

REGULAR MEETING OF THE VILLAGE BOARD MINUTES, JUNE 4, 2012

The Regular Meeting of the Village Board was held Monday, June 4, 2012, 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: Mayor Brandmeyer, Trustees Malina, Linthicum, Picard, Nielsen and Gunn. **Absent:** Oster. **Staff Members Present:** Village Clerk Crane; Administrator Morani; Attorney Gruenke & Attorney Palen of Belsheim & Bruckert, LLC; Police Chief Riley; Chief Building & Zoning Official Green; and Treasurer Pollmann.

A motion was made by Trustee Linthicum and seconded by Trustee Nielsen to approve the Consent Agenda, which includes the Minutes from the May 7, 2012, Regular Meeting, the May 21, 2012, Committee-at-Large Meeting and authorization of payment of current invoices.

Ayes: Malina, Linthicum, Picard, Nielsen, Gunn.

Nays: None.

Absent: Oster.

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

Ordinance 2012-06-04-A: Adopting a Revised Subdivision Code

A motion was made by Trustee Malina and seconded by Trustee Nielsen to approve Ordinance 2012-06-04-A: Adopting a Revised Subdivision Code for the Village of New Baden. The Plan Commission held a public hearing on May 29 and has recommended its adoption.

Ayes: Linthicum, Picard, Nielsen, Gunn, Malina.

Nays: None.

Absent: Oster.

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

Ordinance 2012-06-04-B: Intergovernmental Agreement with Wesclin School District

A motion was made by Trustee Linthicum and seconded by Trustee Nielsen to approve Ordinance 2012-06-04-B: Approving an Intergovernmental Agreement with the Wesclin Community Unit School District #3 for Supplying Labor and Equipment for Various Purposes. This is a three (3) year agreement. This agreement is essentially an extension of the current agreement between the two parties. During the term of the first agreement, the Village oiled and chipped the driveway and made drainage improvements at New Baden Elementary, while Wesclin staff performed maintenance work on the Civic Center gym floor.

Ayes: Picard, Nielsen, Gunn, Malina, Linthicum.

Nays: None.

Absent: Oster.

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

Ordinance 2012-06-04-C: Repeal Ord. 689 and Adopt a New Flood Plain Code

A motion was made by Trustee Nielsen and seconded by Trustee Gunn to approve Ordinance 2012-06-04-C: Repealing Ord. 689, Regulating Development in Floodplain Areas, and Adopting a New Floodplain Code. This ordinance cleans up an error discovered during the codification process.

Ayes: Nielsen, Gunn, Malina, Linthicum, Picard.

Nays: None.

Absent: Oster.

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

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Ordinance 2012-06-04-D: Municipal Telecommunications Tax

Tabled until all Village Board members are present to consider.

Ordinance 2012-06-04-E: Amending License Fees for Solicitation

A motion was made by Trustee Malina and seconded by Trustee Picard to approve Ordinance 2012-06-04-E: Amending License Fees for Solicitation. This changes door-to-door solicitation fees from \$5 per day per person and \$25 per year to \$25 per day per person and \$100 per year.

Ayes: Gunn, Malina, Linthicum, Picard, Nielsen.

Nays: None.

Absent: Oster.

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

Ordinance 2012-06-04-F: Zoning Change for Property on East Illinois Street

A motion was made by Trustee Malina and seconded by Trustee Nielsen to approve Ordinance 2012-06-04-F: Changing the Zoning Classification of Property Located on East Illinois Street from "A" to "CB-2". This ordinance rezones certain property being sold by the Village so the entire 4.10-acre tract is classified as Community Business (CB-2). Currently, the frontage property at the north (1.21 acres) is zoned CB-2 while the southern portion (2.89 acres) is zoned Agricultural (A). The Plan Commission held a public hearing on May 29 and has recommended its adoption.

Ayes: Malina, Linthicum, Picard, Nielsen, Gunn.

Nays: None.

Absent: Oster.

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

Ordinance 2012-06-04-G: New Baden Commercial Subdivision Plat

A motion was made by Trustee Gunn and seconded by Trustee Picard to approve Ordinance 2012-06-04-G: Approving the Subdivision Plat for New Baden Commercial Subdivision (located on East Illinois Street). The minor subdivision plat was prepared in accordance with the Illinois Plat Act and the Village of New Baden Subdivision Code. Approval of the plat will permit the Village to sell 4.10 acres of property north of the maintenance shed (identified as Lot 1 on the plat). The Plan Commission held a public hearing on May 29 and has recommended its adoption.

Ayes: Linthicum, Picard, Nielsen, Gunn, Malina.

Nays: None.

Absent: Oster.

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

Resolution 2012-06-04-A: Authorize Sale of 405 East Illinois Street Property

A motion was made by Trustee Picard and seconded by Trustee Nielsen to approve Resolution 2012-06-04-A: Authorizing the Sale of Property Located at 405 East Illinois Street (4.10 acres).

Ayes: Picard, Nielsen, Gunn, Malina, Linthicum.

Nays: None.

Absent: Oster.

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

Resolution 2012-06-04-B: Inducement Resolution for 501 W Hanover St

No action taken. Signed documents have not been received. This was approved at the reconvened meeting on June 18, see below.

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Project Funding Agreement: 501 W Hanover St

No action taken. Signed documents have not been received. This was approved at the reconvened meeting on June 18, see below.

Zoning Variance Application Addition

A motion was made by Trustee Malina and seconded by Trustee Picard to approve the addition of the following language to the Zoning Variance Application: "Do you require the presence of a certified court reporter at the Zoning Hearing? If so, an additional fee of \$250.00 must be paid at the time the application is submitted. _____ Yes _____ No". This is a recommendation from Village Attorney Gruenke, allowing the applicant for a zoning variance the option to have a court reporter in attendance at the zoning hearing. If the applicant chooses this option, an additional fee of \$250 will be assessed; this amount, for the most part, will cover the Village's costs for this service.

Ayes: Nielsen, Gunn, Malina, Linthicum, Picard.

Nays: None.

Absent: Oster.

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

First & Poplar Drainage Project Award

No action taken. Waiting on verification from low bidder regarding pipe specifications. This was approved at the reconvened meeting on June 18, see below.

Part-time Police Officer: Michael Dahm

A motion was made by Trustee Picard and seconded by Trustee Gunn to approve the hiring of part-time police officer Michael Dahm.

Ayes: Malina, Linthicum, Picard, Nielsen, Gunn.

Nays: None.

Absent: Oster.

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

Part-time Police Officer: Steven Mathis

A motion was made by Trustee Gunn and seconded by Trustee Nielsen to approve the hiring of part-time police officer Steven Mathis.

Ayes: Linthicum, Picard, Nielsen, Gunn, Malina.

Nays: None.

Absent: Oster.

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

Part-time Police Officer: Shawn Philpott

A motion was made by Trustee Nielsen and seconded by Trustee Picard to approve the hiring of part-time police officer Shawn Philpott.

Ayes: Picard, Nielsen, Gunn, Malina, Linthicum.

Nays: None.

Absent: Oster.

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

Part-time Police Officer: Nicholas Weske

A motion was made by Trustee Picard and seconded by Trustee Gunn to approve the hiring of part-time police officer Nicholas Weske.

Ayes: Nielsen, Gunn, Malina, Linthicum, Picard.

Nays: None.

Absent: Oster.

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

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Employee Wage
Adjustments: Non-
union Employees

A motion was made by Trustee Gunn and seconded by Trustee Picard to authorize a base salary increase of 3% effective May 1, 2012 to the following non-union employees: Chief of Police, Commissioner of Public Works, Village Clerk/Collector, Deputy Clerk, Treasurer, Director of EMS, Paramedic, EMT, Park & Recreation Coordinator, Custodian and Crossing guard.

Ayes: Gunn, Malina, Linthicum, Picard, Nielsen.

Nays: None.

Absent: Oster.

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

Employee Wage
Adjustments: Village
Administrator

A motion was made by Trustee Picard and seconded by Trustee Nielsen to authorize a base salary bonus of 3% effective May 1, 2012 to Village Administrator Jimmy Morani. Due to the terms of the agreement, the Board can authorize a bonus to be paid or renegotiate the contract with Mr. Morani.

Ayes: Malina, Linthicum, Picard, Nielsen, Gunn.

Nays: None.

Absent: Oster.

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

Employee Wage
Adjustments: EMT's
at June Jamboree

A motion was made by Trustee Picard and seconded by Trustee Gunn to authorize a special rate of pay (1.5x) for EMT employees assigned to work the June Jamboree. The Chamber of Commerce will reimburse the Village for half of these costs. This is similar to the agreement with Chamber of Commerce in regards to Police Officers working the June Jamboree.

Ayes: Malina, Linthicum, Picard, Nielsen, Gunn.

Nays: None.

Absent: Oster.

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

A motion was made by Trustee Nielsen and seconded by Trustee Picard to continue this meeting until Monday, June 18, 2012 at 6:30 p.m. at Village Hall.

Ayes: Malina, Linthicum, Picard, Nielsen, Gunn.

Nays: None.

Absent: Oster.

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

Meeting recessed at approximately 7:35 p.m. on Monday, June 4, 2012.

Meeting reconvened at 6:30 p.m. on Monday, June 18, 2012 at Village Hall.

Present and answering to roll call: Mayor Brandmeyer, Trustees Malina, Linthicum, and Nielsen. **Absent:** Trustee Oster, Picard, and Gunn. **Staff Members Present:** Village Clerk Crane; Administrator Morani; Attorney Gruenke & Attorney Palen of Belsheim & Bruckert, LLC; and Treasurer Pollmann.

Ordinance 2012-06-
04-D: Municipal
Telecommunications
Tax

Tabled until all Village Board members are present to consider.

Trustee Picard arrived at 6:38 p.m.

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Resolution 2012-06-04-B: Inducement Resolution for 501 W Hanover St

A motion was made by Trustee Malina and seconded by Trustee Nielsen to approve Resolution 2012-06-04-B: Designating a Developer for Development of Certain Property Including 501 West Hanover Street and Certain Adjacent Properties, New Baden, Illinois, and Declaring an Intent to Reimburse Certain Development Project Costs. This resolution designates Hanover Street Automotive Group, LLC (DBA Reno Guthrie Chevrolet) as the developer for a redevelopment project. With the adoption of this resolution, the developer's costs from this point forward would be considered eligible project costs pursuant to a potential redevelopment agreement.

Ayes: Malina, Linthicum, Picard, Nielsen.

Nays: None.

Absent: Oster, Gunn.

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

Project Funding Agreement: 501 W Hanover St

A motion was made by Trustee Nielsen and seconded by Trustee Picard to authorize a Project Funding Agreement that states the Village's intent to work with Hanover Automotive Group, LLC on a redevelopment project. The proposed terms of the agreement contain an obligation of the developer to cover the Village's costs related to the project, including, but not limited to, consulting, legal, and other administrative expenses. The agreement does not obligate the Village until the two parties enter into a redevelopment project agreement. The Developer's obligations to the Village shall not exceed \$30,000.

Ayes: Linthicum, Picard, Nielsen, Malina.

Nays: None.

Absent: Oster, Gunn.

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

First & Poplar Drainage Project Award

KRB Excavating, Inc. has withdrawn their bid on the First and Poplar Drainage Project due to a misunderstanding of the pipe specifications. They requested that the cashier's check, which was submitted as the bid bond, be returned. The Board agreed to its return.

A motion was made by Trustee Malina and seconded by Trustee Nielsen to award the First & Poplar Drainage project to Kassen Excavating, Inc., \$84,991.45. With the withdrawal of bid from KRB Excavating, Kassen is now the low bidder.

Ayes: Picard, Nielsen, Malina, Linthicum.

Nays: None.

Absent: Oster, Gunn.

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

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

Ayes: Malina, Linthicum, Picard, Nielsen.

Nays: None.

Absent: Oster, Gunn.

A majority of the Board voting aye, the motion carried and the meeting was adjourned at 6:45 p.m.