

REGULAR MEETING OF THE VILLAGE BOARD MINUTES: FEBRUARY 3, 2020

The Regular Meeting of the New Baden Village Board met Monday, February 3, 2020, at New Baden Village Hall, 1 East Hanover Street. Mayor Picard called the meeting to order at 7:00 pm.

Present and answering to roll call: Mayor Christy Picard; Trustees Bob Oster, Randy Joe Linthicum, Nicole Pederson, and Chris Locke. **Absent:** Trustees Tom Kuhn and Taylor Zurliene. **Staff Members Present:** Village Clerk Teri Crane; Village Administrator Erika Kennett; Attorney Doug Gruenke of Bruckert, Gruenke & Long, P.C.; Chief of Police Chuck Mackin; Public Works Laborer Tim Deien; Chief Building & Zoning Official Jerry Green; and EMS Director Allen Gilbert;. **Staff Members Absent:** Commissioner of Public Works Ronald V. Renth and Treasurer Casey Pierce.

Announcements

Board members were encouraged to attend a seminar sponsored by the Illinois Municipal League: Municipal Regulation of Adult-Use Cannabis. Seminars will be held throughout the state, two (2) will be held in O'Fallon and Mt. Vernon. Interested Board members should contact Clerk Crane to register.

Consent Agenda

A motion was made by Trustee Oster and seconded by Trustee Locke to approve the Consent Agenda, which includes the of payment of current invoices and the Minutes from the December 2, 2019, Regular Meeting, the December 23, 2019, Special Meeting, the January 21, 2020, Regular Meeting. The Regular Meetings on December 16, 2019, and January 6, 2020, were canceled due to lack of business.

Ayes: Oster, Linthicum, Pederson, Locke.

Nays: None.

Absent: Kuhn, Zurliene.

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

Proposed Ordinance Providing for Enforcement of Remedies for Maintaining a Public Nuisance in Violation of the Illinois Controlled Substances Act, the Methamphetamine Control and Community Protection Act, or the Cannabis Control Act.

Discussion on an Ordinance Providing for Enforcement of Remedies for Maintaining a Public Nuisance in Violation of the Illinois Controlled Substances Act, the Methamphetamine Control and Community Protection Act, or the Cannabis Control Act. Attorney Gruenke provided details regarding this working document. Mr. Gruenke has been working on the proposed ordinance with the City of Centralia; it has not yet been approved by Centralia. Per the Ordinance: the State of Illinois granted non-home rule municipalities the authority to "define, prevent, and abate nuisances". The Board of Trustees of New Baden believe that buildings used in the commission of any offense prohibited by the Illinois Controlled Substance Act, the Methamphetamine Control and Community Protection Act, or the Cannabis Control Act, are a public nuisance to the residents of the Village. The Village Board believe that, in order to prevent and abate the above-described public nuisances, it is necessary to prohibit the occupation of buildings used in the commission of such public nuisances until such time that the buildings used in the commission of the public nuisances are inspected by law enforcement to ensure that no further public nuisance exists, and by code enforcement to ensure that the building meets all applicable building codes. The Village Board believes that, in order to prevent and abate the above-described public nuisance, it is necessary to record and enforce a lien, pursuant to 720 ILCS 5/37-2, against any buildings used in the commission of the public nuisance, for the costs incurred in the performance of the duties of the officers and employees of the Village. The power is granted to the Chief of Police and the Village Administrator. Per Mr. Gruenke, details are still being finalized before the final version will be presented to the Board. This Ordinance was proposed by the

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Proposed Ordinance
Providing for
Enforcement of
Remedies for
Maintaining a Public
Nuisance, cont.

Chief of Police Mackin to combat issues the New Baden Police Department has encountered at a few homes in the Village of New Baden. Since this is a work in progress, the ordinance will be considered at a later Regular Meeting. The consensus of the Board is in favor of this "public nuisance" ordinance. Mr. Gruenke will continue to update as needed.

Ordinance 2020-02-03-A: Amending the Village Zoning Code Regarding Adult-Use Cannabis Business Establishments

A motion was made by Trustee Oster and seconded by Trustee Linthicum to pass Ordinance 2020-02-03-A: Amending the Village Zoning Code Regarding Adult-Use Cannabis Business Establishments. This amendment allows for specified Adult-Use Cannabis Business Establishments as special uses within specific zoning districts.

Ayes: Oster, Linthicum, Pederson, Locke.

Nays: None.

Absent: Kuhn, Zurliene.

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

Full-time Position for Village Hall/ Police Department

Discussion regarding the hiring of a full-time employee for a job shared between Village Hall (32 hours/week) and the Police Department (8 hours/week); this position will not be working for the Ambulance Department. Trustee Linthicum shared his report from the Personnel Committee meeting on January 27. Mr. Linthicum indicated there were three (3) options available: 1) hire one (1) part-time person for 20 hours a week for Village Hall; 2) hire two (2) part-time people to work at Village Hall and the Police Department; and 3) hire one (1) full-time person (40 hours a week) to do work at both Village Hall and the Police Department. Mr. Linthicum said the consensus of the Personnel Committee was in favor of the full-time position. Trustee Pederson stated that she and Trustee Zurliene support the full-time position.

A motion was made by Trustee Linthicum to hire a part-time (20 hours/week) position for Village Hall. The motion did not receive a second. Motion died.

A motion was made by Trustee Pederson and seconded by Trustee Oster to authorize the hiring of full-time position to be shared between Village Hall (32 hours/week) and the Police Department (8 hours/week). The hourly wage range will be between \$30,000 and \$35,000 based on experience. This will also include the following benefits: paid time off, retirement through the Illinois Municipal Retirement Fund (IMRF) and 90% paid employee health insurance coverage.

Ayes: Oster, Pederson, Locke.

Nays: Linthicum.

Absent: Kuhn, Zurliene.

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

2020 Lawn Maintenance Contracts: Request for Bids

A motion was made by Trustee Locke and seconded by Trustee Linthicum to authorize the Request for Bids for the 2020 Lawn Maintenance Contracts for Village properties. Sealed bids will be due on February 28 at 10:00am. Contracts will be considered at the March 2 meeting.

Ayes: Oster, Linthicum, Pederson, Locke.

Nays: None.

Absent: Kuhn, Zurliene.

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

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Public Works
Committee

Trustee Oster stated that he and Public Works Employee Tim Deien checked out the alley issue reported by Doug and Tricia Billhartz (204 W Cedar St) at the January 21, 2020, meeting. Mr. Oster stated that the Public Works Department has taken care of the issue and it has been resolved.

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

Ayes: Oster, Linthicum, Pederson, Locke.

Nays: None.

Absent: Kuhn, Zurliene.

A majority of the Board voting aye, the motion carried, and the meeting adjourned at 7:57 pm.

Teri L Crane, Village Clerk
Approved: March 2, 2020