

REGULAR MEETING OF THE VILLAGE BOARD MINUTES: SEPTEMBER 8, 2015

The Regular Meeting of the Village Board met Tuesday, September 8, 2015, at 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, Mavrogeorge, Gunn, and Pettibone. **Absent:** None. **Staff Members Present:** Village Clerk Crane; Village Administrator Joost; Attorney Gruenke of Bruckert, Gruenke & Long, P.C.; Police Chief Meinhardt; EMS Director Gilbert; Treasurer Pollmann; and Public Works Commissioner Renth.

Announcements

Trustee Pettibone extended thanks to the Public Works Department for their work on the hockey rink project with the installation of the dasher boards and fencing.

Consent Agenda

A motion was made by Trustee Gunn and seconded by Trustee Malina to approve the Consent Agenda, which includes the Minutes from the August 17, 2015, Regular Meeting and authorization of payment of current invoices.

Ayes: Malina, Linthicum, Oster, Mavrogeorge, Gunn, Pettibone.

Nays: None.

Absent: None.

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

Letter of Resignation:
Plan Commission
Member: James
Smith

A motion was made by Trustee Gunn and seconded by Trustee Pettibone to approve the resignation of James Smith from the Plan Commission, effective immediately.

Ayes: Malina, Linthicum, Oster, Mavrogeorge, Gunn, Pettibone.

Nays: None.

Absent: None.

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

Resolution 2015-09-
08-A: Supporting Law
Enforcement Officers

A motion was made by Trustee Mavrogeorge and seconded by Trustee Oster to approve Resolution 2015-09-08-A: Supporting Law Enforcement Officers. Trustee Mavrogeorge read the proposed resolution to the Village Board and those present; and he requested a copy be provided to each Police Officer.

Ayes: Malina, Oster, Mavrogeorge, Gunn, Pettibone.

Nays: None.

Present: Linthicum.

Absent: None.

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

Haselhorst Road
Possible Water
Extension Update

Engineers Horner & Shifrin, Inc. has provided an opinion of possible cost for running a water main extension along the southern edge of Haselhorst Road - broken into 5 phases, with the first simply being the tapping of the main and boring under the highway. In concept, they are proposing to run the main in the roadway, thereby avoiding conflicts with utilities, septic systems, ditches and culverts. This option would require backfilling with aggregate, which adds cost. Some options are proposed for specific phases that might shift the alignment and thus lower cost. Total cost for the project per the engineers, with contingencies, could be in the \$206,000 to \$221,000 range. Board members reviewed spreadsheets Administrator Joost prepared with examples for how costs could potentially be shared. Mr. Joost assumed Village participation in cost,

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Haselhorst Road
Possible Water
Extension Update,
cont.

believing that if the Village takes a position that it is in its best interest to have one tap on the main under Route 160 with a public extension of the water main, rather than to allow additional individual properties to tap the main and extend private service lines – the Village needs to be prepared to share some of the cost. Costs borne by the Village in these scenarios include the cost of the highway bore, the cost of one or two fire hydrants, the cost of engineering and surveying, and the cost of replacing the oil and chip roadway surface. The property owners would share the cost of the main beyond the highway bore, plus their specific individual costs to tap onto that main and run a service line to their property. The first spreadsheet shows those costs shared among 3-8 property owners, depending upon how far eastward the main is extended. The second spreadsheet adds into each phase additional property owners who stated an interest in water service but were perhaps more adamantly opposed to signing the required pre-annexation agreement.

Trustee Gunn, who plans to construct a home on Haselhorst Road, has secured a price of approximately \$3,000 for extending a private service line to his property. It is significantly less expensive than extending the main. Discussion on allowing multiple individual service line taps on the main, requiring the extension of the main, or allow residents to secure water service elsewhere.

While the project is economically feasible for those at the intersection of Haselhorst Road and State Route 160 (Kreke, Gunn, and Schulte's), it is too expensive for those that live further east. Mayor Picard stated the Board needs to make a decision: either move forward with the project or to no longer withhold the means of these residents from getting water and allow the New Memphis Water District into our territory.

Administrator Joost was directed to reach out to the New Memphis Water District to find out what their interest is in serving water to these property owners. Attorney Gruenke also stated the Board needs to determine which properties to include when defining the boundaries if the Village would give water rights to New Memphis.

Memorandum of
Understanding -
Lease: New Baden
Library

A motion was made by Trustee Mavrogeorge and seconded by Trustee Gunn to approve a Memorandum of Understanding – Lease between the Village of New Baden and the New Baden Public Library. This MOU will serve as the lease and understanding between the Village and the Library for the library's use of the Village owned building they occupy at 210 North 1st Street. Specific terms and conditions of that use and the lease are detailed. This lease arrangement will be for successive terms of one year, with the initial term being retroactive to May 1, 2015 and ending on April 30, 2016. It will automatically renew each May 1, under the same terms, unless the Village or the Library gives notice to the other of its intent to not continue the lease for another one-year term, or expresses a desire to alter the terms of the lease before it renews. In either case, that notice is to be given to the other party by February 1 allowing three months for any discussion.

Ayes: Malina, Linthicum, Oster, Mavrogeorge, Gunn, Pettibone.

Nays: None.

Absent: None.

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

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Zion United Church of Christ: Right of Way Dedication Update

Administrator Joost explained that the land surveyor hired by Zion United Church of Christ does not like the wording in the Village's ordinance as required for certifications on final plats for the right-of-way dedication for a future street to bisect the church property at 414 West Hanover Street. The surveyor requested that Mr. Joost allow him to revise that language. Mr. Joost stated that he does not have the authority to allow such a change and has insisted that the surveyor use the wording from the ordinance verbatim. Zion UCC is also trying to work to resolve the issue with the surveyor because their temporary certificate of occupancy expires at the end of September. Unfortunately, this is the type of scenario that Jerry Green warned of when considering a temporary occupancy permit be issued to Zion so they could start services at the new church. The surveyor's delays now make it impossible for a final plat application to be filed, a public hearing to be held before the Plan Commission, and the Village Board to act on that recommendation, before the occupancy permit expires. The Village is now in a position of either extending the temporary occupancy permit or requiring Zion to vacate the building until the plat application is filed and approved. The consensus of the Board agreed upon to have Mr. Joost reach out to a Zion UCC representative and have them prepare a time line in order to get this project completed.

Village Hall Roof Replacement: Kehrer Brothers Construction, Inc.

At the time of these meeting, Hurst-Roche, Inc. (engineers for the project) and Administrator Joost have not heard from Kehrer Brothers Construction, Inc. regarding the Village Hall roof replacement. The last correspondence indicated a completion date of August 17, 2015. Trustee Oster reported that in a separate conversation with Joe Kehrer, owner of Kehrer Brothers, Mr. Kehrer indicated that the project would be completed within the next two weeks. The Board agreed to see what occurs within the next two weeks and will then make a decision at the September 21 meeting.

Engineering Agreement with Thouvenot, Wade & Moerchen, Inc.: Task Order #1: Audrey Lane Drainage

A motion was made by Trustee Gunn and seconded by Trustee Pettibone to approve Task Order #1 with Thouvenot, Wade & Moerchen, Inc. for Audrey Lane Drainage, not to exceed \$16,000. The Village terminated all contracts with Rhutasel and Associates following the pre-qualification of engineering firms and their failure to make that list. Once the Village received files and documents for the Audrey Lane project Administrator Joost offered TWM the opportunity to review Rhutasel's work to date and provide a price to bring the project to completion. TWM found there was no drainage area map and no drainage computations. There was some indication of calculations to determine pipe size, but with notations to install an undersized pipe, knowing that doing so would continue to cause water to pond in the cul-de-sac. In the end, TWM is unsure at this point how much of Rhutasel's information will be usable, if at all. With this task order, TWM is agreeing to perform the scope of work and will work with the Village to potentially stay under that amount while still ensuring that the project can be constructed before winter. Mr. Joost stated that due to his previous employment with TWM, all Task Orders with them, regardless of dollar amount, will come to the Board for approval.

Ayes: Malina, Linthicum, Oster, Mavrogeorge, Gunn, Pettibone.

Nays: None.

Absent: None.

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

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Sign Request: New
Baden Chamber of
Commerce Chili
Cook-off

A motion was made by Trustee Mavrogeorge and seconded by Trustee Malina to allow the New Baden Chamber of Commerce to post signs for the 11th Annual Chili & Soup Cook-off on Saturday, October 24, 2015. Village Sign Regulations state that signs cannot be placed no earlier than twenty-one (21) days prior to the event.

Ayes: Malina, Linthicum, Oster, Mavrogeorge, Gunn, Pettibone.

Nays: None.

Absent: None.

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

Electric Supplier for
Village of New Baden
Accounts

Administrator Joost contacted a number of potential electrical suppliers, requesting formal quotes through a RFQ/P process in order to be openly competitive but no qualifications were submitted. He decided that since the process itself was probably too cumbersome for the level of business the Village would offer through our accounts, he chose a supplier based on the recently negotiated contract with Columbia, IL, and have requested a price and proposed contract from them. The information should be available at the September 21 meeting and the Board can consider their proposed price at that time.

Illinois Street
Sidewalk Project

Design of the Illinois Street Sidewalk project had been initiated by Rhutasel Associates, but all contracts with them have now been terminated due to their failure to make the pre-qualified engineers list. Mr. Joost asked Thouvenot, Wade & Moerchen, Inc. (TWM) to review the data supplied by Rhutasel in order to propose a scope of work and price for completing this project. When preparing the budget, it was assuming construction between March and June of 2016 causing an expenditure of \$101,000 in the current fiscal year, as well as in the next, and assuming total engineering fees of \$36,937. These numbers may need to be modified with the change in engineering firms but for TWM to make projections and present a proposal they have requested some clarification in terms of a few design issues. The original proposed project called for a sidewalk from Village Hall, south to Illinois Street, eastward on the north side of Illinois Street and into the park continuing to Veteran's Memorial Drive, and then north to Hanover at the park entrance. Current funding cannot provide for constructing a walk that entire length. Administrator Joost requested further direction from the Board with a few questions: 1) Who is most served by the sidewalk? Residents of Clinton Manor who want to be able to access the park, as well as children and residents who live along Illinois Street. 2) What should be the end points? As much as possible between the park and Clinton Manor. 3) Closed storm sewer and less total distance or open ditches for drainage to maximize length? Open ditches was the consensus. 4) Sidewalk width of 4 feet or 5 feet? 5 feet was decided. Administrator Joost will forward this information to TWM for them to proceed with the project scope.

Safety of New Baden
Police Officers

Trustee Mavrogeorge addressed the Board on doing everything possible to ensure of the safety of the New Baden Police Officers. He stated the process will start with a Public Safety committee meeting on September 21 at 5:30 p.m., prior to the next regular meeting.

As a side note, Attorney Gruenke said his firm is preparing a memo for the most recent Body Camera Law that will pertain to the Police Department.

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Storm Water
Management/
Drainage

Administrator Joost encouraged Board to read over the memo in the Board packet. It will be discussed at the next meeting on September 21.

City Cemetery
Sidewalk

Trustee Oster stated at the next meeting, a motion will be made to amend the Budget to add a line item to allow for an expenditure for a concrete sidewalk at the City Cemetery/Catholic Cemetery along North 6th Street to East Ash Street. The Village will be paying for the concrete, all labor will be donated by Spaeth's Welding who has done all the stonework at the cemetery. It was asked for Public Works Commissioner Renth to confirm if the sidewalk will be placed on Village property/right of way or on the St. George Catholic Church portion of the cemetery. It was suggested a plaque be presented to Marvin Spaeth for all his work done at the cemetery. It was also pointed out that the cemetery now has a listing of New Baden Veteran's and a possible dedication of the new stonework in November.

New Member
Workshop

Attorney Gruenke presented information on Prohibited Interests in Contracts.

There being no further business brought before the Village Board, a motion was made by Trustee Gunn and seconded by Trustee Malina to adjourn the meeting.

Ayes: Malina, Linthicum, Oster, Mavrogeorge, Gunn, Pettibone.

Nays: None.

Absent: None.

A majority of the Board voting aye, the motion carried and the meeting adjourned at 8:19 p.m.

Teri L Crane, Village Clerk
Approved: September 21, 2015