

JULY 12, 2004
REGULAR MEETING
7:30 P.M.

Regular meeting of the Village Board held at the Village Hall and called to order by President Peterson with the following members present: Bates, Trout, Fay (present 7:40 P.M.), Ryner, Kness, Peterson, and Johnson. Absent: Austin.

Motion by Bates, second by Kness to approve the June 7, 2004 Public Hearing and regular meeting minutes. Roll call votes: Trout – aye, Ryner – aye, Kness – aye, and Bates – aye. All votes were in favor, and the motion was carried.

Police Officer Raes presented the June 2004 police report, because Police Chief Hansen was on vacation. He reported: five traffic citations issued, several arrests on warrants, one arrest for battery, one subject in jail on charges, squad mileage 89, 110, squad oil change due this month, all grant papers in and waiting for check, and working on new violations. The Board requested that 48 hour notices be given on the several unlicensed or junked cars and proceed if not taken care of.

Village Attorney Steele present.

Bob Riddell, Deana Miles, Jack Bollinger, Dennis Nimrick of the Windsor Depot and Dan Beattie of Dan's Pub present. President Peterson reviewed the requests that had been made for changes to the Village's liquor ordinance.

Motion by Ryner, second by Bates to change the T License fee to a flat fee of \$25 (from \$15 per T License hour). Roll call votes: Kness – nay, Trout – abstain, Fay – aye, Ryner – aye, and Bates – aye. Three votes aye, one vote nay, and one vote abstained. The motion was carried.

Motion by Ryner, second by Fay to allow one T License every fourteen (14) days, but the Liquor Commissioner has the latitude to allow for one extra date (changes from one per month). Roll call votes: Fay – aye, Ryner – aye, Bates – nay, Kness – aye, and Trout – aye. Four votes aye, one vote nay, motion carried.

Motion by Fay, second by Kness to leave the ordinance as it stands that no special events may be open to the public on Sundays. Roll call votes: Ryner – aye, Fay – aye, Kness – aye, Trout – abstain, and Bates – aye. Four votes aye, one vote abstained, motion carried.

The Board stated that the T license allotted time is one to eight hours and set by the Liquor Commissioner.

The Board stated that they want to see how the T License goes and maintain the ordinance's policy that establishments may not be open on Sunday.

Dan Beattie asked that they may be open on Sundays, and he expressed that he felt that he loses customers, because other area villages allow establishments to be open on Sundays. Village Attorney Steele stated that the Board needs to weigh the advantages and disadvantages of the request.

The Board stated that everyone was welcome to come back with any kind of proof that their requests would better the community, and they would review the matter again.

Motion by Ryner, second by Kness to not allow taverns to be open on Sundays per the present Village Liquor Ordinance. Roll call votes: Fay – aye, Ryner – aye, Bates – aye, Trout – aye, and Kness – aye. All votes were in favor, and the motion was carried.

The Board noted that the Liquor Ordinance stands as is until the August regular Board meeting when the amendments are brought before the Board.

President Peterson reported that Tommy Whiting cut the ditch at the tennis court at a cost of \$275 and the waterway by Walsten's at a cost of \$300, and found that a new tube is needed for the work at Seventh Avenue by Thompson's to Hall's.

Motion by Kness, second by Bates to ratify the work done at the waterway by John Walsten's property by Tommy Whiting at a cost of \$310. Roll call votes: Ryner – aye, Trout – aye, Bates – aye, Kness – aye, and Fay – aye. All votes were in favor, and the motion was carried.

Motion by Fay, second by Ryner to accept the bid for the tube from Thompson's to Hall's at North Seventh Avenue and the Y installed by Tommy Whiting at a cost of \$750. Roll call votes: Trout – aye, Bates – aye, Kness – nay, Fay – aye, and Ryner – aye. Four votes aye, one vote nay, motion was carried.

President Peterson reviewed the waterway problem across the highway through Helen Creek's property. Attorney Steele stated that the lower land has to accept the water. The Board agreed to wait on the matter and see what happens when the new tube at Seventh Avenue is put in.

The Board tabled any action on the Waugaman and Ferguson requests until more information is obtained.

The Board tabled sidewalk work until information is available.

Motion by Kness, second by Fay to hire Bob Rigg to cut down the tree at Seventh Avenue and Walnut Street by Bodeen's at a cost of \$275. Roll call votes: Trout – aye, Bates – aye, Fay – aye, Kness – aye, and Ryner – aye. All votes were in favor, and the motion was carried.

The Board noted that the Pow Wow had no problems, except that a cable was placed across the Ball Park Road so that access to the maintenance building was cut off. The Board agreed to request that the cable not be placed there again.

Trustee Fay requested use of the Rodeo Park July 24, 2004 from 11 A.M. to 3 P.M. for a D Ball party, and to use a slip and slide with water.

Motion by Bates, second by Kness to allow the D Ball party per Trustee Fay on July 24, 2004 from 11 A.M. to 3 P.M. at the Rodeo Park as long as the Village has a certificate of insurance from the D Ball with the Village named as additional insured for the slip and slide. Roll call votes: Fay – aye, Trout – aye, Kness – aye, Ryner – aye, and Bates – aye. All votes were in favor, and the motion was carried.

Motion by Ryner, second by Trout to raise the telecommunications tax by .25%. Roll call votes: Trout – aye, Kness – aye, Ryner – aye, Bates – nay, and Fay – aye. Four votes aye, one vote nay, motion carried.

Motion by Trout, second by Fay to raise the water rates to \$10 for the first 4,000 gallons and \$2.50 per thousand thereafter beginning January 1, 2005 quarter. Roll call votes: Kness – nay, Ryner – aye, Bates – nay, Fay – aye, and Trout – aye. Three votes aye, two votes nay, motion carried.

Motion by Ryner, second by Fay to raise the Wheel Tax rates from \$5 to \$7 for a car, B truck, and motorcycle, and from \$7 to \$9 for an A truck effective with the 2005 Wheel Tax season, with the penalty of \$5 per vehicle per month delinquent. Roll call votes: Bates – nay, Kness – aye, Ryner – aye, Trout – aye, and Fay – aye. Four votes aye, one vote nay, motion carried.

Motion by Kness, second by Fay to raise the 2005 Farm Lease to \$1,000 per year payable in two installments, April 1st and November 1st. Roll call votes: Kness – aye, Ryner – aye, Trout – aye, Fay – aye, and Bates – aye. All votes were in favor, and the motion was carried.

Motion by Kness, second by Trout to raise the liquor license fees from \$1000 per year to \$1,250 per year effective July 1, 2005 with two installment, July 1st and January 1st. Roll call votes: Ryner – aye, Trout – aye, Fay – nay, Bates – nay, and Kness – aye. Three votes aye. and two votes nay, motion carried.

Motion by Fay, second by Kness to raise the zoning permit fee from \$10 to \$15 for the minimum fee to \$1,000 and leaving the \$1 per each \$1,000 thereafter fee effective January 1, 2005. Roll call votes: Trout – aye, Fay – aye, Bates – aye, Kness – aye, and Ryner – aye. All votes were in favor, and the motion was carried.

Motion by Ryner, second by Fay to raise the salaries of the Water Department by \$200 per year for the water superintendent and \$100 per year for the assistant effective August 1, 2004. Roll call votes: Kness – aye, Bates – aye, Trout – aye, Fay – aye, and Ryner – aye. All votes were in favor, and the motion was carried.

Motion by Kness, second by Fay to raise the salary of Richard Bland, maintenance, to \$6.75 per hour and set the third person's salary at \$5.75 per hour effective August 1, 2004. Roll call votes: Bates – aye, Trout – aye, Fay – aye, Ryner – aye, and Kness – aye. All votes were in favor, and the motion was carried.

Motion by Trout, second by Fay to raise the treasurer's salary \$200 per year effective August 1, 2004. Roll call votes: Trout – aye, Fay – aye, Ryner – aye, Kness – aye, and Bates – aye. All votes were in favor, and the motion was carried.

Motion by Fay, second by Kness to raise the Village Collector's salary \$200 per year effective August 1, 2004. Roll call votes: Fay – aye, Ryner – aye, Kness – aye, Bates – aye, and Trout – aye. All votes were in favor, and the motion was carried.

Motion by Kness, second by Bates to approve Ordinance Number 5, Series 2004 Appropriations for the Fiscal Year May 1, 2004 through April 30, 2005. Roll call votes: Bates – aye, Trout – aye, Ryner – aye, Kness – aye, and Fay – aye. All votes were in favor, and the motion was carried.

The Board denied a request by Mary Linker for reimbursement for 4.5 tons of black soil and tractor work for leveling at a cost of \$202.50 on her property where work on a drainage problem had been done June, 2003, because the Board only agreed to rake and seed the area.

Motion by Kness, second by Ryner to authorize the June 2004 bills and include the Tommy Whiting bill of \$275 for the tennis court ditch pending a billing statement is received. Roll call votes: Bates – aye, Kness – aye, Trout – aye, Ryner – aye, and Fay – aye. All votes were in favor, and the motion was carried.

Motion by Kness to adjourn, second by Ryner. Voice votes: all votes were in favor, and the motion was carried. Meeting adjourned.

Claudine D. Johnson
Village Clerk

