

REGULAR MEETING OF THE VILLAGE BOARD MINUTES, JULY 2, 2012

The Regular Meeting of the Village Board was held Monday, July 2, 2012, at the New Baden Village Hall, 1 East Hanover Street. President Brandmeyer called the meeting to order at 7:00 p.m.

Prior to the meeting a Public Hearing was held regarding the Fiscal Year 2012/2013 Appropriations.

Present and answering to roll call: Mayor Brandmeyer, Trustees Malina, Linthicum, Oster, Picard, Nielsen and Gunn. **Absent:** None. **Staff Members Present:** Village Clerk Crane; Administrator Morani; Attorney Gruenke & Attorney Palen of Belsheim & Bruckert, LLC; Doug Ratermann of HMG Engineers; Chief Building & Zoning Official Green; and Treasurer Pollmann.

A motion was made by Trustee Picard and seconded by Trustee Gunn to approve the Consent Agenda, which includes the Minutes from the June 4, 2012, Regular Meeting, the June 18, 2012, Committee-at-Large Meeting and authorization of payment of current invoices.

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

Nays: None.

Absent: None.

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

Committee
Appointments FY
2012/13

Committee Appointments will stay the same as Fiscal Year 2011/12. Chairpersons are as follows: Public Works, Bob Oster; Public Safety, Jerry Linthicum; Finance, Bill Malina; Personnel, Christy Picard; Community & Economic Development, Bob Nielsen; and Community Coordination, Jon Gunn.

Park Board Survey

Jordan Pettibone of the New Baden Park Board was present to discuss an online survey that has been set up in regards to the Park Master Plan. The survey can be accessed via the Village's website and Facebook page. The survey deadline is August, 15, 2012.

Ordinance 2012-07-
02-A: Simplified
Municipal Telecom-
munications Tax

A motion was made by Trustee Picard and seconded by Trustee Nielsen to approve Ordinance 2012-07-02-A: Imposing a Simplified Telecommunications Tax. This ordinance will impose a 3% municipal tax on telecommunication services in the Village of New Baden. The approved ordinance requires the proceeds of this tax to be deposited into the Recreation Funds (Civic Center Fund, Park Fund and Pool Fund) in such proportions as determined by the New Baden Recreation Board. The ordinance distributed with the agenda packets inaccurately represented the distribution of funds. This tax will become effective on January 1, 2013.

Ayes: Oster, Picard, Nielsen, Gunn.

Nays: Malina, Linthicum.

Absent: None.

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

REGULAR MEETING OF THE VILLAGE BOARD MINUTES, JULY 2, 2012

Ordinance 2012-07-02-B: Annual Appropriations for FY 2012/13

A motion was made by Trustee Nielsen and seconded by Trustee Gunn to approve Ordinance 2012-07-02-B: Providing for Annual Appropriations for FY 2012/13.

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

Nays: None.

Absent: None.

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

Ordinance 2012-07-02-C: Prevailing Rate of Wages

A motion was made by Trustee Gunn and seconded by Trustee Picard to pass Ordinance 2012-07-02-C: Prevailing Rate of Wages. The Prevailing Wage Act requires contractors and subcontractors to pay laborers, workers and mechanics employed on Public Works construction projects no less than the general prevailing rate of wages (consisting of hourly cash wages plus fringe benefits) for work of a similar character in the county where the work is performed.

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

Nays: None.

Absent: None.

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

Ordinance 2012-07-02-D: Annexing Greenmount Cemetery

A motion was made by Trustee Picard and seconded by Trustee Gunn to approve Ordinance 2012-07-02-D: Annexing Certain Territory Commonly Known as the Greenmount Cemetery to the Village of New Baden. Greenmount Cemetery is contiguous with the corporate limits via Village Clerk Teri Crane's property on the west side of State Route 160.

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

Nays: None.

Absent: None.

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

Resolution 2012-07-02-A: Urging General Assembly to Amend the Video Gaming Act

A motion was made by Trustee Oster and seconded by Trustee Nielsen to approve Resolution 2012-07-02-A: Urging the General Assembly to Amend the Video Gaming Act (230 ILCS 40/) to Allow Local Municipal Authorities to Create Permits for Video Gaming in Licensed Veterans Establishments, to the Exclusion of All Others.

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

Nays: None.

Absent: None.

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

Resolution 2012-07-02-B: Authorizing the Contract for the Sale of Property Located at 405 E Illinois St

A motion was made by Trustee Picard and seconded by Trustee Nielsen to approve Resolution 2012-07-02-B: Authorizing the Contract for the Sale of Property Located at 405 East Illinois Street. Jerry Kunz will purchase the 4.1 acres for the sum of \$40,000.

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

Nays: None.

Absent: None.

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

REGULAR MEETING OF THE VILLAGE BOARD MINUTES, JULY 2, 2012

Westport Pools: Pay Request #18 #19

No action taken. The Board reviewed Westport Pools Pay Request #18 (\$20,249.25 for diving board) and Pay Request #19 (\$1,280 for diving board retainage). There are continued issues with the splash pad and slide. The consensus of the Board was to request an extended warranty from Westport Pools, going beyond the standard one (1) year warranty. Attorney Gruenke will draw up an agreement; payment arrangements for the remaining Pay Requests will be made once the agreement is signed.

Engineering Agreement with HMG: Task Order #6, South 9th Street Drainage Improvements

A motion was made by Trustee Malina and seconded by Trustee Oster to approve Task Order #6 for South 9th Street Drainage Improvements with HMG Engineers, Inc., not to exceed \$4,000. This agreement is for preparing plans, specifications and bidding documents for a drainage project to remove existing concrete swale across South 9th Street and install a trench drain. Curbing to be replaced and ditches regarded as necessary. Doug Ratermann of HMG Engineers explained what the project will entail. Administration Morani is working on obtaining easements from property affected. This will allow for the solicitation of bids to move the project along.

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

Nays: None.

Absent: None.

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

Mettler Development: Pay Request #1; Booster Station Improvements

A motion was made by Trustee Nielsen and seconded by Trustee Picard to authorize Pay Request #1, \$75,964.39, from Mettler Development for the Booster Station Improvements. This is for work completed for this project, which is substantially complete. Once repairs to the ground storage tank are completed, testing of the new equipment will begin.

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

Nays: None.

Absent: None.

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

TIF Application: Dr. Doug Dent for 605 East Hanover Street

Discussion regarding the TIF application received from Dr. Doug Dent for property located at 605 East Hanover Street. Dr. Dent currently operates his chiropractic office at 701 East Hanover Street. The Finance Committee, which met on June 20, has recommended a reimbursement of \$10,000 for the demolition of the residential structure at 605 East Hanover Street. Dr. Dent plans to construct a parking lot for his chiropractic business, which includes a fence and landscaping. Since these items are not TIF eligible but acknowledged as improvements to the area, the committee recommended funding 100% of the demolition costs, which are TIF eligible. The applicant expects to close on the property within the next two weeks. The TIF agreement will be considered at the August 6 regular meeting.

TIF Application: Ahner Florist & Greenhouses

No action taken. The Finance Committee meeting held on June 20 was recessed until July 3, 2012 at 9:30 a.m. The Committee will further review Ahner's TIF application at that meeting.

REGULAR MEETING OF THE VILLAGE BOARD MINUTES, JULY 2, 2012

Republic Services
(dba Allied Waste)
Extension Agreement

A motion was made by Trustee Picard and seconded by Trustee Gunn to approve a five (5) year extension agreement with Republic Services (dba Allied Waste) for refuse and recycling services. The contract extension include the following: multiple size cart option (for seniors age 62 and up); single-stream recycle container at no charge; and rate per home for Year 1 of the extension held at the current 2012 rate, with annual price increases in Years 2-5, based on CPI-U, not to exceed 3%. This agreement is valid through October 31, 2017.

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

Nays: None.

Absent: None.

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

Steeple View Estates
Lighting

A motion was made by Trustee Malina and seconded by Trustee Gunn to authorize AmerenIP to replace nine street lights and associated electrical work in the Steeple View Subdivision, estimated cost \$7,957.50. These street lights were a special ornamental light installed by the developer of the subdivision that did not meet Ameren's specifications to maintain them. From the beginning, there have been problems with the street lights.

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

Nays: None.

Absent: None.

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

Returned Check Fees

A motion was made by Trustee Oster and seconded by Trustee Nielsen to authorize an increase in returned check fees from \$3 to \$25. This is effective immediately.

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

Nays: None.

Absent: None.

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 Malina and seconded by Trustee Nielsen to adjourn the meeting.

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

Nays: None.

Absent: None.

A majority of the Board voting aye, the motion carried and the meeting was adjourned at 7:45 p.m.

Teri L Crane, Village Clerk
Approved: August 6, 2012