

AUGUST 6, 2007  
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: Schmitt, Dillbeck, Molburg, Kness, Peterson, and Johnson. Absent: Austin.

Motion by Kness, second by Schmitt to approve the July 2, 2007 Budget and Appropriations Hearing and the Regular Meeting minutes. Roll call votes: Dillbeck – aye, Molburg – aye, Schmitt – aye, and Kness – aye. All votes were in favor, and the motion was carried.

Mary Ann McKinney of the Mercer County Youth Service Bureau present with the past year's activities of the Bureau and to request a donation of \$361.00 ( a 2% increase).

Motion by Schmitt, second by Dillbeck to donate \$353.19 to the Mercer County Youth Service Bureau per the Village's Appropriation Ordinance. Roll call votes: Molburg – aye, Schmitt – aye, Kness – aye, and Dillbeck – aye. All votes were in favor, and the motion was carried.

President Peterson reported that Josh Phelps (Viola) had painted the Village's fire hydrants for his Boy Scout project.

President Peterson stated that the tree program has not been done yet, and that Joseph Walker had agreed to share the cost of the trees in their area.

Police Chief Brendal presented the July 2007 police report. He reported 42,235 miles on the squad, various calls and violations, the "Click It or Ticket" program the department participated in and the banquet he attended and received a portable breath tester, ticket holder, and mugs free. Chief Brendal recommended hiring Gordon Nichols as a part time police officer, because he was previously a police officer and is qualified.

Motion by Kness, second by Dillbeck to hire Gordon Nichols as a part-time police officer for the Village pending the State's waiver and approval at \$12 per hour. Roll call votes: Schmitt – aye, Kness – aye, Dillbeck – aye, and Molburg - aye. All votes were in favor, and the motion was carried.

Chief Brendal reported that Jim Unsworth's police training is going well, and that he had passed both tests as required.

Chief Brendal reported on an elder abuse class that he and Officer Hansen had attended, and his concerns on one elderly case in the Village.

Chief Brendal stated that he has the police coverage for the New Windsor Fair and Rodeo prepared.

The Board reviewed cleaning up yards, and agreed to amend the weed ordinance to include a charge of a flat fee of \$50 per hour plus the Village employees time to mow and clean up yards. Village Attorney Steele stated he would prepare the amendment for the September meeting.

Village Attorney Steele presented the Control of Dogs Ordinance. The Board agreed to state in the ordinance that no dog owner within the Village shall have more than two dogs at any one time that is more than 4 months in age. The Board agreed that someone with more than two dogs prior to this ordinance may "grandfather" in the other

dogs, and that litters of pups must be sold within the time limit. The Board agreed to have all dogs registered with the Village at a cost of \$5.00 per dog, with a dog tag given upon payment with the information of the owner, address, dog's name, breed, and age, with only two dogs that are four months to a year old or older by October 31, 2007, and the violation would have fines of \$50 to \$500.

The Board agreed to have the Control of Dogs ordinance contain Section 7, Dogs prohibited in public areas at certain times to include all the Village's Parks, Rodeo, Depot, and Ball Park, with signs placed in the parks. The Board agreed to state that this section shall not apply to dogs trained to assist physically impaired individuals.

The Board tabled purchasing eight signs for the parks (Ball Park 4, Rodeo Park 2, Depot Park 2) to investigate the cost of the signs, and the wording to also include No Alcohol, No Smoking, and No Dogs allowed during scheduled events except trained to assist physically impaired individuals, and to include a picture with a circle crossed out and 2" to 3" letters.

The Board agreed to have a Special Meeting August 22, 2007 at the Village Hall beginning at 7 P.M. for the purpose of a summary report on the collection system study by engineer John Roegiers, the cost of the parks' signs, and the Ball Park fencing.

Motion by Dillbeck, second by Kness to pass Ordinance Number 5, Series 2007 Control of Dogs as described by the Board. Roll call votes: Kness – aye, Dillbeck – aye, Schmitt – aye, and Molburg – aye. All votes were in favor, and the motion was carried. Village Attorney Steele instructed the Clerk that the Ordinance would be published in pamphlet form, but the Board agreed to have a notice of this ordinance put in the New Windsor Advertiser.

President Peterson reported that the drainage problem at State and South Sixth Avenue is okay now, but he did receive an estimate from Tom Whiting on excavating, removing, and replacing 400 feet of the tile in the amount of \$5,720.

President Peterson stated that Kevin Reddick and family that own the former Helen Creek property along Mercer Street have an open tile, but that after investigating the area with Tom Whiting, the tile runs east and west and is on private property, not on Village property.

Motion by Schmitt, second by Dillbeck to pass Ordinance 6, Series 2007, Tax Levy. Roll call votes: Schmitt – aye, Dillbeck – aye, Molburg – aye, and Kness – aye. All votes were in favor, and the motion was carried.

President Peterson thanked all for their help and support for the Sesquicentennial ball games and fireworks. The Board acknowledged that they heard good comments on the event.

President Peterson reported on the Ball Park outfield fence that has two parts damaged, and has been turned in to the Village's insurance company. He also stated that he has two leads on fencing companies for a fence five feet high on the first and third base lines. Trustee Kness and President Peterson stated that they had met with the Abingdon fence representative and will get information on the new fence.

President Peterson reported that the xylamat cost for under the Rodeo Park playground equipment would be \$3,510 including delivery from Midwest Playground Equipment Company.

Motion by Kness, second by Schmitt to purchase the xylamat at \$3,510 from Midwest Playground. Roll call votes: Kness – aye, Molburg – aye, Schmitt – aye, and Dillbeck – aye. All votes were in favor, and the motion was carried.

Motion by Schmitt, second by Kness to let bids for the Main Street sidewalk, North Fifth Avenue to North Third Avenue in front of the business, with bids to be in, and opened at the Regular Board meeting September 10, 2007, and that the Board has the right to accept or reject any or all bids, that prevailing wages must be met, the bid awarded to the lowest responsible bidder, with the work done by October 31, 2007, and the contract to contain prevailing wages, removal and replacement of the sidewalk with handicap accessibility, driveways included, and access must be given to all businesses during construction. Roll Call votes: Schmitt – aye, Dillbeck – aye, Molburg – aye, and Kness – aye. All votes were in favor, and the motion was carried.

President Peterson reported that the 2007 South Side MFT oil and chip program was complete.

The next Regular Board Meeting will be September 10, 2007 at 7:30 P.M. due to the Labor Day Holiday.

Motion by Schmitt, Second by Dillbeck to authorize the July 2007 bills. Roll call votes: Schmitt – aye, Dillbeck – aye, Molburg – aye, and Kness – aye. All votes were in favor, and the motion was carried.

Motion by Schmitt, second by all to adjourn. Voice Votes: All votes were in favor, and the meeting was adjourned.

Claudine D. Johnson, Village Clerk