, the motion carried.

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Resolution 2010-04:
Opposing Reduction
of the LGDF

A motion was made by Trustee Gloeckner and seconded by Trustee Picard to pass Resolution 2010-04: Opposing Reduction of Local Government Distributive Fund. This proposed withholding of municipal revenue will cost each municipality \$23.10 per resident; which would impact the Village of New Baden by approximately \$75,000.00.

Ayes: Picard, Mastromatteo, Malina, Gloeckner, Linthicum, Oster.

Nays: None.

Absent: None.

A majority of the Board voting aye, the motion carried.

Drainage issues: 514
Kathy Ln (Monical
Property)

Continued discussion on drainage issues at 514 Kathy Lane; this has been an issue since 2005. Property owner Lee Monical was in attendance. Mr. Monical does not want rip-rap installed in the location due to the amount of foot traffic through the area. Trustee Gloeckner and Oster suggested the installation of a reduction box placed at the north end of the ditch; issues are from a 30-inch pipe that was installed. HMG and Rhutasel & Assoc. have both reviewed the issue and reached the same conclusions. Brian Buchheit of Henry, Meisenheimer, & Gende (Village Engineers) was in attendance and asked a few questions. He recommends having Public Works Commissioner Ron Renth get involved with the process. Original plans need to be reviewed and a Public Works Committee meeting will be scheduled.

TIF Request: Ahner
Florists and
Greenhouse

Ted and Dawn Ahner of Ahner Florists and Greenhouse, 415 West Hanover Street, have submitted a TIF request for the installation of a concrete pad and a mono-sloped roof to be attached to the front of the greenhouse. Keith Moran, Moran Economic Development, reviewed the plan and recommended a 100% reimbursement of TIF eligible expenses, approximately \$6,400.00. Since his review, total costs have increased to about \$15,000.00 from an original \$13,000.00.

A motion was made by Trustee Malina and seconded by Trustee Oster to approve 100% reimbursement up to \$7,500.00 of TIF eligible expenses to Ted & Dawn Ahner of Ahner Florists & Greenhouse.

Ayes: Malina, Gloeckner, Linthicum, Oster, Picard, Mastromatteo.

Nays: None.

Absent: None.

A majority of the Board voting aye, the motion carried.

Ameren Gas
Franchise

Attorney Gruenke has been in contact with Ameren representatives in regard to the Ameren Gas Franchise agreement. He has conveyed the request of additional gas lines and assistance with energy efficient equipment (picking out equipment and information on grants). No new information.

South Railway Water
Main Replacement:
Bid Award

A motion was made by Trustee Malina and seconded by Trustee Gloeckner to award the South Railway Water Main Replacement to the low bidder, KRB Excavating, \$111,099.60; this was \$29,000.00 below the pre-bid opinion of probable cost as prepared by HMG. This project has been budgeted out of the Water Fund.

Ayes: Gloeckner, Linthicum, Oster, Picard, Mastromatteo, Malina.

Nays: None.

Absent: None.

A majority of the Board voting aye, the motion carried.

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2010 Motor Fuel Tax

A motion was made by Trustee Gloeckner and seconded by Trustee Linthicum to approve the 2010 Motor Fuel Tax in an appropriated amount of \$115,000.00 for Fiscal Year 10/11.

Ayes: Linthicum, Oster, Picard, Mastromatteo, Malina, Gloeckner.

Nays: None.

Absent: None.

A majority of the Board voting aye, the motion carried.

Pay Request: Haier Plumbing & Heating for WWTF

A motion was made by Trustee Linthicum and seconded by Trustee Gloeckner to authorize Pay Request #1 submitted by Haier Plumbing & Heating for the Wastewater Treatment Facility, \$173,923.20.

Ayes: Oster, Picard, Mastromatteo, Malina, Gloeckner, Linthicum.

Nays: None.

Absent: None.

A majority of the Board voting aye, the motion carried.

Regulating Synthetic Cannabinoids

Discussion regulating the sale, possession, or offering for sale of synthetic cannabinoids (K2) in the Village of New Baden. The State of Illinois is currently reviewing this topic. Anything the State decides will have precedence over the Village's action. Attorney Gruenke will prepare an ordinance for the May 3, 2010 meeting.

Resignation: Kevin Ogden, Park Board

A motion was made by Trustee Gloeckner and seconded by Trustee Linthicum to accept the resignation of Kevin Ogden from the Park Board.

Ayes: Picard, Mastromatteo, Malina, Gloeckner, Linthicum, Oster.

Nays: None.

Absent: None.

A majority of the Board voting aye, the motion carried.

Appointment: Bob Nielsen, Park Board

A motion was made by Trustee Gloeckner and seconded by Trustee Picard to accept the appointment of Bob Nielsen to the Park Board.

Ayes: Mastromatteo, Malina, Gloeckner, Linthicum, Oster, Picard.

Nays: None.

Absent: None.

A majority of the Board voting aye, the motion carried.

Special Events Liquor License: Outside Inn

A motion was made by Trustee Picard and seconded by Trustee Gloeckner to authorize the Special Events Liquor License to the Outside Inn for the Freedom Ride Poker Run on May 22, 2010. This will include the stipulation that additional crowd control be hired due to past issues at this event.

Ayes: Malina, Gloeckner, Linthicum, Oster, Picard.

Nays: Mastromatteo.

Absent: None.

A majority of the Board voting aye, the motion carried.

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Pay Request:
Westport Pools

A motion was made by Trustee Malina and seconded by Trustee Picard to authorize a pay request from Westport Pools, \$95,597.73; this is for equipment they are currently storing for the Village until the Pool renovation begins. Discussion on the status of the pool permit application with the State of Illinois. Ron Renth, Trustee Oster and Malina, along with Westport Pool representatives will be meeting in Springfield with the Illinois Dept. of Public Health on Thursday, April 8, 2010 in regards to the permit application.

Ayes: Gloeckner, Linthicum, Oster, Picard, Mastromatteo, Malina.

Nays: None.

Absent: None.

A majority of the Board voting aye, the motion carried.

Funds Transfer

A motion was made by Trustee Gloeckner and seconded by Trustee Linthicum to authorize a permanent transfer of funds from TIF to the Pool fund for the pay request from Westport Pools.

Ayes: Linthicum, Oster, Picard, Mastromatteo, Malina, Gloeckner.

Nays: None.

Absent: None.

A majority of the Board voting aye, the motion carried.

Mosquito Spraying

A motion was made by Trustee Oster and seconded by Trustee Mastromatteo to authorize Egyptian Outdoor Spraying to do mosquito spraying, \$4,200.00

Ayes: Oster, Picard, Mastromatteo, Malina, Gloeckner.

Nays: Linthicum.

Absent: None.

A majority of the Board voting aye, the motion carried.

Zoning Board of Appeals
Recommendation:
206 East Hanover St

The Zoning Board of Appeals held a public hearing on Thursday, March 18, 2010 at 7:00 to discuss an area bulk variance request from James & Helena Quaid, property owners of 206 East Hanover Street. The request is to allow a residence in a CB-2 district.

A motion was made by Trustee Gloeckner and seconded by Trustee Picard to accept the recommendations of the Zoning Board of Appeals. This will allow the Quaid's six (6) months from the date of the ordinance to have work completed and an occupancy permit issued. Failure to do so will have the property stay commercially zoned. Ordinance will be prepared for the May 3, 2010 meeting.

Ayes: Picard, Mastromatteo, Malina, Gloeckner, Linthicum, Oster.

Nays: None.

Absent: None.

A majority of the Board voting aye, the motion carried.

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Transfer of Assets & Liabilities

A motion was made by Trustee Malina and seconded by Trustee Gloeckner to authorize the transfer of assets and liabilities from the Fire Tax Fund to the General Fund, \$2,856.97. These funds are no longer needed since the formation of the New Baden Fire Protection District.

Ayes: Mastromatteo, Malina, Gloeckner, Linthicum, Oster, Picard.

Nays: None.

Absent: None.

A majority of the Board voting aye, the motion carried.

Library Debt Write-off

A motion was made by Trustee Oster and seconded by Trustee Linthicum to authorize the write-off of debt due to the General Fund from the Library in regards to insurance, \$1,109.36.

Ayes: Malina, Gloeckner, Linthicum, Oster, Picard, Mastromatteo.

Nays: None.

Absent: None.

A majority of the Board voting aye, the motion carried.

Funds Transfer

A motion was made by Trustee Gloeckner and seconded by Trustee Malina to authorize a permanent transfer of funds from TIF to the Park fund for the new restroom and concession stand; \$16,426.60.

Ayes: Gloeckner, Oster, Picard, Mastromatteo, Malina.

Nays: Linthicum.

Absent: None.

A majority of the Board voting aye, the motion carried.

Funds Transfer

A motion was made by Trustee Linthicum and seconded by Trustee Picard to authorize a permanent transfer of funds from TIF to the General fund for the Police Depts. evidence room and storage lockers; \$1,945.00

Ayes: Linthicum, Oster, Picard, Mastromatteo, Malina, Gloeckner.

Nays: None.

Absent: None.

A majority of the Board voting aye, the motion carried.

Executive Session

A motion was made by Trustee Malina and seconded by Trustee Gloeckner to adjourn the meeting to Closed Session.

Ayes: Oster, Picard, Mastromatteo, Malina, Gloeckner, Linthicum.

Nays: None.

Absent: None.

A majority of the Board voting aye, the motion carried and the meeting was adjourned to Closed Session at 8:00 p.m.

Overlooked adding the reason for Closed Session.

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Closed Session

A motion was made by Trustee Malina and seconded by Trustee Gloeckner to adjourn the meeting to Closed Session to discuss Personnel.

Ayes: Malina, Gloeckner, Linthicum, Oster, Picard, Mastromatteo.

Nays: None.

Absent: None.

A majority of the Board voting aye, the motion carried and the meeting was adjourned to Closed Session at 8:01 p.m.

Meeting reconvened at 8:24 p.m.

There being no further business to be brought before the Village Board, a motion was made by Trustee Mastromatteo and seconded by Trustee Picard to adjourn the meeting.

Ayes: Malina, Gloeckner, Linthicum, Oster, Picard, Mastromatteo.

Nays: None.

Absent: None.

A majority of the Board voting aye, the motion carried and the meeting was adjourned at 8:25 p.m.

Teri L Crane, Village Clerk
Approved: May 3, 2010