

REGULAR MEETING OF THE VILLAGE BOARD MINUTES: DECEMBER 9, 2013

The Regular Meeting of the Village Board was held Monday, November 4, 2013, at the New Baden Village Hall, 1 East Hanover Street. President Picard called the meeting to order at 7:00 p.m. This meeting was to be held on Monday, December 2 but was rescheduled with Board approval at the November 4, 2013 Regular Meeting.

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

Consent Agenda

A motion was made by Trustee Malina and seconded by Trustee Mavrogeorge to approve the Consent Agenda, which includes the Minutes from the November 4, 2013, Regular Meeting, the November 18, 2013, Committee-at-Large Meeting, and authorization of payment of current invoices.

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

**Nays:** None.

**Absent:** None.

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

Ordinance 2013-12-09-A: Tax Levy FY 2013-14

A motion was made by Trustee Malina and seconded by Trustee Him to approve Ordinance 2013-12-09-A: Establishing a Tax Levy for Fiscal Year 2013-2014. The tax levy ordinance is based on figures provided at the November 18 committee-at-large meeting, which reflects a 4.5% increase from last year's extension. New to this year's ordinance is the Caylin Ridge SSA levy. To date, administrative and maintenance costs for the SSA have totaled \$10,571.75. Since the SSA rate is capped at 0.25%, the Village cannot levy for the entire amount this year and will have to make up the difference the following year.

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

**Nays:** None.

**Absent:** None.

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

Ordinance 2013-12-09-B: Submitting the Question of an Increase in Retailers' Occupation Tax and Service Occupation Tax

A motion was made by Trustee Him and seconded by Trustee Nielsen to approve Ordinance 2013-12-09-B: Submitting the Question of an Increase in the Imposition of the Retailers' Occupation Tax and the Service Occupation Tax. As discussed at the October 21 committee-at-large meeting, this ordinance authorizes the placement of a ballot question for an increase in the non-home rule sales tax from 0.25% to 0.50%. By statute, the non-home rule sales tax is restricted for public infrastructure purposes. If approved by the voters, the additional revenue will be used to fund the replacement of the North 2<sup>nd</sup> Street box culvert. Once this project is complete, future infrastructure improvements could be programmed (i.e. the continuation of North Clinton Street (County Line Road) resurfacing and sidewalks. Currently, the 0.25% non-home rule sales tax generates approximately \$50,000 annually. With the proposed Love's and Casey's, the 0.50% rate will increase non-home rule sales tax revenues to over \$100,000 annually. This will allow funds for the box culvert project to accumulate in less than two years.

**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 2013-12-09-C: Authorizing Expenditures for Village Administrator, Chief of Police & Commissioner of Public Works

A motion was made by Trustee Nielsen and seconded by Trustee Oster to approve Ordinance 2013-12-09-C: Authorizing Expenditures by the Village Administrator, Chief of Police, and Public Works Commissioner. As recommended by the Village Board, this ordinance establishes spending authorities for the Village Administrator (\$5,000), Chief of Police (\$500), and Commissioner of Public Works (\$500). The position of Director of EMS is not contained in the Village Code. Administrator Morani will be working with Village Attorney Gruenke to prepare an ordinance adding references to the EMS department to the code.

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

**Nays:** None.

**Absent:** None.

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

Ordinance 2013-12-09-D: Establishing Various Regulations for the Use of Village Cemeteries and Establishing Cemetery Fees

A motion was made by Trustee Oster and seconded by Trustee Nielsen to approve Ordinance 2013-12-09-D: Establishing Various Regulations Respecting the Use of Village Cemeteries and Establishing Cemetery Fees. These changes are recommendations from the Public Works Committee that met in September, 2013. The recommended changes include:

- Lot Size: Change the lot size for graves located in northeast corner of Greenmount cemetery, from 3 ft. x 10 ft. to 4 ft. x 10 ft. The number of graves will go from 90 to 66, there is currently no one buried in any of these lots. The graves located in the southeast corner will be restricted to cremains due to their size and the current standard for concrete vaults.
- Resident Vs. Non-Resident Fees: Increase grave lot sale fees by \$100 for non-residents. Grave digging fees will not change.
- Infant: Any child 2 and under in age.
- Cremains will be allowed with a full depth/traditional burial, with a limit of three (3) cremains. There will be no disinterment of cremains to allow for a full depth burial.
- \$750 disinterment fee (there have a been 3 disinterment's in the last 5 years)
- Monument Height: Due to conflict between 10-2-8(F) and 10-2-8(J)(2), the maximum height will be thirty-six (36) inches.

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

**Nays:** None.

**Absent:** None.

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

Ordinance 2013-12-09-E: Designating 11 One Stop Drive as a Planned Use & Approving the Site Plan for the Construction of a Casey's General Store

A motion was made by Trustee Nielsen and seconded by Trustee Linthicum to approve Ordinance 2013-12-09-E: Designating 11 One Stop Drive as a Planned Use and Approving the Site Plan for Construction of a Casey's General Store. This ordinance is for approval of a Casey's General Store at 11 One Stop Drive (west of McDonald's) as a planned use in the Highway Business Zoning District. The proposed development has been recommended by the Plan Commission who held a public hearing on November 20, 2013.

**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 2013-12-09-F: Allowing Dog Day Care Facilities & Boarding Kennels as Special Uses in the Light Industrial Zoning Classification

A motion was made by Trustee Oster and seconded by Trustee Him to approve Ordinance 2013-12-09-F: Allowing Dog Day Care Facilities and Boarding Kennels as Special Uses in the Light Industrial Zoning Classification. This text amendment to the Zoning Code has been recommended by the Plan Commission who held a public hearing in November, 2013. Teresa Harpstrite filed a petition seeking the zoning change. She intends to open a dog day care/ boarding facility in the Rehkemper Plaza (7551 State Route 160), which is currently zoned Light Industrial. With the approval of this text amendment, the next step will be for Ms. Harpstrite to begin the procedures for obtaining a Special Use Permit at her desired location.

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

**Nays:** None.

**Absent:** None.

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

Resolution 2013-12-09-A: Designating Tax Increment Allocation Funds for Expenditure of Eligible Project Costs after the Expiration of New Baden TIF 1

A motion was made by Trustee Oster and seconded by Trustee Him to approve Resolution 2013-12-09-A: Designating Tax Increment Allocation Funds for Expenditure of Eligible Project Costs after the Expiration of New Baden TIF #1. As recommended by the Village Board, this resolution dedicates TIF funds for the North Second Street box culvert replacement (\$200,000) and East Illinois Street/ Veteran's Memorial Drive sidewalk improvements (\$125,000). This resolution is required in order to spend funds beyond the expiration of TIF #1 on January 7, 2014.

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

**Nays:** None.

**Absent:** None.

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

Liability Insurance Policy 2013-14: Property/ Casualty

As discussed at the November 18 committee-at-large meeting, Board members reviewed the proposal for liability insurance coverage for 2013-2014. The property/casualty policy will be changed to Illinois Counties Risk Management Trust (ICRMT). The workers' compensation policy will remain with Illinois Public Risk Fund (IPRF). The only major difference in the property/casualty coverage is that instead of 90% co-insurance for properties under the expiring policy (OneBeacon), the new policy with ICRMT covers up to 125% of the actual value, which is an improvement over OneBeacon. ICRMT's proposal is approximately 16% less than the expiring policy. IPRF's proposal is an increase of approximately 17% from the current premium. A majority of this increase is a result of escalating payroll costs.

A motion was made by Trustee Mavrogeorge and seconded by Trustee Nielsen to authorize changing liability insurance carriers One Beacon to Illinois Counties Risk Management Trust (ICRMT).

**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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Liability Insurance  
Policy 2013-14:  
Workers'  
Compensation

A motion was made by Trustee Nielsen and seconded by Trustee Mavrogeorge to authorize the proposal received from IPRF for Workers' Compensation.

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

**Nays:** None.

**Absent:** None.

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

Clinton County  
Contracts for  
Ambulance: SSA 7

A motion was made by Trustee Malina and seconded by Trustee Nielsen to approve the Contract for Ambulance Service with Clinton County in Special Service Area 7: Village of Damiansville, in the amount of \$11,036.00.

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

**Nays:** None.

**Absent:** None.

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

Clinton County  
Contracts for  
Ambulance: SSA 8

A motion was made by Trustee Mavrogeorge and seconded by Trustee Him to approve the Contract for Ambulance Service with Clinton County in Special Service Area 8: Village of Albers, in the amount of \$28,859.00.

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

**Nays:** None.

**Absent:** None.

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

Clinton County  
Contracts for  
Ambulance: SSA 9

A motion was made by Trustee Him and seconded by Trustee Oster to approve the Contract for Ambulance Service with Clinton County in Special Service Area 9: Village of New Baden, in the amount of \$67,066.00.

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

**Nays:** None.

**Absent:** None.

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

Clinton County  
Contracts for  
Ambulance: SSA 10

A motion was made by Trustee Linthicum and seconded by Trustee Mavrogeorge to approve the Contract for Ambulance Service with Clinton County in Special Service Area 10: Un-incorporated Areas of Lookingglass Township, in the amount of \$50,268.00.

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

**Nays:** None.

**Absent:** None.

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

Funds Transfer: TIF  
#1 to TIF #2

Due to the need to pay for Village-preferred enhancements to the Love's water and sewer extension project at I-64, Administrator Morani recommends that the Village Board transfer \$100,000 from TIF #1 to TIF #2. Board members reviewed a worksheet with fund balance projections for TIF #1, TIF #2 (I-64), and Business District #1 (I-64). The transfer of \$100,000 still provides adequate resources to complete other planned projects by the end of next fiscal year. Additionally, it provides a reserve in TIF #2 so the Village can fund improvements other than the I-64 water/sewer extensions.

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Funds Transfer: TIF #1 to TIF #2, cont.

A motion was made by Trustee Oster and seconded by Trustee Him to authorize the permanent transfer of funds from TIF #1 to TIF #2.

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

**Nays:** None.

**Absent:** None.

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

CodeRED  
Emergency  
Notification Service  
Agreement

A motion was made by Trustee Linthicum and seconded by Trustee Mavrogeorge to approve the agreement with CodeRED Emergency Notification Service. This year, CodeRED acquired the Village's previous emergency notification system provider, Global Connect. This one (1) year agreement with CodeRED is keeping the same terms and prices as Global Connect.

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

**Nays:** None.

**Absent:** None.

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

Part-time Police  
Officer: Charlie Bair

A motion was made by Trustee Mavrogeorge and seconded by Trustee Nielsen to authorize the hiring of Charlie Bair as a part-time police. Mr. Bair has already completed his training; he would only be required to complete the field training with the New Baden Police Department.

**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 Nielsen 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 7:37 p.m.

Teri L Crane, Village Clerk  
Approved: January 6, 2014