

## MINUTES: REGULAR MEETING MAY 4, 2009

The regular meeting of the Village Board was held Monday, May 4, 2009 in the Village Hall. President Hoerchler called the meeting to order at 7:00 p.m.

**Present:** President Hoerchler, Trustees Fiedler, Brandmeyer, Malina, Swank, Linthicum and Gloeckner. **Absent:** None. **Staff Members Present:** Administrator Nielsen; Clerk Crane; and Village Attorney Doug Gruenke.

A motion was made by Trustee Gloeckner and seconded by Trustee Brandmeyer to approve the Regular Agenda.

**Ayes:** Fiedler, Brandmeyer, Malina, Swank, Linthicum, Gloeckner.

**Nays:** None.

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

A motion was made by Trustee Swank and seconded by Trustee Gloeckner to approve the Consent Agenda, which includes the Minutes from the April 6, 2009 Regular Meeting, the Minutes of the April 20, 2009 Committee-at-Large Meeting and authorization of payment of current invoices.

**Ayes:** Brandmeyer, Malina, Swank, Linthicum, Gloeckner, Fiedler.

**Nays:** None.

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

### Jillian Drive Connector

A motion was made by Trustee Malina and seconded by Trustee Gloeckner to accept the low bid from Kassen Excavating, Inc. of Damiansville for the Jillian Drive Connector, \$67,915.35. Bids were received from: K.R.B. Excavating, \$71,974.60; Rite-Way Excavating, \$72,863.80; Korte & Luitjohan Contractors, Inc., \$96,955.00; Haier Plumbing & Heating, Inc., \$82,994.50; and Noeth Excavating Systems, Inc., \$93,973.57.

**Ayes:** Malina, Swank, Linthicum, Gloeckner, Fiedler, Brandmeyer.

**Nays:** None

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

### Ordinance #786: Directing Sale of Municipal Real Estate

A motion was made by Trustee Gloeckner and seconded by Trustee Linthicum to pass Ordinance #786: Directing the Sale of Certain Municipal Real Estate (State Route 160 & East Cedar Street to the New Baden Chamber of Commerce).

**Ayes:** Swank, Linthicum, Gloeckner, Fiedler, Brandmeyer, Malina.

**Nays:** None

A majority of the Board voting aye, the motion carried

### Collaborative Leadership Conference

A motion was made by Trustee Fiedler and seconded by Trustee Gloeckner to approve Administrator Nielsen to attend the Collaborative Leadership Conference sponsored by the Illinois Municipal League on May 22, 2009 in Mt. Vernon; cost \$35.00.

**Ayes:** Swank, Linthicum, Gloeckner, Brandmeyer, Malina.

**Nays:** None

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

### Legion Ball Diamond Concession Stand Agreement

A motion was made by Trustee Brandmeyer and seconded by Trustee Gloeckner to approve the agreement for the Legion Ball Diamond Concession stand with the American Legion Ball Team.

**Ayes:** Fiedler, Brandmeyer, Malina, Swank, Gloeckner.

**Nays:** None; **Abstain:** Linthicum

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

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Trustee Brandmeyer  
Resignation

Attorney Gruenke stated that Trustee Brandmeyer did not need to resign his position; it was automatic once he took the Oath of Office as the Village President.

Oath of Office

Attorney Gruenke swore in Teri Crane as Village Clerk.

Clerk Crane swore in David Brandmeyer as Village President.

Clerk Crane swore in newly elected officials: Jerry Linthicum, Bob Oster, and Christy Picard.

A motion was made by Trustee Gloeckner and seconded by Trustee Oster to approve the appointment of Frank Mastromatteo to fill the vacancy left by President Brandmeyer.

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

**Nays:** Picard

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

Appointment:  
Treasurer

A motion was made by Trustee Linthicum and seconded by Trustee Gloeckner to approve the appointment of Thomas Pollmann as Village Treasurer.

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

**Nays:** None

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

Appointment: Village  
Administrator

A motion was made by Trustee Picard and seconded by Trustee Gloeckner to approve the appointment of Bob Nielsen as Village Administrator.

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

**Nays:** None

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

Appointment: Village  
Attorney

A motion was made by Trustee Gloeckner and seconded by Trustee Linthicum to approve the appointment of Doug Gruenke of Belsheim & Bruckert, LLC, as the Village Attorney.

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

**Nays:** None

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

Appointment: Chief of  
Police

A motion was made by Trustee Linthicum and seconded by Trustee Malina to approve the appointment of Michael Riley as Chief of Police of New Baden.

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

**Nays:** None

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

Plaque Presentation

Plaques and thanks were extended to Mayor Hoerchler for his 12 years of service to the Village; to Leonard Fiedler for his 20 years of service as a Trustee; and to Patty Swank for her 4 years of service as a Trustee.

A motion was made by Trustee Gloeckner and seconded by Trustee Picard to continue this meeting until Monday, May 11, 2009 at 7:00 p.m. at Village Hall.

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

**Nays:** None

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

Meeting recessed at approximately 7:30 p.m. on Monday, May 4, 2009.

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Meeting reconvened at 7:00 p.m. on Monday, May 11, 2009 at Village Hall.

**Present:** President Brandmeyer, Trustees Malina, Gloeckner, Linthicum, Oster, Picard. **Absent:** Trustee Mastromatteo. **Staff Members Present:** Administrator Nielsen; Clerk Crane; Village Attorney Doug Gruenke; and Doug Ratermann of Henry, Meisenheimer & Gende, Inc., Village Engineers.

100 North 6<sup>th</sup> Street  
Complaint

Residents Franny Stempel and Susan Lawson were in attendance to discuss their concerns for 100 North 6<sup>th</sup> Street. They state the resident have garbage piled up, cock roach issues on the property, and grass maintenance issues. They were asking what the Village will be doing regarding the property. Mayor Brandmeyer stated that the issue will be discussed on May 18, 2009 at the Committee-at-Large meeting.

Discussion on other properties in town that requiring maintenance. Main concern was the Comfort Corner property. Administrator Nielsen was given permission to have the Public Works Dept. cut the grass and make sure a bill is prepared to place a lien on the property.

Trustee Mastromatteo arrived at 7:10 p.m.

Ordinance #787:  
Retailers' Occupation  
Tax and a Service  
Occupation Tax

A motion was made by Trustee Linthicum and seconded by Trustee Picard to pass Ordinance #787: Imposing a Retailers' Occupation Tax and a Service Occupation Tax. This was approved by voters on the April 7, 2009 ballot. This will go into effect January 1, 2010.

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

**Nays:** None

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

Newly Elected  
Officials Conference

A motion was made by Trustee Gloeckner and seconded by Trustee Linthicum to approve the attendance of Trustees at the Newly Elected Officials Conference on Thursday, June 11, 2009 at Rend Lake, \$55.00 per registrant.

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

**Nays:** None

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

Raffle License

A motion was made by Trustee Malina and seconded by Trustee Mastromatteo to approve Raffle Licenses for American Legion, St. George Parish, Zion United Church of Christ, New Baden Jaycees and the New Baden Fire Protection District, fees will be waived.

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

**Nays:** None

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

HMG Engineering  
Agreements & Plans

Agreements and plans were submitted by HMG for work to be done on Clinton Street, Railway Street and the construction of South 1<sup>st</sup> Street. Discussion on what to do to the streets. Construction of 1<sup>st</sup> Street: Doug Ratermann stated that he believes there to be enough room to have 2 lanes of traffic with parallel parking on both sides and a sidewalk. The main concern is drainage of storm water. There is the possibility of cost sharing with Clinton Co. Hwy. Dept for South Clinton Street because it is considered a county highway. Mr. Ratermann believes it would take approximately 2months to complete all 5 projects at the same time.

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Mosquito Spraying

A motion was made by Trustee Malina and seconded by Trustee Mastromatteo to approve Egyptian Outdoor Spraying to do the seasonal mosquito spraying, \$4,200.00. The Village received \$2,100.00 in a grant last year; will apply for it again if it is available. The funds were returned since the Village did not do mosquito spraying in 2008.

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

**Nays:** Linthicum

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

Executive Session

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

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

**Nays:** None

A majority of the Council voting aye, the motion carried and the meeting was adjourned at 7:40 p.m.

Regular Meeting reconvened at 8:25 p.m.

Discussion on Board Member relations; Trustees need to work together. Review of chain of command.

Committee Structure

Discussion on committee structure; going back to 3-member committees instead of 4-member committees. Tabled until 05/18/09.

Public Works Dept.

Tabled.

Budget FY 09/10

Tabled.

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

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

**Nays:** None

A majority of the Board voting aye, the motion carried and the meeting was adjourned at 8:45 p.m.

Teri L Crane, Village Clerk