

SEPTEMBER 4, 2012

REGULAR MEETING

7:00 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: Loving, Trout, James, Schmitt, Gibeau, Kness, Peterson, and Johnson. Absent: none.

Motion by Schmitt, second by Gibeau to accept the August 6, 2012 regular Board meeting minutes. Roll call votes: Kness – aye, Loving – aye, Trout – aye, Gibeau – aye, Schmitt – aye, and James – aye. All votes were in favor, and the motion was carried.

Police Chief Stotts presented the August police report. He reported 124,050 miles on the squad car and 75,692 miles on the Dodge Durango squad, 69 calls, 12 tickets, 12 warnings, served 1 warrant, requested a thank-you be sent to Barton's Body Shop for their free service on the new squad, one bar open late, but taken care of, the computer on the new squad needs to be loaded, and Cordova will pay the bills for that, will attend a full scale disaster practice September 27, 2012 (Thursday) from 5 P.M. to 9:30 P.M., the internet for the new squad will cost an additional \$51.35 per month, a new law in effect concerning school buses that requires vehicles to stop at a 4-way intersection when the bus arm, is out and lights are flashing with the children getting off the bus, next week the squad's computer will be loaded and installed, and Chief Stotts talked to A.J. Streeter of the New Windsor Fair and Rodeo Board about the increase in pay for the police officers during the fair and rodeo, but the Rodeo Board voted against the increase, but next year Chief Stotts would like to see the amount increased to \$25 per hour for the officers. President Peterson reported on the Rodeo and Fair incident of a missing boy that was found twenty-five minutes later.

Motion by James, second by Kness that the Village Board recommends the amount of \$25 be paid per hour per officer by the New Windsor Fair and Rodeo to cover the cost of their security. Roll call votes: Loving – aye, Trout – aye, James – aye, Schmitt – aye, Gibeau – aye, Kness – aye. All votes were in favor, and the motion was carried.

President Peterson reported that the New Windsor Ball Park will be having slow pitch softball on Sundays for the next six Sundays starting September 9, 2012.

Trustee Trout reported on the Depot Park memorial project, and stated that a bench as been decided upon as a memorial, with possibly another bench so that there would be one at each end of the flags. She stated that she had not heard back from the Luxmores' concerning the memorial project in honor of their son. She further stated that the project would include bricks at 3"X5" worked in between the flags. President Peterson stated that the Village agreed to this project for the memorial as done by a nonprofit group, but the costs would be \$1,750 for the bench without a picture, and the bricks selling

for \$100 per brick with three lines of sixteen characters. President Peterson suggested the name Depot Park Memorial Foundation, and Trustee Trout was to contact the parties involved.

President Peterson reported that the Antique Engine Show would be at the Rodeo Park September 22 and 23, 2012, with set up scheduled for Friday, September 21, 2012.

President Peterson reported that Village Attorney Steele is doing a title search on the Contract Funding LLC property at 705 Main Street, and that Kari Cashen, who is interested in the property, talked to Attorney Steele. The Board noted that there is a "For Sale" sign on the property. President Peterson stated that he does not know if the Village is still involved on receiving the property.

President Peterson stated that he had not talked to Ryan Beeman concerning the sidewalk work.

President Peterson reported that the auditor would be here Monday, September 10, 2012.

President Peterson reported that the maintenance tractor has been repaired, and that the maintenance personnel had gotten a quote on a new tractor. The Board agreed that the cost of a new tractor would be too much at this time.

The Board agreed to check into a hoist again for the maintenance department.

Motion by Gibeau, second by Kness to pass Ordinance Number 6, Series 2012, the Ameren and Village Gas Franchise Agreement. Roll call votes: Gibeau – aye, Schmitt – aye, James – aye, Trout – aye, Loving – aye, and Kness – aye. All votes were in favor, and the motion was carried.

The Board denied going with Integrys for power, and agreed to stay with Ameren,

Motion by Schmitt, second by Kness to pass Ordinance 5, Series 2012, Special Use Permit for Cheryl Powel to have a Gift Shop at her residence. Roll call votes: Kness – aye, Schmitt – aye, Gibeau – aye, Loving – aye, Trout – aye, and James – aye. All votes were in favor, and the motion was carried.

President Peterson called a fifteen minute recess while the Board waits for Village engineer Scott Kammerman to attend the meeting concerning the sewer project.

Mr. Kammerman did not attend, President Peterson reviewed the sewer Phase one and Phase 2 and reported that it was accepted. President Peterson stated that a vacated alley is located at Tenth Avenue and Franklin Street where two easements are needed. He said that with the vacated alley the Yarbrough and Johannsen easements would not be needed, since in the ordinance on section three, stated that it may be used for sewer. President Peterson said that by using the alley, the sewer would not be in their yards.

President Peterson further reported that Mike Jones and Jim Jones in Windsor Court North Sixth Avenue have received their easement paperwork, but that Jim Jones has more requests concerning the word temporary for temporary easement, the no cost part, and the drainage on the property. President Peterson stated that he had talked with Village Attorney Steele and engineer Scott Kammerman on the wording of temporary and permanent easement, and they said it should state what it should legally say.

Also, President Peterson stated that the drainage is a surface water matter and was not brought up before. He said that the Village would look at the surface drainage if needed, but it is not needed in the easement, and that the work would be 100% mandatory and up to code. President Peterson stated that the Village agreed to the original easement, but Mike Jones and Jim Jones are making demands, and the Village had agreed to not add any more. He said that the Village could change the design with hook up on Seventh Avenue, they would pay whatever the fee is to hook up, or the Village could go to court with imminent domain. The Board agreed to the original demands from the Jones', but denies the latest demand if the engineer and attorney agree. President Peterson stated that he told Scott Kammerman to draw up plans for going down Seventh Avenue, and give an estimated cost.

Motion by Kness, second by Schmitt to authorize the August 2012 bills. Roll call votes: Loving – aye, Trout – aye, James – aye, Kness – aye, Gibeau – aye, and Schmitt – aye. All votes were in favor, and the motion was carried.

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

Claudine D. Johnson, Village Clerk