VILLAGE BOARD MEETING
August 28, 2017

Monday, August 28, 2017, at 7:00 p.m., Mayor Mike Serena called to order the regular meeting of the Gardner Village Board in the Village Hall Council Chambers. Roll call – Commissioners Terry Jensen, Dick Hileman, James Riley, Rob Wolf, and Mayor Mike Serena. Also present were Village Engineer Guy Christensen and Village Attorney Scott Belt. All stood for the Pledge of Allegiance

The minutes of August 14, 2017 were presented. Comm. Hileman made motion to approve the minutes, second by Riley. Roll call – Ayes: Comm. Jensen, Hileman, Riley, Wolf, Mayor Serena. Nays: none. Motion carried.

A list of current bills was presented. Comm. Hileman moved to approve the payment of the bills as printed, second by Jensen. Roll call – Ayes: Comm. Jensen, Hileman, Riley, Wolf, Mayor Serena. Nays: none. Motion carried.

Public Comments –

Mr. Bill Gratziana, owner of Ohare Towing, addressed the Board regarding the current court case. He is looking for direction from the Board on what needs to be done for him to be in compliance with ordinances, and requested a continuance or dismissal of the case. There are issues regarding zoning use of the property and cargo container ordinance violations. Comm. Hileman and Attorney Belt both pointed out that Gratziana appeared at a Board Meeting in May for the same purpose. Belt said that Gratziana committed to submitting a plan for cleaning up the property which Belt would then present to the Board, to determine whether it would be adequate in order to come to a compromise without going to court; he has not heard back since then, nor has he received anything in writing. As a result, the Board directed Belt to get this fixed within a specific period of time or we would go to court. It has developed into a very unsightly storage facility right at the Village doorstep. Further discussion was held regarding zoning classifications of the properties in question. Belt pointed out that the container ordinance became effective November 26, 2012, and a one year grace period grandfathering existing containers terminated November 26 of 2013. A court date of September 8 has been set for this case. Belt stated that the Board could authorize him to agree to extend that date without his attorney appearing. Hileman's position was that he would not vote to grant an extension, however, if some visible progress was made by next Monday or Tuesday then he would have no problem.

Agenda –

Comm. Hileman made motion to give Chamlin the ability to start moving forward to demolish the elevator property, second by Jensen. We would be responsible to hire someone to perform testing that needs to be done and issue a report. That report would be submitted to the EPA with a $150 fee for a permit, and they would monitor progress to assure that the building is demolished within a specific timeframe. It was decided to go ahead with the inspection before putting out to bid since that might change the scope of the contract. Chamlin will initiate getting information on a testing company and, once we get that back, will finalize specifications for a bid. Roll call – Ayes: Comm. Jensen, Hileman, Riley, Wolf, Mayor Serena. Nays: none. Motion carried.

Comm. Jensen made motion to extend sales hours for Class B Liquor Licenses on NASCAR weekend, Friday through Sunday, September 15-17, 2017, second by Riley. Letters stipulating the hours and conditions will mailed to Casey's and TA Minit Mart. Roll call – Ayes: Comm. Jensen, Hileman, Riley, Wolf, Mayor Serena. Nays: none. Motion carried.

Unfinished Business: No unfinished business was presented.

Reports –

Atty. Belt – The brief was filed in response to the brief filed by the county demanding that the Village pay for the maintenance of the pedestrian crossing improvements on Main Street. Belt would recommend to ask for the opportunity to argue this before the administrative law judge as soon as possible. Hileman made motion, second by Jensen. Roll call – Ayes: Comm. Jensen, Hileman, Riley, Wolf, Mayor Serena. Nays: none. Motion carried

The Department of Labor revised prevailing wage rates on August 15, to be effective September 1. Labor performed on all public work contracts after September 1 must be paid at the new rate, and all contractors and subcontractors must be notified of the revised rate. The only outstanding contracts are with "D" Construction and Stott.

Contracts in excess of $20,000 are required to be advertised for bids, but that can be overridden with a four out of five council member vote, however, municipal public works contracts in excess of $10,000 are required to have bid specifications.

Financials should be forthcoming on the Marketti TIF application and will be forwarded when they are received.

Comm. Hileman – Sheryl McDaniel has requested that the Girl Scouts Troop 304 wishes to use the boardroom from 1:30 to 4:30 on September 10. Jensen made motion to approve this request, second by Riley. Roll call – Ayes: Comm. Jensen, Hileman, Riley, Wolf, Mayor Serena. Nays: none. Motion carried.

Under the new budget for the State of Illinois, municipalities will be charged to collect the sales tax that is paid and they will reimburse whatever sales tax owed to that body. The personal state income tax receipts will be reduced, and Hileman expects that we will lose between $30,000 to $40,000.

Comm. Hileman then returned his Village Hall key to the Village Clerk and requested that it be recorded in the minutes.

Comm. Jensen – Most of the concrete work has been completed. Grinding is scheduled to be on Thursday, with blacktop on Friday.

Comm. Riley – Fatlan has torn down the Coleman house. A letter has been sent to the Flea Market since they have moved out of the big building, everything is outside of the small building. The Village Hall parking lot and the apron leading into the parking lot will be done, but not the alley. American flags need to be replaced. He was made aware that a property on Cedar Street has an extra shed without a permit, but that property is two different lots.

Comm. Wolf – Nothing to report

Engineer Christensen – Sidewalks can be washed off in a couple of weeks when they are fully cured.

Clerk Malinowski – Nothing to report

Mayor Serena – Businesses should be notified to not use road rock salt on the new sidewalks, use something that is appropriate for concrete. When striping is done downtown, handicap spot sizes need to be adjusted. A resident reported a problem with their sanitary which turned out to be a result of a company doing a directional bore, they hit a sanitary line.

At 8:47 p.m. Comm. Jensen made motion to enter into executive session pursuant to 5ILCS 120/2(c)(1), second by Hileman. Roll call – Ayes: Comm. Jensen, Hileman, Riley, Wolf, Mayor Serena. Nays: none. Motion carried

At 9:05 p.m. Comm. Jensen made motion to reconvene, second by Riley. Roll call – Ayes: Comm. Jensen, Hileman, Riley, Wolf, Mayor Serena. Nays: none. Motion carried

Comm. Hileman made motion, second by Riley, that effective September 4, Pat Malinowski, Kaitlyn Marks and Justin Schultz will receive an increase of 50 cents per hour, and Brad Kingma will receive an increase of $1.00 per hour. Roll call – Ayes: Comm. Jensen, Hileman, Riley, Wolf, Mayor Serena. Nays: none. Motion carried

As there was no further business brought before the council, a motion to adjourn was made by Comm. Jensen, second by Riley. Roll call – Ayes: Comm. Jensen, Hileman, Riley, Wolf, Mayor Serena. Nays: none. Motion carried Meeting was adjourned at 9:07 p.m.

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Pat Malinowski, Clerk
Village of Gardner