

REGULAR MEETING OF THE VILLAGE BOARD MINUTES, AUGUST 6, 2012

The Regular Meeting of the Village Board was held Monday, August 6, 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 Annexation Agreements with Mark & Shirley Tyra (8114 State Route 160) and Wesclin Community Unit School Dist. #3 (10003 State Route 160).

Present and answering to roll call: Mayor Brandmeyer, Trustees Malina, Linthicum, Picard, Nielsen and Gunn. **Absent:** Trustee Oster. **Staff Members Present:** Village Clerk Crane; Administrator Morani; Attorney Gruenke of Belsheim & Bruckert, LLC; 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 July 2, 2012, Regular Meeting, the July 14, 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.

Officer Angela
Wagner: DUI Pin &
Certificate

Postponed until a later date.

Park Board Survey

Reminder to complete Park Board survey, either online or drop off completed survey at Village Hall.

Village Facility Repair
Bids

Mayor Brandmeyer authorized Administrator Morani to open the sealed bids from licensed commercial roofers received on August 2 for the Village Facility repairs from the April 28, 2012 hail storm. The bid award will take place later in the meeting.

Ordinance 2012-08-
06-A: WCUSD #3
Intergovernmental
Agreement

A motion was made by Trustee Picard and seconded by Trustee Nielsen to approve Ordinance 2012-08-06-A: Approving an Intergovernmental Cooperation Agreement between the Village of New Baden and the Wesclin Community Unit School District (WCUSD) #3 Providing for the Construction of Water Lines and Sewer Lines from the Corporate Limits of the Village of New Baden to the Wesclin School District's Property (10003 State Route 160). This agreement outlines the obligations of the Village and Wesclin for the water/sewer extension project. In addition to financial obligations, the Village's primary responsibility will be to secure the necessary easements from property owners.

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

Nays: None.

Absent: Oster.

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

REGULAR MEETING OF THE VILLAGE BOARD MINUTES, AUGUST 6, 2012

Ordinance 2012-08-06-B: WCUSD #3 Annexation Agreement

A motion was made by Trustee Picard and seconded by Trustee Gunn to approve Ordinance 2012-08-06-B: Authorizing the Execution of an Annexation Agreement with WCUSD #3. This annexation agreement with WCUSD #3 provides for the waiver of water and sewer tap fees and the corporate rate for utility services.

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

Nays: None.

Absent: Oster.

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

Ordinance 2012-08-06-C: Tyra Annexation Agreement

A motion was made by Trustee Gunn and seconded by Trustee Nielsen to approve Ordinance 2012-08-06-C: Authorizing the Execution of an Annexation Agreement with Mark & Shirley Tyra. This annexation agreement is required pursuant to Section 38-2-7 of the Village Code. The Tyra's seek a water tap for their new residence at 8114 State Route 160.

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

Nays: None.

Absent: Oster.

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

Ordinance 2012-08-06-D: Illinois Comptroller Intergovernmental Agreement

A motion was made by Trustee Gunn and seconded by Trustee Nielsen to approve Ordinance 2012-08-06-D: Approving an Intergovernmental Agreement by and Between the Illinois Office of the Comptroller and the Village of New Baden Regarding Access to the Comptroller's Local Debt Recovery Program. This agreement is required for the Village to participate in the state's new program which assists municipalities with recapturing uncollected liabilities, such as utility and ambulance fees.

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

Nays: None.

Absent: Oster.

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

Ordinance 2012-08-06-E: Stanley Brandmeyer Lease Agreement

A motion was made by Trustee Nielsen and seconded by Trustee Picard to approve Ordinance 2012-08-06-E: Approving the Lease of Real Estate Consisting of the Parking Lot Located at 201 East Hanover Street with Stanley Brandmeyer. This lease agreement will permit the Village to use Mr. Brandmeyer's private parking lot for public purposes under the terms and conditions outlined in the agreement. As a form of compensation, the Village will improve approximately 50 linear feet of sidewalk along the east side of his building. Attorney Gruenke pointed out a minor correction to the copy of the lease provided in the agenda packets.

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

Nays: None.

Absent: Oster.

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

REGULAR MEETING OF THE VILLAGE BOARD MINUTES, AUGUST 6, 2012

Ordinance 2012-08-06-F: TIF Agreement, Dr. Doug Dent

A motion was made by Trustee Gunn and seconded by Trustee Nielsen to approve Ordinance 2012-08-06-F: Approving an Agreement for Tax Increment Finance Proceeds with Dr. Douglas Dent. This provides for reimbursement of 100% up to \$10,000 for the demolition of the residential structure at 605 East Hanover Street. Other improvements, such as the construction of a parking lot, fence, and landscaping improvements are required but not TIF eligible. The project has one year to be completed due to a tenant currently occupying the residence.

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

Nays: None.

Absent: Oster.

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

Ordinance 2012-08-06-G: Sewer Charge Adjustment (Deduct Meter)

A motion was made by Trustee Picard and seconded by Trustee Nielsen to approve Ordinance 2012-08-06-G: Providing for a Sewer Charge Adjustment for Water which is used but Does Not Enter the Sanitary Sewer System. This ordinance establishes procedures for the use of a deduct water meter for customers who use water that doesn't enter the sanitary sewer system (e.g. pools, lawns).

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

Nays: None.

Absent: Oster.

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

Resolution 2012-08-06-A: Support for Kaskaskia College Trenton Education Center Expansion

A motion was made by Trustee Picard and seconded by Trustee Nielsen to approve Resolution 2012-08-06-A: Support of Expanding the Kaskaskia College Trenton Regional Education Center and Increasing the Amount of Financial Assistance for the Expansion. This resolution increases the Village's financial commitment for the Trenton Education Center Expansion project from \$5,000 to \$10,000.

Ayes: Picard, Nielsen, Malina, Mayor Brandmeyer.

Nays: Gunn, Linthicum.

Absent: Oster.

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

Resolution 2012-08-06-B: Wesclin Homecoming Parade

A motion was made by Trustee Picard and seconded by Trustee Nielsen to approve Resolution 2012-08-06-B: Authorizing the Wesclin Homecoming Parade to be held on Wednesday, September 26.

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

Nays: None.

Absent: Oster.

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

Special Liquor License: Zion UCC Poker Run

A motion was made by Trustee Gunn and seconded by Trustee Nielsen to approve a Special Liquor License for the Zion United Church of Christ Poker Run to be held on September 30, 2012.

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

Nays: None.

Absent: Oster.

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

REGULAR MEETING OF THE VILLAGE BOARD MINUTES, AUGUST 6, 2012

Special Liquor License: Chamber of Commerce, Chili Cook-off

A motion was made by Trustee Nielsen and seconded by Trustee Picard to approve a Special Liquor License for the New Baden Chamber of Commerce for the Chili/Soup Cook-off to be held on October 27, 2012.

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

Nays: None.

Absent: Oster.

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

Kassen Excavating: Pay Request #1; 1st & Poplar Drainage Improvements

Information included with the pay request authorization, provided by Doug Ratermann of HMG Engineers, discussed an issue regarding the placement of a Frontier telephone line that runs within the 30 foot wide easement at 1st Street. Frontier is asking for compensation of approximately \$12,000 to have the line relocated before work can begin. The location of the Village's water main restricts moving the storm sewer away from the phone line. Administrator Morani reported that HMG is working on all options available. The issue stems from a fence being placed in the easement and Frontier chose to go around it versus contact the home owner. Discussion on Fence permit applications and what is stated in regards to fences. Jerry Green, Chief Building & Zoning Official stated: "Fences may be placed in easement areas but must not affect drainage including debris buildup (grass clippings, leaves, etc.). Fences placed in easements are subject to removal and replacement at the property owner's expense."

A motion was made by Trustee Nielsen and seconded by Trustee Gunn to authorize Pay Request #1, \$75,964.39, from Kassen Excavating for the 1st & Poplar Drainage Improvements. This is for storm sewer pipe which was delivered and is being stored at the Quad County Ready Mix on the south end of New Baden.

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

Nays: None.

Absent: Oster.

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

Gilmore & Bell, P.C. Engagement Letter

A motion was made by Trustee Malina and seconded by Trustee Gunn to approve the engagement letter with Gilmore & Bell, P.C. for bond counsel services to assist the Village with the approximate \$960,000 capital improvements bond issuance / debt certificate. The fee for their service will be \$1,500.00; which is offered at a considerable discount for working with the Bank of Edwardsville.

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

Nays: None.

Absent: Oster.

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

REGULAR MEETING OF THE VILLAGE BOARD MINUTES, AUGUST 6, 2012

Moran Economic
Development
Agreement: TIF
District for Reno-
Guthrie Chevrolet

A motion was made by Trustee Picard and seconded by Trustee Malina to approve an Agreement for Professional Services with Moran Economic Development for an Amendment of the Interstate 64 Tax Increment Financing Area. This agreement is for professional services for the purpose of revising the Village's two TIF Districts to incent the Reno-Guthrie Chevrolet expansion project. These fees will be paid for by the developer via the Project Funding Agreement which was approved at the June 4, 2012 regular meeting.

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

Nays: None.

Absent: Oster.

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

Moran Economic
Development
Agreement: Business
District for Reno-
Guthrie Chevrolet

A motion was made by Trustee Picard and seconded by Trustee Gunn to approve an Agreement for Technical Services and Assistance with Moran Economic Development for an Amendment of the Interstate 64 Business District. This agreement is for the purpose of establishing a new Business District to incent the Reno Guthrie expansion project. These fees will be paid for by the developer via the Project Funding Agreement which was approved at the June 4, 2012 regular meeting.

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

Nays: None.

Absent: Oster.

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

South 3rd Street/
Parking Lot
Improvements Bid
Letting

A motion was made by Trustee Gunn and seconded by Trustee Nielsen to approve bid letting for the South 3rd Street/Parking Lot Improvements since the Board has now approved the lease agreement with Stanley Brandmeyer, 201 East Hanover St.

Ayes: Linthicum, Picard, Nielsen, Gunn.

Nays: Malina.

Absent: Oster.

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

Booster Station
Improvements:
Change Order #2
from Mettler
Development

A motion was made by Trustee Gunn and seconded by Trustee Nielsen to authorize Change Order #2 from Mettler Development, \$8,986.56, for the Booster Station Improvements. This change order is for material and labor required to make the 4" fill line connection inside the booster station along with relocating a control panel and electrical transformer per a Village request.

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

Nays: None.

Absent: Oster.

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

Village Facility Repair
Bids

Administrator Morani reported that he had solicited for bids from four (4) roofing companies for repairs to Village property from the hail storm on April 28, 2012. Three sealed bids were submitted to the Village by the deadline of August 2, with Mr. Morani opening the bids at the beginning of this meeting: D. E. Martin Roofing Co. of Lebanon, \$112,549; Jarvis Exteriors of Belleville, \$132,863.07; and Taylor Roofing of Belleville, \$128,000.

REGULAR MEETING OF THE VILLAGE BOARD MINUTES, AUGUST 6, 2012

Village Facility Repair
Bids, cont.

A motion was made by Trustee Gunn and seconded by Trustee Nielsen to award the low bid to D. E. Martin Roofing Co., \$112,549 for the Village Facility Repairs.

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

Nays: None.

Absent: Oster.

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

Library & Civic Center
Renovations

Mayor Brandmeyer presented several options to the Board on how to handle repairs to the Library due to the April 28 storm and renovations that have been budgeted for the Civic Center. In regards to the Library, the insurance company did not list the Library roof as a total loss, they are only authorizing payment to replace the damaged skylights and damage to the interior. The consensus of the Board was to give the Library the option to either allow the Village to replace the skylights or have the roof replaced, not installing skylights, and the Village only contributing what the insurance company has provided. The interior work at the Library, including replacement of the front Library windows and the Civic Center renovations will be completed simultaneously. Formal drawings will be used to facilitate the work which will allow for a larger scope of work and just one contractor; this will be separate from work to be done to the roof. Mayor Brandmeyer plans on meeting with the Library Board to discuss these options, as well as address the lease issue (currently there is no lease in effect).

A motion was made by Trustee Picard and seconded by Trustee Gunn to allow the Library the option of the Village replacing the skylights or replacing the roof of the Library with only the Village paying for the portion of insurance monies received and that both the Library work and Civic Center renovations will be completed as one project.

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

Nays: None.

Absent: Oster.

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

Westport Pools
Extended Warranty &
Service Agreement

A motion was made by Trustee Gunn and seconded by Trustee Picard to approve the Extended Warranty and Service Agreement with Westport Pools for the New Baden Legion Memorial Pool. This agreement addresses the repair of the water return line, an extended warranty until December 31, 2015, for the slide and splash pad, splash pad operation, and payment for diving board installation.

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

Nays: None.

Absent: Oster.

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

Westport Pools Pay
Request #18

A motion was made by Trustee Gunn and seconded by Trustee Nielsen to authorize Pay Request #18 from Westport Pools for the installation of the Diving Board, subject to the terms of the Extended Warranty and Service Agreement with Westport Pools, \$16,000.64.

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

Nays: None.

Absent: Oster.

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

REGULAR MEETING OF THE VILLAGE BOARD MINUTES, AUGUST 6, 2012

Westport Pools Pay
Request #19

A motion was made by Trustee Gunn and seconded by Trustee Nielsen to authorize Pay Request #19 from Westport Pools for the Diving Board retainage, subject to the terms of the Extended Warranty and Service Agreement with Westport Pools, \$5,382.31.

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

Nays: None.

Absent: Oster.

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 Gunn to adjourn the meeting.

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

Nays: None.

Absent: Oster.

A majority of the Board voting aye, the motion carried and the meeting was adjourned at 8:07 p.m.

Teri L Crane, Village Clerk
Approved: September 4, 2012