

Village of Byron  
Regular Council Meeting Minutes  
March 14, 2016

**Meeting called to order at:** 7:00 pm by President Brunell

**Pledge of Allegiance Led By:** President Brunell

**Roll Call – Present:** Miller, Prestonise, Bessenbacher, Berecz, Orr, Cole and Brunell.

**Approval of Agenda:** Cole motioned to approve the agenda; seconded by Berecz (motion withdrawn because of additions to agenda). Bessenbacher motioned to approve the agenda with the additional items: Letter A moved down to B and new A, Administration Pay, Letter K Cemetery Mowing, Letter L Cemetery Books; seconded by Miller. Voice Vote: Ayes-Bessenbacher, Berecz, Orr, Miller, Prestonise, Cole and Brunell; No Nays - Passed.

**Approval of Minutes:** Miller motioned to approve the Special Meeting February 2, 2016 minutes as written; seconded by Bessenbacher. Voice Vote: Ayes- Orr, Berecz, Miller, Bessenbacher, Prestonise, Cole and Brunell. No Nays - Passed. Berecz motioned to approve the Regular Meeting February 8, 2016 minutes as presented; seconded by Cole (motion withdrawn for correction). Cole motioned to approve the RM February 8, 2016 minutes with correction; Seconded by Berecz. Voice Vote: Ayes- Orr, Berecz, Miller, Bessenbacher, Prestonise, Cole and Brunell. No Nays - Passed. Miller motioned to approve SM February 22, 2016 as amended; seconded by Cole. Voice Vote: Ayes- Orr, Berecz, Miller, Bessenbacher, Prestonise, Cole and Brunell. No Nays - Passed. Berecz motioned to approve the SM February 25, 2016 minutes as written; seconded by Cole. Voice Vote: Ayes- Orr, Berecz, Miller, Bessenbacher, Prestonise, Cole and Brunell. No Nays - Passed. Miller motioned to approve the continuation of SM2/25/2016 meeting minutes dated February 29, 2016; seconded by Bessenbacher. Voice Vote: Ayes- Orr, Berecz, Miller, Bessenbacher, Prestonise, Cole and Brunell. No Nays - Passed.

**Public Comments – Agenda Items:** None

**Treasurers Report** – Ketchum read report. Report to stand pending audit.

**Approval of Bills** – Brunell explained refund request from IT Right on web hosting. Bessenbacher motion to approve the checks 24430-24432 and 24434-24461 and 24463- 24469 and EFTs 49-52 totaling \$19,987.08; seconded by Miller. Prestonise inquired about check 24448 and a discussion took place on the inspectors and how much was made on permits. Brunell questioned checks 24438 and 24446 and details were given. Roll Call: Ayes- Orr, Berecz, Miller, Bessenbacher, Prestonise, Cole and Brunell. No Nays - Passed.

**Bills Awaiting Approval** – Questions were asked and answered on the invoices presented for approval. Motion made by Miller to approve payment of invoices in approval (Blue) folder; seconded by Cole. Roll Call: Ayes- Orr, Berecz, Miller, Bessenbacher, Prestonise, Cole and Brunell. No Nays - Passed.

**President's Communications:** Brunell explained that one of the officers reimbursed the Village for training in the amount of \$23.00. Lost emails were explained. Brunell appointed to Municipal Services Committee. Gormley covered emails and requested report from IT Right to cover us legally.

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Bessenbacher asked if we had all police equipment back and Brunell said it has been turned over to Finnegan.

**Finance Committee** - Miller said they talked about credit card, meeting dates, equipment replacement and if committee meetings could be posted on web site as they occur.

**Personnel Committee** - Brunell answered questions outlined in committee minutes: police car we keep whose lawyer (Gormley explained) and police maintenance would under whoever was contracted. Brunell suggested no more than a year on a contract. She also said that issues have been going on and we need to move on the police by the end of the month.

**Commissioner's Report** – Root said they reorganized the board and kept the same chairman and Root was on a committee and subcommittee. The county hired a new financial administrator and they will be upgrading master plan for parks. 911 passed and still more renewals coming. Breaking ground for Memorial Health Care.

**DDA**- Brunell asked Vandemark to add handicap parking and treasurer time to DDA agenda.

**Old Business: A) Handicap Parking**: Brunell asked if any updates and none were available. It was decided to address at future date.

**New Business - A) Administration Pay**: Prestonise asked what administration pay was. Brunell asked if Prestonise had dates. Prestonise said it was for police officers and stopped on January 6, 2016 and memo stopping it. She said it was regular pay. She went on to say she had to designate officer in charge and Wilburn refused. Brunell then explained Boatright coming in and not punched in. Bessenbacher asked about resolution which Miller read. Gormley said submit appeal in writing and suggested giving resolution to Boatright. Brunell asked paying for time or not? Reed questioned Bretzlaff hours and was told both would need to write appeals. Reed mentioned that the hours for treasurer, in the resolution, would need to be amended because of change to 10 hours per week. More discussion took place. Miller said we didn't vote for administrative pay or to suspend the pay. . Miller asked why administration hours shut down before police department was.

**B) E MAGNET**: Brunell explained the request from MAGNET and Berecz motioned not to support the MAGNET request; Miller seconded. Voice Vote: Ayes-Bessenbacher, Berecz, Miller, Prestonise, Cole and Brunell; Nays: Orr - Passed.

**C) Tri County Wireless**: Gormley explained the contract and said he suggest only 3 years not 5. He also said insurance not in contract and should be. He noted other needed changes and gave them to Reed. More discussion took place on subject. Miller motioned not to accept the Tri County Wireless contract as written; seconded by Bessenbacher. Voice Vote: Ayes- Orr, Berecz, Miller, Bessenbacher, Prestonise, Cole and Brunell. No Nays - Passed.

**D) Dam Ownership Discussion**: Brunell explained question of ownership. Berecz said Bridge Company repaired dam and didn't charge us. Cole explained water rights and that she has other documents.

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Berecz said he had some papers and Prestonise talked about the other dam. Much discussion took place and Miller asked not to have papers included that did not help them.

**E) Byron Law Enforcement Discussion/J. Hartz:** Letter F was bumped up to E. J. Hartz, Chief of Police Durand, said authorized to proceed farther and absorb the \$32,000.00 to provide services for Village of Byron. Clarification would be needed and no desire to take property such as guns etc. He said we just need to sit down and talk about it. Durand can offer 24/7 on call service and could take calls. What is important to the Village and could work with ordinances. He said may not be huge expense but an expense. He agreed with 1 year but would like to see 3 after the 1 year. Durand has no concerns about providing services and not taking over, they want to be open and above board. First time being done and could act as role model for others. Hartz said no union issues at all and we are willing to work quickly. Discussion took place and Gormley explained ordinance issues and how to handle them. Brunell asked about current investigations and Hartz said they would take over and document the evidence then current evidence would be with them. Reporting was discussed and Brunell explained liability insurance savings without department of \$2068.00 annually. Gormley said need to check what liability insurance would be with contracted services. Gormley said he would attend personnel committee meeting, who should handle it, for police discussion and would cover it under retainer.

**F) Ordinance for the Sale of Village Property/Purchase Agreement:** Gormley explained the ordinance and that Ambrose had until July 12, 2016 for closing and the ordinance allows the President to sign as authorizing signer. He also mentioned that he has closed on some of the other lots. Discussion on property and profit took place. Miller motioned to accept the ordinance to authorize the private sale of Block 15 Village property; seconded by Berecz. Roll Call: Ayes- Orr, Berecz, Miller, Bessenbacher, Prestonise, Cole and Brunell. No Nays - Passed.

**G) 2016/2017 Road Salt Order:** Brunell turned floor over to Reed. Reed explained why no pricing and how the process works. She also asked if council wanted to stay with same tonnage. Reed said she would check with Boatright on amount of salt left. Berecz talked about placement in building. Brunell suggested that we table for more information. Motion by Berecz to table road salt until next meeting and more information provided; seconded by Orr. Voice Vote: Ayes- Orr, Berecz, Miller, Bessenbacher, Prestonise, Cole and Brunell. No Nays - Passed.

**H) Water Tower Maintenance Proposal:** Brunell explained the proposal from Dixon. Berecz had some questions about our personnel on site along with Hughes. Cole asked how it worked and was explained by council members. Berecz motioned to have Dixon perform water tower inspection; seconded by Cole. Motion amended. Berecz motioned to accept the Dixon proposal to perform water tower inspection and having Hughes here; seconded by Cole. Roll Call: Ayes- Orr, Berecz, Miller, Bessenbacher, Prestonise, Cole and Brunell. No Nays - Passed.

**I) DPW Training:** Brunell explained what the training consisted of. She also inquired if approved does he use his own vehicle or Village truck. Berecz motioned to allow Boatright to attend training class on March 29 or 30, 2016 at a cost of \$125.00 and driving Village vehicle to training; seconded by Miller. Roll Call: Ayes- Orr, Berecz, Miller, Bessenbacher, Prestonise, Cole and Brunell. No Nays - Passed.

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**J) Event Permit:** Brunell explained that Rock Church does this every year and do we still want them to fill out permit. Council agreed that they should. Miller motioned to approve the permit for Rock Church between the hours of 9 am-11 am on March 19, 2016; seconded by Bessenbacher. Voice Vote: Ayes- Orr, Berecz, Miller, Bessenbacher, Prestonise, Cole and Brunell. No Nays - Passed.

**K) Cemetery Mowing:** Miller wanted to make sure that Bretzlaff was mowing Cemetery and that he can use big John Deer or any other DPW equipment. Brunell agreed and said that's a great idea. Fredrick contacted Miller and asked about cleanup day in cemetery sometime in April. Discussion took place on what is allowed, rules and insurance. Miller said he will get with him and set date and bring it back to council. Tabled until April with more information provided.

**L) Cemetery Books:** Bessenbacher asked if the cemetery books here and Brunell replied define books. All the records in computer and we have Mylar Maps. Questioned asked about where to purchase plot and it was explained that S. Granger would sell plots. Discussion on BS&A software and who entered information and if training available. Reed will contact BS&A on training and cost. Gormley suggested hiring someone to enter and update the information.

**Public Comments:** G. Taylor suggested possible co-op with school on salt. C. Granger talked about a break-in and asked about color of salt and if lawn can be fixed because of plowing. Brunell commented that the ground never froze.

**Any Other Business from Council /Comments:** Miller said he went to Finnegan for FOIA request and read email. Miller asked why she referred to Crooks as Chief and Brunell said I can't answer for what Finnegan wrote. Prestonise asked about foundations and that resident was told we only do them once or twice a year. We discussed pouring more than that. Brunell said that's Bretzlaff and he will have to learn how to dig graves. Prestonise asked if president pro-tem legal when done in November and should have been done in April. Gormley said your book is outdated, they changed date to November. Brunell said new copies are available in the office and how to receive one was explained in a memo and at a meeting. Prestonise disagreed and did not recall ever hearing about it. He also said he apologized to Boatright about phone number and said Boatright said he did not have problem with it. Gormley said they changed the date to November. Brunell said that the updated handbooks have been available and nobody has signed one out except for me. Prestonise asked about Chief and we were asked to provide 3 names and tired of getting beat up in social media. Brunell explained interviews and we had situation where we had to hold off and then clerk was asked to contact SCSD for cost. Council has to decide where going with police. Berecz inquired into cost of preformed foundations and that cemetery and grounds will check into cost. Orr said you can buy them then sell them. Brunell talked about DPW tee shirts and we got quotes around \$12.00 per shirt. We received payment of \$12,000.00 from school. Clerk and treasurer hours not enough time to keep up and backhoe loan paid off. Demo loan will be done in couple of months.

**Items For Next Agenda:** Handicap parking at future date, BS&A cemetery training/cost, cemetery clean-up, road salt and law enforcement.

**Meeting adjourned at:** Motion to adjourn at 9:50 pm by Miller; seconded by Berecz. Voice Vote: Ayes- Prestonise, Bessenbacher, Miller, Orr, Berecz, Cole and Brunell. No nays-passed.

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Marsha Reed, Clerk

4/14/16

Date



Kit Brunell, President