

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

The Regular Meeting of the Village Board was held Tuesday, September 4, 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 Works Committee meeting was held at 6:00 p.m.

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 Palen of Belsheim & Bruckert, LLC; Chief Building & Zoning Official Green; Police Chief Riley and Treasurer Pollmann.

A motion was made by Trustee Gunn and seconded by Trustee Nielsen to approve the Consent Agenda, which includes the Minutes from the August 6, 2012, Regular Meeting, the August 20, 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.

Citizen Comments

Resident Mary Lou Schomaker was present with a question regarding the concrete wall that is in the 200 block of West Hanover. She states it is crumbling in spots and wants to know who it belongs to for repair; and if it is her responsibility, can she request TIF assistance. Per Attorney Palen, it would not be TIF eligible. Per Chief Building & Zoning Official Green, typically anything behind the sidewalk is private property. Administrator Morani will contact HMG Engineers to verify the owner of the wall.

Ordinance 2012-09-04-A: TIF #2 Interested Parties Registries

A motion was made by Trustee Linthicum and seconded by Trustee Gunn to approve Ordinance 2012-09-04-A: Authorizing the Establishment of Tax Increment Financing "Interested Parties" Registries and Adopting Registration Rules for these Registries. This ordinance, required pursuant to the TIF Act, is necessary to maintain a list of parties who wish to receive information on the amendment of TIF District #2 for Reno-Guthrie Chevrolet.

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

Nays: None.

Absent: None.

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

Ordinance 2012-08-06-B: Part-time Police Officer Hiring Standards

A motion was made by Trustee Linthicum and seconded by Trustee Gunn to approve Ordinance 2012-09-04-B: Amending Hiring Standards for Part-time Police Officers. This ordinance amends the hiring standards previously adopted by the Village Board. The Illinois Law Enforcement Training and Standards Board requested most of these changes, which have been recommended by the Public Safety Committee held on August 28, 2012.

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

Nays: None.

Absent: None.

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

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Ordinance 2012-09-04-C: Sale of Municipal Real Estate, Abandoned Well Property

A motion was made by Trustee Malina and seconded by Trustee Gunn to approve Ordinance 2012-09-04-C: Directing the Publication of the Notice of Sale of Certain Municipal Real Estate (Abandoned Well Property located on State Route 177). Several years ago the Village capped its well system in New Memphis. Therefore, the Village has no need to retain the property of the well site, which is approximately one (1) acre.

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

Nays: None.

Absent: None.

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

Resolution 2012-09-04-A: Feasibility Study

A motion was made by Trustee Gunn and seconded by Trustee Picard to approve Resolution 2012-09-04-A: Providing for a Feasibility Study on the Designation of Areas as Redevelopment Project Areas This resolution authorizes the Village to perform a feasibility study for the TIF #2 District amendment, which will be prepared by Moran Economic Development.

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

Nays: None.

Absent: None.

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

Resolution 2012-09-04-B: Assignment of Right to Demolition Lien for 210 West Birch Street

A motion was made by Trustee Picard and seconded by Trustee Nielsen to approve Resolution 2012-09-04-B: Approving the Assignment of Right to Demolition Lien for 210 West Birch Street. The Village has obtained a signed copy of the agreement with Gregory and Leslie Sweet.

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

Nays: None.

Absent: None.

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

Legion Memorial Pool Pass Donation: New Baden VFW Post 3642

A motion was made by Trustee Oster and seconded by Trustee Picard to authorize the donation of a 2013 Legion Memorial Pool Family Pass to the New Baden VFW Post 3642 who will be hosting a Golf Scramble on Saturday, September 29, 2012.

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

Nays: None.

Absent: None.

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

South 9th Street Drainage Project Bids

Bids for the South 9th Street Drainage Improvements were opened at Village Hall on Thursday, August 30. Four (4) bids were submitted: KRB Excavating, \$31,370.00; Beckmann Construction Co., \$34,261.00; Rite Way Excavating, \$35,523.90; and Hanks Excavating & Landscaping, \$43,742.00. The Engineer's Estimate for the project was \$33,373.00.

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South 9th Street
Drainage Project
Bids, cont.

A motion was made by Trustee Picard and seconded by Trustee Nielsen to award the low bid for the South 9th Street Drainage Project to KRB Excavating of Trenton, \$31,370.00.

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

Nays: None.

Absent: None.

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

South 3rd Street &
Parking Lot Project
Bids

Bids for the South 3rd Street & Parking Lot Improvements were opened at Village Hall on Thursday, August 30. Two (2) bids were submitted: Hanks Excavating & Landscaping, \$99,614.80 and Killian Corporation, \$99,291.04. The Engineer's Estimate for the project was \$49,750.80. Both bids were approximately double the engineer's estimate. Staff's recommendation is to reject all bids and re-bid in early 2013. Mark Rujawitz of Rhutasel and Associates suggested the following changes in project scope: remove micro-surfacing from the project and substitute with surface course milling and replacement on South 3rd Street. The removal of the micro-surfacing will eliminate the need for additional specialty work and open the bidding to more contractors and ultimately better unit pricing.

A motion was made by Trustee Oster and seconded by Trustee Linthicum to reject all bids received at the August 30 bid opening for the South 3rd Street and Parking Lot Improvements Project, with plans to re-bid in 2013.

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

Nays: None.

Absent: None.

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

Wesclin Water &
Sewer Project Update

Board Members received an updated list on the status of the utility easements for the Wesclin Water/Sewer project. The Village has received verbal commitments from all property owners for the sewer line easements. However, efforts to secure the water line easements have been met with resistance from several property owners. For instance, one of the property owners has demanded a water tap in exchange for the easement. Administrator Morani has informed this person that the Village code requires annexation or an annexation agreement for a water service connection tap. In lieu of a service connection tap, the Village has offered property owners \$1.50 per lineal foot for the utility easement, which is the market rate in the region for water/sewer easements. But if the property owner desires a service connection tap, they are required to annex or sign an annexation agreement pursuant to the Village Code. An option is to enforce eminent domain on those property owners that are not cooperating.

If the Village does not receive a commitment from all property owners for the water line by the end of October it is Mr. Morani's recommendation that the Village abandon this project and inform Wesclin that it will be required to make on-site water utility improvements (e.g. booster station, storage tank) to meet their fire suppression requirements for the new high school campus.

Administrator Morani will report back at the September 17 Committee-at-Large meeting.

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Engineering Agreement with HMG: Task Order #8, South 1st Street Water Main Loop & Indiana Street Water Main Replacement

A motion was made by Trustee Picard and seconded by Trustee Linthicum to approve Task Order #8 for South 1st Street Water Main Loop & Indiana Street Water Main Replacement with HMG Engineers, Inc., not to exceed \$21,000. This agreement is for an 8" water main extension along South 1st Street, from Hanover to West Missouri and a 6" water main to replace an existing 2" along Indiana Street.

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

Nays: None.

Absent: None.

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

Maintenance Shed Fence

A motion was made by Trustee Gunn and seconded by Trustee Nielsen to authorize soliciting for bids for a fence at the Maintenance Shed based on specifics prepared by AAIC, Inc. There will also be a privacy fence on the east side of the property to comply with Village Code.

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

Nays: None.

Absent: None.

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

Maintenance Shed Driveway

Jerry Kunz, owner of the frontage on East Illinois Street, attended the Public Works Committee meeting prior to this meeting. He is currently working on obtaining the appropriate insurance to cover an area he does not own, but has an easement. Checking into the cost with Ameren to have the utility pole moved to widen the driveway. Per Chief Building & Zoning Official Green, if Mr. Kunz would put in a separate driveway on the east side of the property, it would have to be asphalt or concrete. No action taken.

Global Connect Agreement

A motion was made by Trustee Linthicum and seconded by Trustee Picard to approve the agreement with Global Connect for their emergency notification system. This is a three (3) year contract at \$1,000 per year.

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

Nays: None.

Absent: None.

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

Speed Bumps in Park

A motion was made by Trustee Oster and seconded by Trustee Gunn to approve the purchase of speed bumps in the Community Park from RoadSafe Traffic Systems. Each removable speed bump will cost approximately \$150 and will be placed in three (3) locations at the Park. Speed limit in the park is 10 mph.

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

Nays: None.

Absent: None.

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

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Library Lease Agreement

Board members reviewed a proposed lease agreement with the New Baden Public Library. Mayor Brandmeyer addressed the key issues of this draft: 1) the Library will pay no rent; 2) the Library will maintain the building; 3) the Library can purchase the building for \$1.00; 4) to get out of the lease, the Library must give notice to the Village. The previous library lease expired four (4) years ago. Recently, two (2) Library Board Trustees met with Mayor Brandmeyer and Village Trustee Gunn to discuss options. No action taken.

There being no further business to be brought before the Village Board, a motion was made by Trustee Oster and seconded by Trustee Linthicum 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 8:08 p.m.

Teri L Crane, Village Clerk
Approved: October 1, 2012