Monday, January 9, 2012 at 7:00 p.m., Mayor Tom Wise called to order the regular meeting of the Gardner Village Board in the Village Hall Council Chambers. Roll call-Commissioners: Dick Hileman, Mike Serena, Jim Hibler and Mayor Wise. Comm. Riley was absent. Also in attendance were Attorney Brad Nolden and Bob Schmude with Chamlin & Associates.

All stood for the Pledge of Allegiance.

The minutes of December 12, 2011 were presented. Serena moved to approve the minutes as written, second by Hibler. Roll call-Ayes: Serena, Hibler and Wise. Nays: none. Pass: Hileman. Motion carried.

The Financial report for the month of December was presented. Hileman moved to approve the financial report as presented, second by Serena. Roll call-Ayes: Hibler, Serena, Hileman and Wise. Nays: none. Motion carried.

The current and ratified bills for January 9, 2012 were presented. After discussion and explanations of the 2nd pay estimate from Stott, Hileman moved to approve the payment of the bills with the addition of the second pay estimate to Stott, and the 2012 festival participation Red Carpet Corridor bill second by Hibler. Roll call-Ayes: Hibler, Serena, Hileman and Wise. Nays: none. Motion carried.

AGENDA – Comm. Serena began discussion regarding the current animal control ordinance. Atty. Nolden explained his conversation with ASA Susan Bates, her recommendation, due to differences in zoning, are that someone accompanies animal control to the residence who knows exactly how the residence is zoned and then they would handle the call. Comm. Hileman suggested that a certified letter be sent to the home owner informing them they are in violation of the ordinance and specifying the current zoning for the residence, Atty. Nolden felt this would be satisfactory.

Unfinished Business – None

Atty. Belt Attorney Brad Nolden explained that a he will be sending a letter explaining the changes in FOIA regarding text messages and emails

Comm. Hileman began discussion regarding the cost of the current clothing allowance which is provided by Cintas. Following discussion comm. Hileman made motion to cancel clothing service with Cintas and provide $500 per year for maintenance personnel to purchase their own clothing, second by Serena. Roll call-Ayes: Hibler, Serena, Hileman and Wise. Nays: none. Motion carried.
Comm. Hileman also reported that a final draft has been received and reviewed by him for a franchise agreement with Kraus cable, while he does not believe Kraus will sign, he is ok with the revisions and Atty. Belt can proceed with the franchise agreement.

Comm. Hibler tabled the removal of the refuse/recycle rate on vacant homes and businesses until further research can be done. Comm. Hibler asked Bob Schumde to explain the 2nd pay estimate from Stott and the remaining work to be completed. Bob explained that the work is almost complete with the exception of two (2) 6" water main connections, one at Dwight St. and one in the alley of Dwight and Odell Streets. Bob informed the board that there will probably be two (2) more payouts, one for final connections and the other for final street repairs in the spring. Comm. Serena asked if Stott will be removing the pile of dirt and stones at Pine and Main, his concern being the safety of residents if snow comes, and snowmobiles or ATV's try plowing through what they may believe is a snow drift.

Comm. Serena reported that the revisions he recommended to the burning ordinance have been completed. As there was no discussion he made motion to accept the amendments to chapter 9.20.225 of the Gardner Village code restricting burning of landscape waste in the Village of Gardner second by Hileman. Roll call-Ayes: Hibler, Serena, Hileman and Wise. Nays: none. Motion carried.

Comm. Riley absent

Engineer Christensen had no additional report.

Clerk Pasternak had no report.

Mayor Wise asked Mr. Phillips if he noticed any street lights out, Mr. Phillips stated he had not seen any.

As there was no further business brought before the council, a motion to adjourn was made by Comm. Serena, seconded by Comm. Hileman, all signified by saying aye. No one opposed. Motion carried. Meeting was adjourned at 7:28 pm.

Becky L. Pasternak, Clerk
Village of Gardner