

REGULAR MEETING OF THE VILLAGE BOARD MINUTES: JULY 16, 2018

The Regular Meeting of the New Baden Village Board met Monday, July 16, 2018, at New Baden Village Hall, 1 East Hanover Street. Mayor Picard called the meeting to order at 7:00 p.m.

Present and answering to roll call: Mayor Picard; Trustees Bill Malina, Bob Oster, Jordan Pettibone, Taylor Zurliene, and Randy Joe Linthicum. **Absent:** Trustee Jerry Linthicum. **Staff Members Present:** Village Clerk Teri Crane; Village Administrator Mike Hemmer; Attorney Doug Gruenke of Bruckert, Gruenke & Long, P.C.; Chief of Police Scott Meinhardt; Commission of Public Works Ronald V. Renth; EMS Director Allen Gilbert; and Jerry Green, Chief Building & Zoning Official.

NARCAN Overdose Kits

Chief of Police Meinhardt stated that the Police Department has outfitted seven (7) NARCAN Overdose kits to be used by all New Baden Police Officers.

Attorney J.D. Brandmeyer

Attorney Gruenke stated that Attorney J.D. Brandmeyer, of their firm Bruckert, Gruenke & Long, P.C., has accepted a position with a new firm. Mr. Brandmeyer attended many of the Village Board meetings and participated in the place of Attorney Gruenke as needed.

Republic Services Recycling Service

Joell Aguirre from Republic Services, the Village's waste and recycle hauler, was present to discuss changes in the recycling industry. Board members reviewed a presentation provided by Republic Services. They are asking communities, through their residents, to pay more for recycling due to the increased cost of recycling. The estimate is about \$1.14 per household per month, on top of the current contract price. The current contract with Republic Services will expire in October 2022. Ms. Aguirre has reported that New Baden is one of 5 communities that agreed to hear her out; out of 24 municipal clients. Damiansville is the only community that has agreed to the change in contract price. Waste Management, a competitive waste hauler, is also asking for similar changes to their recycling contracts. Republic Services is also asking the Village's assistance in better educating the residents on recycling. They will provide information to be shared in the New Baden News, website, and Facebook. The majority of the Board was not in favor of a recycle rate increase at this time due to the current contract and this being a for-profit company.

Commissioner of Public Works Report

Commissioner of Public Works Renth presented department report. Board members questioned the height of the utility line (fiber optics and cable) hanging over North 9th Street after repairs were made from a truck taking out the low hanging line on July 3; status of ditch cleaning; issues with the sewer main that caused another sewer back-up at 900 East Cedar St; and what can be done to prevent more issues similar to this.

Sanitary Sewer Back-up: 900 E Cedar St

Discussion regarding the sewer back-up that occurred at 900 E Cedar St. Francis "Bud" Rakers, the homeowner, supplied Administrator Hemmer with the bills he incurred to have clean-up done after both back-ups (July 2017 & June 2018) and to replace the carpet (totaling \$15,330.11). Last August 21, Mr. Rakers attended the Board meeting to request that the Board consider financial relief of his clean-up bill and replacement carpet due to a sewer back-up from a greaseball. The Board declined payment at that time. Mr. Rakers does not carry insurance for such a backup and the Village's insurance company found that the Village was not negligent and could not foresee such an issue. This past June, Mr. Rakers experienced two more back-ups. The Public Works crew were able to clear the sewer line both times and had the line televised the second time. Tree

REGULAR MEETING OF THE VILLAGE BOARD MINUTES: JULY 16, 2018

Sanitary Sewer Back-up: 900 E Cedar St. cont.

roots were determined to be the cause and the sewer line in this area is to be included in an upcoming sewer lining project. Again, Mr. Hemmer contacted the Village's insurance company and they do not feel the Village is being negligent as it cannot be known where tree roots have grown. Payment of any sort to Mr. Rakers would set a dangerous precedent for the Village. Attorney Gruenke stated to Board members that to pay from Village funds is not encouraged, especially since the insurance carrier has found the Village not negligent. If Mr. Rakers wishes to pursue reimbursement of the charges he incurred, he needs to reach out to the Village's insurance carrier. No action taken.

Plan Commission Advisory Report from July 10, 2018

Board members reviewed the Advisory Report from the Plan Commission meeting held on July 10, 2018, regarding a Zoning Map Amendment in reference to the Zoning District for the mobile home park and Preliminary Plat of Northtowne Estates, developed by RWK Building & Remodeling.

Family Fun Day

Reminder of Family Fun Day at the Village Park on Saturday, August 4, 2018, from 1:00 pm to 5:00 pm.

Employee Appreciation Event

Reminder of Employee Appreciation Event for Village employee's (full-time, part-time, and contracted), Village Officials (elected and appointed) and members of Boards and Commissions at El Indio Mexican Restaurant on Friday, July 27, 2018, from 4:00 pm to 8:00 pm.

Consent Agenda

A motion was made by Trustee R. Linthicum and seconded by Trustee R. Linthicum to approve the Consent Agenda, which includes the of payment of current invoices Minutes from the June 18 and July 2 Regular Meetings will be presented at the next meeting.

Ayes: Malina, Oster, Pettibone, Zurliene, R. Linthicum.

Nays: None.

Absent: J. Linthicum.

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

Ordinance 2018-07-16-A: Amending Procedures and Guidelines for Vehicle Impoundment to include Administrative Fees and Right to Hearing for the Village of New Baden

A motion was made by Trustee Pettibone and seconded by Trustee Zurliene to approve Ordinance 2018-07-16-A: Amending Procedures and Guidelines for Vehicle Impoundment to include Administrative Fees and Right to Hearing for the Village of New Baden. This is a clean-up of the existing Ordinance. During the process of reviewing the Police Policy Manual, staff found some discrepancies in the previous exhibit referencing state statutes. This ordinance corrects those references.

Ayes: Malina, Oster, Pettibone, Zurliene, R. Linthicum.

Nays: None.

Absent: J. Linthicum.

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

Ordinance 2018-07-16-B: Providing for the Regulation of and Application for Small Wireless Facilities

Illinois legislature recently approved the Small Wireless Facilities Deployment Act (PA 100-0585). Municipalities have two (2) months after the Act's June 1, 2018, effective date to adopt fees and establish other design standards pursuant to the Act. The Illinois Municipal League established a model ordinance, attachment agreement, and application. The Village's documents are based on these models, but Attorney Gruenke has improved and enhanced the Village's authority in some areas. To summarize the issue, the small cell technology requires more transmitters and receivers than the large cell tower installations of the past. The legislative fight was regarding the ability of municipalities to permit,

REGULAR MEETING OF THE VILLAGE BOARD MINUTES: JULY 16, 2018

Ordinance 2018-07-16-B: Providing for the Regulation of and Application for Small Wireless Facilities, cont.

charge, and otherwise regulate small cell installs in Village right-of-way. The Act affords a number of protections to the small cell providers and provides them more rights if a municipality has not passed an ordinance such as proposed.

A motion was made by Trustee R. Linthicum and seconded by Trustee Zurliene to approve Ordinance 2018-07-16-B: Providing for the Regulation of and Application for Small Wireless Facilities. This is a clean-up of the existing Ordinance. During the process of reviewing the Police Policy Manual, staff found some discrepancies in the previous exhibit referencing state statutes. This ordinance corrects those references.

Ayes: Malina, Oster, Pettibone, Zurliene, R. Linthicum.

Nays: None.

Absent: J. Linthicum.

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

Part-time Police Officer: Steve Howe

A motion was made by Trustee Pettibone and seconded by Trustee Zurliene to approve the hire of Steve Howe as a part-time Police Officer.

Ayes: Malina, Oster, Pettibone, Zurliene, R. Linthicum.

Nays: None.

Absent: J. Linthicum.

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

Bids for Surplus 1985 Chevrolet 1-ton Dump Truck

Bids were due at 2pm on Monday July 16 for the Surplus 1985 Chevrolet 1-Ton Dump Truck (PW9). Two (2) bids were received: Lonny Broeckling, \$1,601.00; and Glen Roeckenhaus, \$1,010.00.

A motion was made by Trustee Oster and seconded by Trustee Malina to authorize the sale of the 1985 Chevrolet Dump Truck to the high bidder, Lonny Broeckling for \$1,601.00.

Ayes: Malina, Oster, Pettibone, Zurliene, R. Linthicum.

Nays: None.

Absent: J. Linthicum.

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

Status of 2008 Ford Explorer Police Vehicle

The Police Department's 2008 Ford Explorer (PD101) has over 115,000 miles. Recent repair work was required to replace a ball joint for about \$800. A "check engine" light has been on intermittently for a few weeks with codes for a fuel injector and transmission. During research, Accounting Manager Pierce noted that the repair and maintenance bills for the fiscal year are over \$2,600. During the life of PD101, over \$18,000 in maintenance has occurred, with just over \$4,000 being reimbursed by insurance. This led to questions about the average maintenance cost of other police vehicles; Miss Pierce created a chart of these costs and it was presented to Board members. Budgeted in the General Fund is \$44,000 for a new police vehicle and equipment. The vehicle was estimated at \$30,000 and the equipment costs, including in-squad camera, were estimated at \$14,000. With the recent ILETSB grant, the cost for equipment will decrease. Due to the fact that the average repair and maintenance of PD101 is over double that of any other vehicle, PD101 seems to be having more frequent maintenance issues, and that there is a lag time to get a vehicle "police-road-ready" of about 3 months, Village staff and the Chief of Police would like approval to begin the purchasing process. The majority of the Board was in favor of proceeding and allowing Chief of Police Meinhardt to seek bids for a new police vehicle.

REGULAR MEETING OF THE VILLAGE BOARD MINUTES: JULY 16, 2018

Park Board
Appointment: Caitlyn
Carroll

A motion was made by Trustee Pettibone and seconded by Trustee Zurliene to approve the appointment of Caitlyn Carroll to the Park Board.

Ayes: Malina, Oster, Pettibone, Zurliene, R. Linthicum.

Nays: None.

Absent: J. Linthicum.

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

Park Board
Appointment: Lena
McCarthy

A motion was made by Trustee Oster and seconded by Trustee Malina to approve the appointment of Lena McCarthy to the Park Board. The Park Board now consists of Patty Murdach, Jeff Stroot, Joyce Schomaker, Caitlyn Carroll, and Lena McCarthy.

Ayes: Malina, Oster, Pettibone, Zurliene, R. Linthicum.

Nays: None.

Absent: J. Linthicum.

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

O.W. Billhartz Civic
Center Electrical
Work

A motion was made by Trustee Oster and seconded by Trustee Malina to authorize budgeted electrical work at the O.W. Billhartz Civic Center from Pfeffer Electric for \$10,750. This estimate was obtained last spring when the basement flooded and shorted an electric panel to the gymnasium and kitchen. The basement flooded again this June. The sump pump has been replaced and Village staff are looking at options for alarm lights.

Ayes: Malina, Oster, Pettibone, Zurliene, R. Linthicum.

Nays: None.

Absent: J. Linthicum.

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 Zurliene and seconded by Trustee R. Linthicum to adjourn the meeting.

Ayes: Malina, Oster, Pettibone, Zurliene, R. Linthicum.

Nays: None.

Absent: J. Linthicum.

A majority of the Board voting aye, the motion carried, and the meeting adjourned at 8:38 p.m.

Teri L Crane, Village Clerk
Approved: August 20, 2018