Monday, April 8, 2013 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 and Gary Riley Also in attendance was Attorney Scott Belt.

All stood for the Pledge of Allegiance.

The minutes of March 25, 2013 were presented. Hileman moved to approve the minutes as written, second by Riley. Roll call-Ayes: Hileman, Serena, Riley and Wise. Nays: none. Motion carried.

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

The current bills for April 8, 2013 were presented. Hileman moved to approve the payment of the bills second by Serena. Roll call-Ayes: Hileman, Serena, Riley and Wise. Nays: none. Motion carried.

Public Comments – None

Agenda –Comm. Hileman made motion to accept the 2012 Illinois Department of Transportation Motor fuel tax audit second by Serena. Roll call-Ayes: Hileman, Serena, Riley and Wise. Nays: none. Motion carried.
Discussion began with Mayor Wise informing the board that he told Ms. Marks that she could not get one liquor license for both 114 Depot (Curley's Tap) and 116 Depot (Former Big Fella's). Comm. Hileman explained Atty. Cortina's (representing Ms. Marks) point that Vino's used to be two taverns and was combined into one, which was not the case and the other times that Ms. Marks has tried to combine and then split these two locations. Atty. Belt explained that the board can either have Ms. Marks combine both properties into one parcel or require that she obtain two licenses. Atty. Belt informed the board that if they allow only one license they should amend the ordinance reducing the number of liquor licenses available explaining the advantages of not having a license open on the books. Discussion followed regarding what is allowed under each type of liquor license, if both business doorways are going to be used for access, the access to video gaming regulations, the fact that now 114 and 116 Depot are two separate businesses with a connecting door and possible combination of both parcels into one parcel number. Comm. Hileman made motion that Ms. Marks get 2 liquor licenses therefore 114 Depot and 116 Depot would each have a separate liquor license second by Serena. Roll call-Ayes: Hileman, Serena, Riley and Wise. Nays: none. Motion carried.

Unfinished Business – None.

Atty. Belt reported on the farm lease stating that the school has the authority to lease the land with the approval of the village. Discussion followed with Comm. Hileman explaining how the farm lease originally worked, when it changed over to the school leasing the land, which crops can be planted and when the current lease was found and when it expires.
Atty. Belt also requested that the board go into executive session for pending litigation authorized pursuant to Section (2)(c)(11) of The Open Meetings Act.

Comm. Hileman explained the need to transfer funds to the garbage and IMRF funds. Comm. Hileman made motion that $6,000 be transferred from the general fund to the garbage fund and $6,000 be transferred from general fund to the IMRF fund second by Serena. Roll call-Ayes: Hileman, Serena, Riley and Wise. Nays: none. Motion carried.

Comm. Hibler was absent.

Comm. Serena reported that he had received a letter from the Grundy County highway department stating that the county will not provide routine maintenance to Main Street. Comm. Serena stated that the village will repair the pot holes with cold patch and keep a log of conditions. Mr. Rankovich stated that he felt the village should leave the road and let the county get the phone calls regarding its condition. Atty. Belt reviewed the current agreement with discussion following on agreement languages, possible solutions which included posting caution signs recommending calls to the county, 5 year increments for repairs and having Atty. Belt send a letter to see when Main Street is up for repairs. Atty. Belt requested that date stamped pictures of all the potholes be sent to him.

Comm. Riley reported that weather permitting the merry-go-round will be set on May 4, 2013.

Engineer Christensen – was not present.

Clerk Pasternak had no report.

Mayor Wise read a thank you letter received from the grade school expressing their thanks for our congratulations letter and working with each other throughout the year.

At 7:47 p.m. Comm. Hileman made motion to enter into executive session for the purpose of discussion on the pending litigation pursuant to Section (2)(c)(11) of The Open Meetings Act second by Riley. Roll call-Ayes: Hileman, Serena, Riley and Wise. Nays: none. Motion carried

At 8:20 p.m. Comm. Hileman made motion to reconvene, second by Serena. Roll call-ayes: Hileman, Serena, 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. Hileman seconded by Comm. Riley, all signified by saying aye. No one opposed. Motion carried. Meeting was adjourned at 8:21 p.m.

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Becky L. Pasternak, Clerk
Village of Gardner