Monday, September 10, 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, Gary Riley and Mayor Wise. Also in attendance were Attorney Brad Nolden and Guy Christensen with Chamlin & Associates.

All stood for the Pledge of Allegiance.

The minutes of August 27, 2012 were presented. Serena moved to approve the minutes as written, second by Hibler. Roll call-Ayes: Serena, Hibler, Riley, Hileman and Wise. Nays: none. Motion carried.

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

The current bills for September 10, 2012 were presented. Hileman moved to approve the payment of the bills second by Riley. Roll call-Ayes: Hibler, Serena, Hileman, Riley and Wise. Nays: none. Motion carried.

Public Comments – Don Phillips informed the board that there were (2) two street lights out, one in front of Huston Hardware and the other one at 401 N. Elm St. Mr. Phillips also requested to be put on the next agenda regarding use of the park for Veterans Day.

Agenda – Comm. Serena opened discussion regarding the zoning code changes for cargo containers. Planning and Zoning member Mike Pasternak explained the changes which include the addition of M2, and striking the word outdoor from items 8 and 9. Mike Pasternak informed the board that additional issues have been brought to his attention which should be addressed therefore he requested that the ordinance be tabled. Comm. Serena made motion to table the ordinance amending cargo containers second by Hileman. Roll call-Ayes: Hibler, Serena, Hileman, Riley and Wise. Nays: none. Motion carried.

Unfinished Business – None

Atty. Belt Atty. Nolden had no report.

Comm. Hileman questioned Atty. Nolden regarding the abandoned vehicle ordinance and if there are any changes since the Supreme Court ruling from down near Champaign and Danville. Discussion followed regarding the current ordinance and whether or not a person's 4th amendment rights would be violated with the removal of vehicles on private property.

Comm. Hibler had no report.

Comm. Serena reported that he has received some complaints regarding the sidewalks; however the village is not addressing sidewalks this year, possibly next year.

Comm. Riley stated that he interpreted the current abandoned vehicle ordinance the same way Comm. Hileman did, meaning that the village is within its right to tow a vehicle on either public or private property.

Engineer Christensen had no report.

Clerk Pasternak had no report.

Mayor Wise informed the board that he had received a request from Ida Schopp that the village weed the flower pots downtown; she has 8 mum plants for the pots if the village would like to purchase them. Comm. Serena made motion to purchase the mum plants but get volunteers to plant them, stating that maintenance personnel are busy with others things right now second by Hileman. Roll call-Ayes: Hibler, Serena, Hileman, Riley and Wise. Nays: none. Motion carried.

As there was no further business brought before the council, a motion to adjourn was made by Comm. Serena, seconded by Comm. Riley, all signified by saying aye. No one opposed. Motion carried. Meeting was adjourned at 7:18 pm.

Becky L. Pasternak, Clerk
Village of Gardner