

MINUTES OF SPECIAL VILLAGE OF BELLEVILLE BOARD MEETING  
HELD MONDAY, JANUARY 3, 2011 AT  
7:00 P.M. VILLAGE HALL - 24 WEST MAIN STREET

1. Call to order - The meeting was called to order by Village President Terry Kringle at 7:00 PM.
2. Roll call by Clerk – Trustees present were: Ben O'Brien, Terry Kringle, Jim Schmitz, Gary Ziegler, Deb Kazmar and Bonnie Wilcox

Also present: Jim Root; Linda Kahl; Ken Herdemann, Community Investment Partners; Jeff Hruby, Montgomery Associates; Howard Ward; Rick Francois; Brad Peterson, Jill Wennesheimer and Herb Blaser.

3. The Clerk stated that the meeting has been noticed as required by law.
4. Visitors Who Would Like to Speak Now – None.
5. Visitors Who Would Like to Speak On an Agenda Item
6. **Consent Agenda: Trustee Ziegler made a motion to approve the consent agenda (as follows); seconded by Trustee Kazmar. Motion carried.**
  - a. Approval of Minutes (December 6, 2010)
  - b. Approval of Bills for December 2010
  - c. Approval of Application for Operator's License for David J. Pauli (Schwoeglers)
  - d. Approval of Application for Operator's License for Melissa P. Francois (J&M / Schwoeglers)
7. Committee Reports – One correction to Public Works Committee minutes of October 25, 2010 (Highway 92 not 82).
8. President's Report – President Kringle read an email from Renee and Don Funseth complementing the Village Board on holding down costs in the 2011 budget.
9. Administrator/Clerk/Treasurer's Report – No report.

10. **Unfinished Business:**

**a. Lake Restoration Project -**

- i. **Project Update** – Jeff Hruby: Status – Subgrade is complete on berm. An as-built survey was done on the berm. It was constructed higher and wider than what was called for on plans. The bill was substantially reduced for this error; however there is still an overage because of the very soft base material. The excess material was removed and size will be verified. Dam modifications are complete and lake outlet structure is substantially complete except for the gate and sanitary line. Dredging is about 25 percent complete; some time was lost

because of holidays and weather. Contractor will dredge the North Channel when the deeper freeze hits.

- ii. **Project Change Orders** – Still waiting on an order from contractor for excess material.
- iii. **Fundraising Priorities** – No report.
- iv. **West Lake Dredging Project – Discussion and Possible Action on Refined Proposed Dredging Concepts / Final Engineering** – still waiting on responses from permitting entities. Preliminary plan is complete and project lifespan estimate is complete. Findings of sediment trapping analysis: estimated sediment loading to the lake is 4000 – 27,000 tons/year. Lake trapping efficiency is about 40 percent, or 2-12,000 tons per year or .14 to 1.0 inches per year. Worst case scenario: settling into dredged area 4-27 years. Best case scenario is 18-125 years. The material could move within the lake but also could scour out. Next steps: secure permits; final design; decision on approach and verify offsite disposal area.

Herb Blaser: he had some concerns with the cost overages for the project.

Hruby: the contractor is paying for their mistake. They are using excess rock to gain better access to the site. The berm was bid on a unit price scenario, which was an estimate. Rock needed was about 13 percent more in quantity than what was on the bid. This was the reason for the contingency fund in the project. The overage will be part of the contingency. The effect of the soft material was hard to predict. The variance is the rock quantity needed to construct the berm.

Rick Francois: asked whether the work of the Upper Sugar River Watershed Association helps? Hruby said probably but it is difficult to quantify. Jim Root: asked about the change order request. The change order will be about half of contractor's original request.

**Trustee Wilcox made a motion to develop this preliminary design into a final design by Montgomery; seconded by Trustee Ziegler. Motion carried.**

Discussion of whether the project should be bid separately. There may be cost savings in Advance doing the work. Could obtain a proposal from Advance and not accept it. There is a tight time frame; need a decision by February 7. A special Village Board meeting might be necessary. **Trustee Ziegler made a motion for the west side dredging that the project be put out for public bid; seconded by Trustee Kazmar. Motion carried.** A new contract for final design may be worked out, but some existing project funds might be available for use. Disposal locations must also be verified.

- e. **Recommendation for Appointment to Emergency Management Committee** – President Kringle is proposing to leave the position open until April, will ask that he be reappointed in spring, then assign a new trustee for the vacancy. President Kringle would ask to remain as Public Information Officer.
- b. **Future Use of UW-Clinic Building** – President Kringle and Little met with Tammi Alexander. The proposal is to set up a special ad-hoc committee to investigate facilities available, department space needs and possible locations. The Amcore

building and UW Clinic building are available. Recommendation at next meeting for committee membership.

- c. **Village Complaint Forms** – Trustee Wilcox made a motion to adopt the revised complaint form; seconded by Trustee Kazmar. Motion carried.

## 11. New Business:

- a. **Belleville Logo Selection** – An ad-hoc meeting will be held to make a recommendation.
- b. **Presentation on Village Investments (Community Investment Partners)** – Ken Herdeman gave a report on how the 2010 investments have performed. Net (of fees) earnings were \$48,137 over the course of 2010. If the money was left in the bank, the earnings would have been just under \$10,000. Average weighted yield was 1.1 percent. All investments are currently in the bank (checking). President Kringle asked why the Village does not invest in mutual funds. Herdeman: Villages are restricted by state law; they cannot invest in corporate stock. It must be in US government-backed securities. The funds were actually held at the Bank of Belleville and were collateralized. Not all banks are willing to collateralize.

A preliminary cash flow analysis was presented for 2011. Herdeman and Little discussed the timing of the securities. He proposed that the Village could invest about \$3 million in 2011. Rates have stayed stable but may go up a bit. No objections were heard to continuing with current course of action. The new investment policy and agreement with Community Investment gives the Administrator/Clerk/Treasurer authority to invest funds, with committee oversight. The library is also considering investment.

- c. **Delegation of Prosecutorial Discretion to Municipal Court Judge at Initial Appearance** – the law allows the judge the authority, with Village Board approval, to make a call of having a case dismissed. The authority may save some legal costs. It only applies to guilty or no contest pleas. The Village will work with the attorney to work out appropriate guidelines to bring back to the board. President Kringle asked about separateness of court from police, now required by law. Hillebrand said that the measures we have taken are appropriate to meet new requirements and the clerks have received training.
- d. **Approval of Change Order #4 with Advance Construction Inc. (Far West Side Sanitary Interceptor)** – Trustee Ziegler made a motion to approve change order #4 for \$25,601; seconded by Trustee O'Brien. Motion carried.
- e. **Approval of Change Order #5 with Advance Construction Inc. (Far West Side Sanitary Interceptor)** – Trustee Ziegler made a motion to approve change order #5, a decrease of \$255,064.13; seconded by Trustee O'Brien. Motion carried. This amount reflects actual construction savings to bring the contract to \$2.746 million, down from an original contract price of \$2.868 million (funds from borrowing). This includes all changes orders.
- f. **Planning Commission Resignation / Appointment** – Brad Walters has resigned.

Suggestion to leave the vacancy open until April elections. President Kringle would like to remain as chair of Plan Commission.

- g. **Update on Offer to Purchase Cosgrove Wetlands** – Cosgrove bought 15 acres, but there was some discrepancy in understanding how many acres could be purchased under the grant terms. The DNR will not pay for land under water or stormwater acres. A floor price was set based on 10.67 acres, exact acreage to be determined by a CSM. The offer to purchase was signed by all parties, and must now be approved by the Natural Resources Board. There is a contingency regarding grant approval.
12. **Other Business:** Future meeting dates were noted. Nomination papers for Village Trustee and President are due January 4.
  13. **Adjournment** – Trustee O'Brien made a motion to adjourn; seconded by Trustee Wilcox. Motion passed unanimously. The meeting was adjourned by President Kringle at 8:25 PM.

*By April Little, Administrator/Clerk/Treasurer*

*These minutes were approved by the Belleville Board of Trustees on January 17, 2011.*