

JULY 6, 2009  
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: Gregory, Dillbeck, D. Peterson, B. Gibeau, T. Gibeau, Kness, Johnson, and Peterson. Absent: none. Village Attorney Steele present.

Motion by Kness, second by D. Peterson to approve the June 1, 2009 Regular Meeting minutes, Closed Session minutes, and June 20, 2009 Special Meeting minutes. Roll call votes: G – aye, Kness – aye, Dillbeck – aye, T. Gibeau – aye, D. Peterson – aye, and B. Gibeau – aye. All votes were in favor, and the motion was carried.

Motion by Kness, second by Dillbeck to pass Ordinance 2, Series 2009, Appropriation Ordinance. Roll call votes: Kness – aye, Dillbeck – aye, T. Gibeau – aye, D. Peterson – aye, B. Gibeau – aye, and Gregory – aye. All votes were in favor, and the motion was carried.

President Peterson reported that there was nothing new with the Newberry water situation, and that the hydrants were done with extra work done on the valves.

President Peterson reported that Mercer County Highway Department hauled in rock for the 2009 M.F.T. program, and it is piled at the Main Street lot of Tom Whiting.

President Peterson reported that Tom Whiting had completed the tile work on S. Seventh Ave., and will be doing the other drainage problem at North Second and Third Avenues and the parking area and culvert at the Presbyterian Church area.

President Peterson reported that another culvert collapsed at South Fourth Avenue and Sycamore Street in the Cletus Devlin driveway, and that he has asked Tom Whiting for an estimate to move that drainage to the waterway.

Motion by Kness, second by D. Peterson to hire Daryl Ray Young as a part time maintenance person at \$8.00 per hour effective immediately. Roll call votes: B. Gibeau – aye, Kness – aye, Dillbeck – aye, Gregory – aye, D. Peterson – aye, and T. Gibeau – aye. All votes were in favor, and the motion was carried.

President Peterson reported that a mitigation meeting on the emergency program will be held at the Aledo Fire Station on Tuesday, July 14, 2009 at 3 P.M., and that the State is requiring attendance at two of these meetings, and he and Chief Brendal have attended one.

President Peterson reported that a tree split at the Doug Skallberg property, and Tom Whiting took it down per Doug Skallberg's wishes, but now since the tree was on Village property, Mr. Skallberg has agreed to pay half that cost. President Peterson was concerned that the Village was not contacted about this first.

Doug Pinkerton had a tree down, and the Village removed one limb, but now Mr. Pinkerton wants the Village to pay to remove the stump and other limbs at a cost of \$500. The Board agreed that this tree is Mr. Pinkerton's tree and his bill.

John Roegiers present from Missman, Stanley and Associates to update the sewer project. He reported that on April 29, 2009 the facility plan was submitted, but he has not heard anything more. They did say there was no funding this year, but future years would require the Village to reapply for funding. He also stated that the engineering

agreement with the Village and Missman is done and will be presented at the next meeting (August). He reported that he had been in contact with Bi-State and the new representative Meghan Overton for the Village.

Motion by Dillbeck, second by D. Peterson to hire Tom Whiting to do the area of tiling at Fourth Ave and Sycamore Street (Devlin) at a cost of \$1,700.. Roll call votes: Gregory – aye, T. Gibeau – aye, D. Peterson – aye, Kness – aye, B. Gibeau – aye, and Dillbeck – aye. All votes were in favor, and the motion was carried.

Monica Peters and Frank Bearce present with complaints of the property next to them at 705 Main Street. President Peterson reported that the problem had been sent to the EPA, Mercer County Health Department, and sent to the State's Attorney. Ms. Peters stated that she had talked to the State's Attorney and was told that it was New Windsor's problem. The Board stated that the Village understands their problem and would try to help. Village Attorney Steele stated that the Village has ordinances for the weeds and nuisance, and liens have been placed for the weeds/grass removal and for non-payment of the water bill. He also stated that he is filing a complaint on the violations of nuisance with an injunction to command to fix, and he would talk to the State's Attorney.

Village Attorney Steele told Ms. Peters that personal damage is between the Peters and the owner of the other property, and they could do a private civil suit. Also, he stated that Ms. Peters and Mr. Bearce need to come as witnesses if the matter goes to court, and the police need to get pictures.

Motion by Kness, second by Dillman to pass Ordinance 3, Series 2009, Wage Ordinance. Roll call votes: D. Peterson – aye, Dillbeck – aye, Gregory – aye, Kness – aye, T. Gibeau – aye, and B. Gibeau – aye. All votes were in favor, and the motion was carried.

Police Chief Brendal presented the June 2009 Police Report. He reported 71,920 miles on the squad, that the call volume was increasing, violations are being worked on, and the police department will work with the New Windsor Fair and Rodeo Association the same way as the last two years during the Rodeo.

The Board stated that no cars are to park inside the park area of the Rodeo Park during the Rodeo, and that vehicles can only park on the Rodeo side.

Police Chief Brendal stated that the curfew is 11 P.M. weeknights, and midnight Friday and Saturday nights.

Village Attorney Steele went over the Police Chief Contract with the Board. The Board requested that Chief Brendal and Attorney Steele meet about the contract.

Motion by Dillbeck, second by Kness to go into Closed Session to discuss personnel. Roll call votes: Gregory – aye, Dillbeck – aye, D. Peterson – aye, B. Gibeau – aye, T. Gibeau – aye, and Kness – aye. All votes were in favor, and the meeting was closed.

9:35 P.M. Closed Session

At 10 P.M. the meeting was reopened.

Motion by D. Peterson, second by Gregory to authorize the June 2009 bills.

Roll call votes: Kness – aye, T. Gibeau – aye, Gregory – aye, Dillbeck – aye, B. Gibeau – aye, and D. Peterson – aye. All votes were in favor, and the motion was carried.

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

Claudine D. Johnson, Village Clerk