

REGULAR MEETING OF THE VILLAGE BOARD MINUTES: OCTOBER 7, 2013

The Regular Meeting of the Village Board was held Monday, October 7, 2013, at the New Baden Village Hall, 1 East Hanover Street. President Picard called the meeting to order at 7:00 p.m.

Present and answering to roll call: Mayor Picard, Trustees Malina, Linthicum, Oster, Nielsen, Mavrogeorge, and Him. **Absent:** None. **Staff Members Present:** Village Clerk Crane; Village Administrator Morani; Attorney Gruenke of Bruckert, Gruenke & Long, P.C.; Chief Riley; Chief Building & Zoning Official Green; Doug Ratermann of HMG Engineers; and Treasurer Pollmann.

Announcements

Trustee Picard announced Allied Waste will have a rate increase effective November 1, 2013. The Village of New Baden will have a water rate increase effective on bills due November 15, 2013. (Note: This will actually go into effect on bills due December 15, 2013).

Reports

Administrator Morani reported that the bid opening for the 2014-2016 electric aggregation program was held on September 25. The low bid was from Homefield Energy with a price of \$0.0458 per kWh. This is an increase of approximately 14% from the current contract price.

Consent Agenda

A motion was made by Trustee Malina and seconded by Trustee Linthicum to approve the Consent Agenda, which includes the Minutes from the September 3, 2013, Regular Meeting, the September 16, 2013, Committee-at-Large Meeting, Minutes from the September 30, 2013, Special Meeting and authorization of payment of current invoices with the exception of "Halloween Trick or Treat Hours" for further discussion.

Ayes: Malina, Linthicum, Oster, Nielsen, Mavrogeorge, Him.

Nays: None.

Absent: None.

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

Halloween Trick or Treat Hours

A motion was made by Trustee Malina and seconded by Trustee Mavrogeorge to approve Halloween Trick or Treat hours to be 5:30 p.m. to 8:00 p.m. It was stated that many residents are not home by 5 p.m. and this is more convenient for them.

Ayes: Malina, Linthicum, Oster, Nielsen, Mavrogeorge, Him.

Nays: None.

Absent: None.

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

Ordinance 2013-10-07-A: Zoning Code

A motion was made by Trustee Nielsen and seconded by Trustee Linthicum to approve Ordinance 2013-10-07-A: Adopting a New Zoning Code. This will replace Chapter 40-Zoning Code in its entirety.

Ayes: Malina, Linthicum, Oster, Nielsen, Mavrogeorge, Him.

Nays: None.

Absent: None.

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

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Ordinance 2013-10-07-B: Amending Building & Zoning Fees

A motion was made by Trustee Malina and seconded by Trustee Him to approve Ordinance 2013-10-07-B: Amending the Building and Zoning Fees

Ayes: Malina, Linthicum, Oster, Nielsen, Mavrogeorge, Him.

Nays: None.

Absent: None.

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

Ordinance 2013-10-07-C: Amending the Structure of the Park & Recreation Board

A motion was made by Trustee Nielsen and seconded by Trustee Mavrogeorge to approve Ordinance 2013-10-07-C: Amending the Structure of the Village of New Baden Park and Recreation Board. Appointments for the new terms, as outlined in the ordinance, will be considered at the November 4 regular meeting.

Ayes: Malina, Linthicum, Oster, Nielsen, Mavrogeorge, Him.

Nays: None.

Absent: None.

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

Ordinance 2013-10-07-D: TIF Agreement for Cotten Patch

A motion was made by Trustee Malina and seconded by Trustee Him to approve Ordinance 2013-010-07-D: Approving an Agreement for Tax Increment Proceeds for Cotten Patch Boutique located at 217 East Hanover Street. This TIF agreement has been recommended by the Finance Committee who met on September 26. The project consists of new vinyl siding and windows for the building. Financial assistance is 50% of eligible projects costs, not-to-exceed \$5,000. The \$5,000 limit is pursuant to Ordinance No. 766, which established guidelines for storefront improvements.

Ayes: Malina, Linthicum, Oster, Nielsen, Mavrogeorge, Him.

Nays: None.

Absent: None.

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

Resolution 2013-10-07-A: Determining to Levy an Additional Tax of 0.02% (Library Buildings & Maintenance)

A motion was made by Trustee Malina and seconded by Trustee Linthicum to approve Resolution 2013-10-07-A: Determining to Levy an Additional Tax of 0.02% of the Value of Taxable Land in the Village for the Purchase of Sites and Buildings, for the Construction and Equipment of Buildings, for the Rental of Buildings Required for Library Purposes, and for Maintenance, Repairs and Alterations of Library Buildings and Equipment. This resolution is required pursuant to the Local Library Act in order for the Village Board to adopt the buildings and maintenance levy requested by the Library Board. The buildings and maintenance levy is included in the tax levy resolution submitted by the Library Board, which is adopted as part of the Village's Tax Levy Ordinance in December.

Ayes: Malina, Linthicum, Oster, Nielsen, Mavrogeorge, Him.

Nays: None.

Absent: None.

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

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Check Valve for
WWTF Proposal

A motion was made by Trustee Him and seconded by Trustee Nielsen to authorize the purchase and installation of a check valve at the WWTF from Mettler Development in the amount of \$14,799.00. This was discussed at the September 16 committee-at-large meeting. This work is required to prevent the creek from backing up into the filter room via the 18" pipe during heavy rain storms.

Ayes: Malina, Linthicum, Oster, Nielsen, Mavrogeorge, Him.

Nays: None.

Absent: None.

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

Caylin Ridge
Detention Basin
Clean-up Proposals

Administrator Morani solicited bids for the clean-up of the Detention Basin in the Caylin Ridge Subdivision. Bids were as follows: Mettler Development, \$9,000; Kassen Excavating, \$11,500; J. Flowers Equipment, \$9,632; and Rite-Way Excavating, \$10,800 (debris to be hauled to Village Property) or \$13,800 (debris to be hauled off-site by contractor). The scope of work reflects restoring the detention basin to the original condition per the approved subdivision improvement plans (including grading and seeding) as well as disposal of debris excavated from site. Administrator Morani recommended accepting the proposal from Mettler Development.

A motion was made by Trustee Malina and seconded by Trustee Him to accept the low bid from Mettler Development, \$9,000, for the clean-up of the Caylin Ridge Detention Basin.

Ayes: Malina, Linthicum, Oster, Nielsen, Mavrogeorge, Him.

Nays: None.

Absent: None.

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

Forgive Inter-fund
Loan: General Fund
to Capital
Improvement Fund

A motion was made by Trustee Linthicum and seconded by Trustee Nielsen to authorize the forgiveness of an Inter-fund loan from General Fund to Capital Improvement Fund, \$79,000. As discussed at the September 16 committee-at-large meeting, the Village needs to address the outstanding loan referenced in the audit report. The \$79,000 was formerly a liability for the Fire Protection Fund for the purchase of a truck. When the Fire Protection District was established, the General Fund assumed all existing financial liabilities when the Village's Fire Protection Fund was dissolved. Since it is unrealistic for the General Fund to repay the Capital Improvement Fund, it is recommended by the auditor's, Allison Knapp and Siekmann, Ltd. that the Board forgive the \$79,000 loan.

Ayes: Malina, Linthicum, Oster, Nielsen, Mavrogeorge, Him.

Nays: None.

Absent: None.

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

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Chamber of
Commerce Use of
Village Hall (Historical
Documents)

A motion was made by Trustee Oster and seconded by Trustee Him to allow the Chamber of Commerce the use of Village Hall during business hours to allow residents to access historical documents. This was discussed at the September 16 committee-at-large meeting. The Chamber has agreed to purchase and maintain the necessary computer equipment.

Ayes: Malina, Linthicum, Oster, Nielsen, Mavrogeorge, Him.

Nays: None.

Absent: None.

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

Employee Health
Insurance Plan/
United Health Care
Update

A motion was made by Trustee Mavrogeorge and seconded by Trustee Nielsen to authorize Administrator Morani to change networks to Cigna if no agreement is reached by October 20 between UHC and Memorial Hospital. October 20 is the deadline to change networks for the effective date of January 1, 2014.

Ayes: Malina, Linthicum, Oster, Nielsen, Mavrogeorge, Him.

Nays: None.

Absent: None.

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

White Oaks Drainage
Proposals

Administrator Morani solicited bids for the White Oaks Drainage Improvements. Bids were as follows: Mettler Development, \$15,500; and Rite-Way Excavating, \$11,400. Due to the complexity and size of this project, the Public Works Committee recommended that the work be completed by an independent contractor. Trustee Oster explained that the scope of work will be to clean out the silt, grade and seed the ditch from the north end at the field up to State Route 161.

A motion was made by Trustee Nielsen and seconded by Trustee Oster to accept the low bid from Rite-Way Excavating, \$11,400, for the White Oaks Drainage Improvements.

Ayes: Malina, Linthicum, Oster, Nielsen, Mavrogeorge, Him.

Nays: None.

Absent: None.

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

South 1st Street:
Change Order #1/
Final from Rooter's
American
Maintenance

A motion was made by Trustee Nielsen and seconded by Trustee Mavrogeorge to authorize Change Order #1/Final from Rooter's American Maintenance, Inc. \$11,749.10, for the South 1st Street Project. This change order was discussed at the August 19 committee-at-large meeting. The additional work involved lime stabilization and filling a cistern.

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

Nays: None.

Absent: None.

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

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South 1st Street: Pay Request #2/ Final from Rooter's American Maintenance

A motion was made by Trustee Him and seconded by Trustee Malina to authorize Pay Request #2/Final, \$115,117.00, from Rooter's American Maintenance, Inc. for South 1st Street.

Ayes: Malina, Linthicum, Oster, Nielsen, Mavrogeorge, Him.

Nays: None.

Absent: None.

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

South 3rd Street/ Parking Lot Improvements: Change Order #1/ Final from Gleeson Asphalt

A motion was made by Trustee Malina and seconded by Trustee Linthicum to authorize Change Order #1/Final from Gleeson Asphalt, Inc., a deduction of \$641.63, for the South 3rd Street/ Parking Lot Improvements. This change order is a deduct from the contract price for work performed by the Village.

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

Nays: None.

Absent: None.

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

South 3rd Street/ Parking Lot Improvements: Pay Request #1 from Gleeson Asphalt

A motion was made by Trustee Oster and seconded by Trustee Him to authorize Pay Request #1, \$38,286.92, from Gleeson Asphalt, Inc. for South 3rd Street/ Parking Lot Improvements. This pay request incorporates liquidated damages in the amount of \$14,725.00, which is the result of a 31-day delay in completion of the project.

Ayes: Malina, Linthicum, Oster, Nielsen, Mavrogeorge, Him.

Nays: None.

Absent: None.

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

American Red Cross Shelter Agreement

A motion was made by Trustee Mavrogeorge and seconded by Trustee Malina to authorize an agreement from the American Red Cross for use of the Civic Center by the organization during an emergency and/or natural disaster. The American Legion will also be used in the event of an emergency and/or natural disaster.

Ayes: Malina, Linthicum, Oster, Nielsen, Mavrogeorge, Him.

Nays: None.

Absent: None.

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

Trailer for Public Works Dept.

A motion was made by Trustee Malina and seconded by Trustee Nielsen to authorize the purchase of a trailer from Kapp Trailer Sales & Service, Inc. of Beckemeyer, \$6,090. An additional proposal was received from Weil-Lombardo Trailers of Lebanon, \$6,690. This is a budgeted expense.

Ayes: Malina, Linthicum, Oster, Nielsen, Mavrogeorge, Him.

Nays: None.

Absent: None.

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

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Swing Set
Replacement at Park

The Park and Recreation Board has recommended the swing set at the west end of the park be replaced. It has not been in use for a while since the swings were removed due to safety concerns. Board members reviewed a quote from Molanda Company in the amount of \$2,011.00 for a replacement swing set.

A motion was made by Trustee Malina and seconded by Trustee Nielsen to authorize the purchase of a swing set from Molanda Company, \$2,011.

Ayes: Malina, Linthicum, Oster, Nielsen, Mavrogeorge, Him.

Nays: None.

Absent: None.

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

Legion Memorial Pool
Awning

Trustee Oster reported that the awning for the Legion Memorial Pool to be placed over the splash pad will be delivered this week and will be installed by KRB Excavating.

Bids were from several contractors for replacement of the library's carpet as a result of last year's hail storm: Luitjohan's Flooring America, \$11,761.12; Jeff Oster Flooring, \$8,879.45; and Rehkemper Tile and Floor, \$14,546.65, \$15,547.74, and \$18,078.94. Oster and Luitjohan was for the same carpet, Rehkemper's was a different style.

Library Carpet
Proposals

A motion was made by Trustee Malina and seconded by Trustee Nielsen to accept the low bid from Jeff Oster Flooring for carpet replacement at the Library, \$8,879.45.

Ayes: Malina, Linthicum, Oster, Nielsen, Mavrogeorge, Him.

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 Him to adjourn the meeting.

Ayes: Malina, Linthicum, Oster, Nielsen, Mavrogeorge, Him.

Nays: None.

Absent: None.

A majority of the Board voting aye, the motion carried and the meeting was adjourned at 7:54 p.m.

Teri L Crane, Village Clerk
Approved: November 4, 2013