

**VILLAGE OF NEW MILFORD
MINUTES OF THE BOARD MEETING
AUGUST 13, 2024**

Timothy H. Owens called the meeting to order at 6:30 P.M.

Roll call was taken with Timothy H. Owens, Sharon K. Baumgartner, Ron Colvin, Eileen Owens, Deanna Rodgers, Wendy Roop, Julie Wagner, Dan Wolf, Adam Bunge and Jim Stevens in attendance.

A motion by Deanna Rodgers second by Ron Colvin to table item #2 Village Clerk/Treasurer Compensation until Committee Meeting motion carried voice vote taken ayes (6) Ron Colvin, Eileen Owens, Deanna Rodgers, Wendy Roop, Julie Wagner and Dan Wolf nays (0) absent (0) abstain (0).

A motion by Wendy Roop second by Deanna Rodgers to adopt the agenda, motion carried voice vote taken ayes (6) Ron Colvin, Eileen Owens, Deanna Rodgers, Wendy Roop, Julie Wagner and Dan Wolf nays (0) absent (0) abstain (0).

A motion by Wendy Roop second by Ron Colvin to approve the minutes of the 7/23/2024 Committee Meeting motion carried voice vote taken ayes (6) Ron Colvin, Eileen Owens, Deanna Rodgers, Wendy Roop, Julie Wagner and Dan Wolf, nays (0) absent (0) abstain (0).

A motion by Deanna Rodgers second by Wendy Roop to approve the minutes of the 7/9/2024 Board Meeting motion carried voice vote taken ayes (6) Ron Colvin,, Eileen Owens, Deanna Rodgers, Wendy Roop, Julie Wagner and Dan Wolf, nays (0) absent (0) abstain (0).

A motion by Deanna Rodgers second by Eileen Owens to approve the minutes of the 7/9/2024 Public Hearing Meeting motion carried voice vote taken ayes (6) Ron Colvin,, Eileen Owens, Deanna Rodgers, Wendy Roop, Julie Wagner and Dan Wolf, nays (0) absent (0) abstain (0).

A motion by Deanna Rodgers second by Wendy Roop to approve the minutes of the 7/30/2024 Special Board Meeting motion carried voice vote taken ayes (6) Ron Colvin,, Eileen Owens, Deanna Rodgers, Wendy Roop, Julie Wagner and Dan Wolf, nays (0) absent (0) abstain (0).

A motion by Deanna Rodgers second by Julie Wagner to accept the Financial Statement of July 2024, motion carried voice vote taken ayes(6) Ron Colvin, Eileen Owens, Deanna Rodgers, Wendy Roop, Julie Wagner, and Dan Wolf, nays (0) absent (0) abstain (0).

PUBLIC DISCUSSION:

Austin Ross 6934 11th Street addressed the board about wanting to put a fence in his front yard for his children and pets. Jim Stevens stated that the village does not allow fences in the front yards, he will have to fill out the permit and ask for a variance and it will go before the ZBA Board of Appeals and then to the board for final approval.

John Ekberg address the board and the new water system, the residents on Baxter Road who are affected by the dump do not drink the water and he feels like the county should help them with hook up fees, they county supports other things like Nicholas Conservatory and the BMO and they are not even close to the dump.

Mack Gapinski from Trajectory Energy Partners about the solar project and making it into two phases, it will be an additional \$30,000 for the village. Jim has reviewed the agreement and advised the board to sign the new agreement.

PRESIDENT'S REPORT:

Tim reported that he spoke to Marty Maggio about annexing his two properties, Tim spoke to the county about getting it moving along so it can get annexed into the village. Tim reported that the Leonard Road property has been mowed and asked Jim to file a lien against the property and when can we mow again, Jim will find out what height we can mow again.

Tim passed information for the trustees to review about their responsibilities as trustees, he asked them to review.

CLERK UPDATES/COMMUNICATIONS:

Sharon reported that there will be 3 trustee positions up for election at the April 1st, 2025 Consolidated Election. The papers for candidacy can be passed out starting August 20th. The papers will be posted in the information board outside the village hall. They will be turned in starting November 12th to the 18th. Information on that will be posted. A notice will be posted at the village hall on how many signatures are required.

ENGINEER REPORT:

Adam reported that he passed out the additional cost from FastSigns, Rock Road has started the work on the street project, they have installed the speed bump on New Milford School Road, Victory Park is moving along, the Rockford Park District has asked that we stop work on the path, they have been told that some of the area is prairie and are wanting to review it before more work is done. Adam gave out the quote from DPI on the additional tree

removal at the park, this will open up more space. Tim asked Adam about the Retention Pond, he will find out when they will begin work, Tim wants to talk to the residents.

New Milford - Municipal Engineering Status Report August 13, 2024

NM 2024 Street Project – Approved

- **As a reminder the project includes Lorraine Lane & Bonnie Drive Mill & Overlay with Minor Base Repairs, Macon & Mead Curb, Cherokee Hills Detention Pond, Speed Table, & Agg Shoulders.**
- **Rock Roads has replaced the surface on Lorraine and Bonnie and has installed the Speed Table.**
- **Rock Roads has been instructed multiple times to give C.E.S. a schedule for when the pond grading work is to be done so we can reach out to the homeowners prior to informing them of the work taking place in their backyards.**

OSLAD Park Design – Upper Park Development

- **Victory Park Removals Project. – DPI has also been awarded the Victory Park Project. Coordination with the benches will be much easier. Contractor has agreed to pay to replace the metal benches they mistakenly threw away.**
 - o **The Contractor continues Construction of the path through the woods and has prepared a price for the additional tree removal.**
 - o **The Park District is reviewing the plans and internally discussing adding prairie seed planting along the portion of path that crosses through their property.**

Village Entrance Sign – C.E.S. is coordinating with FastSigns and IDOT to replace 2 existing Village signs in IDOT ROW, for a total of 3 Village signs provided by FastSigns. The sign permits have been approved by IDOT. Village Board to consider accepting the recently amended FastSigns proposal.

Old Business:

Snow Removal – 50.9 T currently in bin (05/06/24)

Doug Curry has previously shared a summary of the existing Salt Contract and quantity of salt credited to the Village. –Adam has updated the current salt inventory available to the Village.

I-39 Corridor – Construction on the Water Main Extension project continues. We have been coordinating with the Contractor and onsite inspector very often to ensure we get our Asbuilt data collected as required.

o Due to the directional drilling, construction is estimated to take 6 months.

62 Acres Commercial Sub – [Subdivision Name TBD]

- **Final design for the pond may depend on available entrances off IL-251.**

- **IDOT suggested access may be permitted, but subject to their review. To be clear, direct access is not allowed, but they are open to an access road that connects to a Village owned roadway within the subdivision. – Kevin is finalizing his proposal for Village review based on IDOT’s comments.**

- **Tim, Jim, Kevin, and Adam met to review the Prelim Plat Proposal. Kevin has reached out to FRSA for sanitary in the area to assist design. Kevin to submit a Proposal for 62 Acre Commercial Sub Prelim Plat – (on hold) Street Pavement Marking Totals (Rydberg and Rotary) – The Village has still not received an invoice.**

ATTORNEY REPORT:

A motion by Deanna Rodgers second by Wendy Roop to approve New Milford Solar Project- First Amended and Restated Development Agreement motion carried voice vote taken ayes (6) Ron Colvin, Eileen Owens, Deanna Rodgers, Wendy Roop, Julie Wagner and Dan Wolf, nays (0) absent (0)abstain (0).

Jim spoke to the board about taxation and that now Non Home Rule Governments can increase sales tax but only by quarter increments, we need to decide by October 1st. We can discuss more at the committee meeting. Jim also spoke on the Recapture Fee on the water and try to get some of the \$560,000 back, CES, Inc, did a study on the basin and there is 1,368 acres and we could charge around \$410/acre. The county said it is something they are willing to talk about further. Tim asked if they would scare businesses away and not want to come build here. Kevin from CES, Inc. stated that cost would not scare anyone away from building in the village.

BILLS TO BE PAID:

A motion by Wendy Roop second by Deanna Rodgers to pay the bills, \$65,207.86 motion carried voice vote taken ayes (6) Ron Colvin, Eileen Owens, Deanna Rodgers, Wendy Roop, Julie Wagner and Dan Wolf, nays (0) absent (0)abstain (0).

PUBLIC WORKS, PUBLIC SAFETY & ORDINANCE

1. Wendy Roop reported on the sheriff’s report –report on file. They patrolled for July 2024 72.5 hours, and they patrolled 2.33 hours per day.

2. Jon Trail reported on the fire department report they had 145 calls for July 2024 in New Milford.

Todd DeLeon - Sunrise President the owner of the mobile home park said they have 4 installed, 4 more waiting to be installed and want to do another 40+ before they are done.

Kirby Horton from The Firm, he stated they have installed the homes per HUD Guidelines.

Dan Malin from HUD reported that Illinois has been a HUD state since 2016 and it is an act of Congress and cannot be overridden by anyone. What HUD says supersedes everyone else. The manufacturer of the mobile home has a 3rd party engineer and the foundations they use are used nationwide. They are working on affordable homes for residents of Illinois. The mobile homes are tagged and approved by HUD. The houses are built to last over 30 years, they have to be so that people can get loans for them. Dan Wolf asked if they are concerned about the frost line, Dan Malin from HUD stated that is what the insulated skirting helps with, it cuts the frost line in half, heat is trapped under the home. We are not concerned about outside the home, they do grading to help keep water away from the home. Everything is Dapia (Design Approval Primary Inspection Agency) approved.

Kevin from CES, Inc. stated that everyone wants a concrete foundation and makes everyone feel that the owner is safer and makes everyone happy. Kevin reported he pushed for approval from an Illinois Engineer and he received that approval. Kevin asked Jim who would we be fighting if we tried to fight this.

Jim said that per the village ordinance we asked for a 3-½ inch concrete foundation. Jim has spoken to HUD, the State of Illinois and reviewed the Tie Down Act, they show that there are lots of ways to tie down the mobile home and in our ordinance we only have one listed. Jim stated he did the ordinance per state statute, we would have to file an injunction to stop them and that could cost the village lots of money. Jim recommended we go back and amend the ordinance to list multiple types of tie down. Jim asked how do we know if they have been inspected. Dan Malin from HUD stated they would issue Form 309. Tim stated they would need to make sure that they have the correct permits from Winnebago County, the village does not have an inspector. Kirby asked about the Certificate of Occupancy, Jim stated they would need to get with Winnebago County to get that and for the water that would be the health department. Tim asked about the setbacks, we want to make sure they are being followed. The setback is from the center of the street, Adam will go and make where they are supposed to be placed and will work with the installer to have the lots marked as they go along.

3.A motion by Wendy Roop second by Eileen Owens to amend Ordinance #2024-1 motion carried voice vote taken ayes (6) Ron Colvin, Eileen Owens,

Deanna Rodgers, Wendy Roop, Julie Wagner, and Dan Wolf, nays (0) absent (0) abstain (0).

ECONOMIC DEVELOPMENT, FINANCE & ANNEXATION:

1. A motion by Deanna Rodgers second by Dan Wolf to approve FastSigns quote for signs additional cost from \$23,266.56 to \$24,768.12 motion carried voice vote taken ayes (6) Ron Colvin, Eileen Owens, Deanna Rodgers, Wendy Roop, Julie Wagner, and Dan Wolf, nays (0) absent (0) abstain (0).

2.Clerk/Treasurer Compensation was tabled.

3. A motion by Wendy Roop second by Deanna Rodgers to have President Owens to sign Compass Minerals quote for 2024/2025 for 450 tons of salt for \$92.08/ton motion carried voice vote taken ayes (6) Ron Colvin, Eileen Owens, Deanna Rodgers, Wendy Roop, Julie Wagner, and Dan Wolf, nays (0) absent (0) abstain (0).

4.A motion by Dan Wolf second by Deanna Rodgers to approve DPI Construction quote for additional tree removal at Victory Park for \$\$10,096.45 motion carried voice vote taken ayes (6) Ron Colvin, Eileen Owens, Deanna Rodgers, Wendy Roop, Julie Wagner, and Dan Wolf, nays (0) absent (0) abstain (0).

LIQUOR COMMISSION:

1.None

A motion by Deanna Rodgers second by Wendy Roop to adjourn the meeting, motion carried voice vote taken ayes (6) Ron Colvin, Eileen Owens, Deanna Rodgers, WendyRoop, Julie Wagner and Dan Wolf, nays (0) absent (0) abstain (0). Meeting adjourned at 7:55 P.M.

Respectfully submitted,

**Sharon K. Baumgartner
Village Clerk/Treasurer**