



**VILLAGE OF COMMERCIAL POINT
COUNCIL MEETING MINUTES
October 4, 2010**

Mayor Goldhardt called the meeting to order followed by the Pledge of Allegiance. Ms. Hastings took roll call with the following members present: Mr. Benedik, Ms. Hutchins, Mr. Kuzelka, Mr. Cruz, Ms. Weaver. Ms. Gooden-Kinney was absent. Solicitor Crites and Engineer Grosse were also in attendance.

Mr. Kuzelka made a motion, seconded by Mr. Benedik to approve the September 13, 2010 Regular Council Meeting Minutes. All members present were in favor and the motion passed.

Administrative Reports:

A. Mayor's Report – Please see attached.

B. Village Engineer's Report – Engineer Grosse reported Chestnut Estates Phase 3 Section 1 will be breaking ground the first part of November for storm drains, sewer and water lines. The streets will be started in the spring of 2011.

C. Village Solicitor's Report – Solicitor Crites reported that the second reading of Ordinance 2010-04 will reflect the changes that Council had requested.

D. Fiscal Officer's Report – Ms. Hastings gave the following report: General Fund \$ 663,772.22; Street Construction Fund \$ 62,311.36; State Highway Fund \$ 3,830.54; Parks and Rec Fund \$ 3,875.00; Permissive Motor Vehicle Fund \$ 9,360.30; House Developments Fund \$ 27,734.44; FEMA Fund \$ 12,857.00; Fireflow Fund \$ 88.24; Water Operating Fund \$ 641,106.78; Sewer Operating Fund \$ 920,145.25; Garbage Operating Fund \$ 12,985.71.

Legislative Reports:

A. Legislative Authority Reports

1. Don Benedik – Nothing to report
2. Margie Weaver – Nothing to report
3. Janet Hutchins – Nothing to report
4. Kimberly Gooden-Kinney – Absent
5. Jim Kuzelka – Nothing to report
6. Vidal Cruz – Questioned the status of the street light at Walker Point. Mr. Grosse is to report back to council at the next meeting.

Business Items:

A. Municipal Building Committee Report – Contractors are finishing up details. A date for the Open House was set for November 20, 2010 from 10:00 a.m. – 1:00p.m. Refreshments will be served. Invitations will be sent to local businesses and elected officials as well as be printed on the water/sewer bills.

B. Police Committee Report – Nothing to report at this time.

C. Speed Study Report – A few different ways to gather information for the study were discussed. We can hire a contractor to do the speed study, purchase equipment to gather and calculate the information for us, or we can manually gather the information. A decision was made to have the Police Officers sit for a four hour shift and gather speed information. After much discussion on ways the speed study could be handled, it was decided to move the discussion to the next COW meeting.

D. RITA Report – Mayor Goldhardt gave the following report: There are 117 different employers that withheld income tax monies for individuals working or living in Commercial Point. There are a total of 337 individuals that either work or live in Commercial Point that filed and made payments on their own. There are a total of 137 delinquent accounts for 2009. RITA will be sending out subpoenas to those people and requesting them to appear at our office on Friday, December 10, 2010 between 9:00 a.m. – 4:00 p.m. to determine what they owe and when it will be paid.



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E. Auditor's Report – A hard copy of the Auditor's report was handed out to all Council Members.

F. Tornado Siren – Mayor Goldhardt informed Council of the work that has been completed on the siren at this time. The battery compartment was lowered to 10 ft above ground. Lumbee Electric has inspected the siren and gave the village a bid to repair it. The bid to repair the siren is \$ 7,019.23. A new siren would cost approximately \$ 20,000. Council suggested getting a few more quotes before a decision is made. Mayor Goldhardt will provide additional information at the next COW meeting.

G. Website – Nothing to report at this time.

H. Utility Terrain Vehicle – Mayor Goldhardt informed Council of a request he received from the Police Department for a UTV. He said the PD would use this during the go-kart races, Homecoming Festival and possibly Halloween Night. The guys at the Utility Plant could use it to clear snow from the parking lot and sidewalks of the new building as well as other areas where they need to have the snow removed. The cost would be around \$ 7,000.00 for a new one. After some discussion, it was decided a blade could be purchased for the front of the utility truck to remove the snow from the parking lot and a snow blower purchased to remove snow from the sidewalks.

Legislation:

A. Ordinance for 2nd Reading:

Ordinance 2010-04 AN ORDINANCE TO ENACT NEW SECTIONS 806.01, 806.02, 806.03, AND 806.99 OF THE CODIFIED ORDINANCES OF THE VILLAGE OF COMMERCIAL POINT. This ordinance was read, title only. A discussion was held by council as to why we really need this ordinance.

B. Resolutions for 1st Reading:

Resolution 11-2010 A RESOLUTION TO RATIFY THE REALIGNMENT OF MONIES WITHIN THE SEWER FUND FROM THE OTHER CAPITAL OUTLAY FUND 5201-549-590 AND TRANSFER IT TO THE OTHER DEPOSITS REFUNDED FUND 5201-549-610 AND DECLARE IT AN EMERGENCY. At this time, Mr. Kuzelka left the Council table due to conflict of interest. This ordinance was read, title only. Mr. Kuzelka then returned to the Council table.

Mr. Kuzelka made a motion, seconded by Mr. Cruz to adjourn the meeting. All members present were in favor. The motion passed and the meeting was adjourned.

Allan D. Goldhardt, Mayor

Wendy L. Hastings, Clerk



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**Mayor's Report
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1. H.C. Weber has completed cleaning out the ditch between the Community Men's Club property and the School property.
2. The slurry seal job on Grove Run Road was completed on October 4, 2010.
3. Wendy Hastings had a telephone conference on September 28 with the Bureau of Unemployment concerning the police chief. The village could possibly owe a maximum of \$2,990.52 between now and April, 2011.
4. Wendy Hastings passed her notary test on September 23, 2010. She has not received her stamp at this time.
5. An insurance claim has been filed for storm damages at the utility plant totaling \$13,147.82.
6. We have sworn in two new officers on the police force. They are Donald Clark and Nicholas Newland. Also, Officer Kelly has returned from his tour of duty in Germany and is back with our force. Officer Harp and Officer Tipple have been released from the village police force.
7. I represented the village at the 137th Battalion Blackhawk fly-in on October 1, 2010 at the Commercial Point Community Center.