

Regular Meeting of the Pecatonica Board of Trustees

Tuesday, March 21, 2017 at 6:00 pm
Village Hall 405 Main St. Pecatonica, IL

1. **Call to Order:** Village President Dan Barber called the meeting to order at 6:00 PM on Tuesday, March 21, 2017 at the Village Hall.
2. **Silent moment observed.**
3. **The Pledge to the American Flag was recited.**
4. **Roll call was taken.** Trustees Zach Foster, Bill Determan, Bill Smull, Tom Gipe and Paula Hachmeister were present. Trustee Tricia Metz was not present.

Others Present: Village Clerk Gwenn Shirley, Attorneys Doug Henry, Village Treasurer Nola Markel, Police Chief Bob Smith and Public Works Director Mark Rust.
5. **A quorum was established.**
6. **Approval of meeting minutes.** A motion was made and seconded to approve the minutes from the February 21, 2017 meeting. Smull/Foster All Trustees present voted. Aye 5, No 0, Absent 1. Minutes approved.
7. **Additions/Corrections to the Agenda:** Remove the January 24, 2017 minutes from the agenda. Under Section L. Executive Session add "Department Head Compensation" 5 ILCS 120/2(c)(1)
8. **Approval of Agenda:** A motion was made and seconded to approve the agenda as amended. Smull/Determan All Trustees present voted. Aye 5, Nay 0, Absent 1. Agenda approved.
9. **Call to the Public:** Pastor Terry Theiss presented the Board with a memo from him in regards to Sump Water Drainage and spoke in regards to this subject.

Agenda Items

- A. **Village President's Items (President Barber)**
 1. Proclamation – Lady Indians Basketball Day March 21, 2017. Chairman Barber read the proclamation.
 4. Award Presentation – (President Barber skipped 2 & 3 to handle this before the business portion of the agenda) President Barber asked Police Chief Bob Smith to join him. President Barber stated that he and the Police Chief got

together in addition to having a conversation with the Economic Development Chairman to start a continuing tradition in the Village. We will be awarding a Citizen of the Year Award. President Barber then asked Margaret Larson to please stand up. President Barber stated that the Village would like to recognize Ms. Larson and give her our sincere gratitude for all of her volunteer Services to the Village. You have been a great help during my term of office and you have helped to keep Economic Development going. You have also not only throughout Winnebago county but, Stephenson county and other governmental organizations you have kept Pecatonica on their mind and it has helped to move us forward. I have great gratitude to you for all of your help that you have presented to this Village. We would like to give you this plaque to take home and then we will also be putting her name on a plaque that will be kept here at Village Hall along with the name of each recipient that will be chosen each year. Ms. Larson thanked everyone.

2. Request from Ashley Hoffman to Receive a Partial Refund for August and September 2016 Water and Sewer Bills -

Village President Barber provided the Board with some background information in regards to Ms. Hoffman's previous water bills. The meter was pulled and tested and it came back within specifications. Mrs. Hoffman would like to still receive a credit or something for the extra water usage that she was charged for.

Village President Barber stated that it will take an Ordinance to refund/credit the account for extra water usage. Just to recap, Ms. Hoffman stated that she received a high water bill several years ago when the house was being renovated. President Barber asked Public Works Director when we went to check were there any leaks, and he answered, "No".

Village President Barber stated that we have an Ordinance that we have to follow and it will have to take something from the Trustees to change it and if they don't then we will have to drop it.

Discussion

Village President Barber asked the Board if they are going to take action on this issue and no one responded.

3. Request to Vacate Property at 131 W. 1st Street, Pecatonica, Illinois –

Village President Barber stated that this was discussed at the Committee of the Whole meeting and we will have to have a hearing prior to doing it. We will need to direct the Attorney to set up a public hearing which will be posted. We cannot sell property without notifying the public. The meeting will be here at Village Hall.

Attorney Henry stated that it will be a public hearing posted in the newspaper no less than 15 days prior to the hearing and the public could come and comment. It is not a meeting where the Board takes action. It is disclosed to the public what the intention is and I recommend that the Board decide what it wants to do.

Village President Barber stated that we need direction from the Board as to do they even wish to vacate the property? Attorney Henry stated that the Village President indicated that there are some drainage rights there that the Village needs to maintain and an easement will have to be part of it if you decide to vacate it.

Village President Barber stated that we need to vote tonight if the Village wants to vacate the property and under what terms. Attorney Henry asked if there was a written request submitted for this? President Barber responded that the property owners were here and it was read at the previous meeting.

Village President Barber outlined the process that would need to be followed - 1st we need to decide if we want to vacate it, then if we chose to vacate then under what conditions, then we send them a letter stating those conditions, if they accept then we would hold a public hearing and then eventually an Ordinance.

Director of Public Works Mark Rust stated that this property is our only right of way to the river and is of the opinion that this would be a bad idea.

Discussion

Attorney Henry stated that you do not have to vacate the full property it is not an all or nothing.

Discussion

Village President stated that we put this on hold to do more research on it.

B. Unfinished Business –

1. Approval of Aggregation Program Agreement with Dynegy Energy Services, LLC

A motion was made and seconded to approve a 1 year contract with Dynegy Energy in the amount of 6.797 per Kilowatt Hour. Smull/Determan

Discussion

A roll call vote was taken. All Trustees present voted. Yes 5, No 0, Absent 0.

Motion passed.

C. New Business –

1. 2017-04 An Ordinance Reaffirming the Use of Any Tax Revenue Increase from the Referendum on the April 4, 2017 Ballot to Increase the Limiting Rate to 7750% for Levy Years 2017-2020 – **1st Reading**

A motion was made and seconded to waive the rules and approve Ordinance 2017-04. Smull/Hachmeister

Discussion

A roll call vote was taken. All Trustees present voted. Yes 5, No 0, Absent 1.
Motion passed

A motion was made to approve Ordinance 2017-04 as presented. Smull/Determan

Discussion

A roll call vote was taken. All Trustees present voted. Yes 5, No 0, Absent 1.
Motion passed

2. 2017-05 An Ordinance Provided for the Appropriation of Funds for the Operation of the Village of Pecatonica in the County of Winnebago and State of Illinois for the Fiscal Year Beginning May 1, 2016 and Ending April 30, 2017 – **1st Reading**

A motion was made and seconded to amend the Ordinance to remove the words "Provided for" and insert the word "Amending". Foster/Smull

Discussion

A roll call vote was taken on the amendment. All Trustees present voted. Yes 5, No 0, Absent 1. Motion passed.

D. Legal (Attorney Doug Henry) - None

E. Finance Committee (Liaison Foster)

1. Liaison Report – At the next Committee of the Whole we should be able to pass budgets.

F. **Planning Commission/Zoning Board** – Next meeting March 22, 2017 6:00 p.m.

G. **Public Works (Liaison Smull)** - None

H. **Public Safety (Liaison Metz)** - None

1. Police Chief Smith stated that we should have information on the new squad at the April 6, 2017 committee meeting.

I. **Economic Development Committee (Chairman Determan)**

1. Next Meeting: Monday, April 10, 2017 at 6:00 p.m.
2. Trustee Determan updated the Board on the Kiosk and hope to have completed May, 1, 2017 and to have a dedication on May 6, 2017.

J. **Treasurer (Nola Markel)**

1. Warrant Lists (attachment)

Treasurers General and W/S	\$11,313.65
Clerks General and W/S	\$42,124.72

A motion was made and seconded to approve the Treasurers General and W/S Warrants for \$11,313.65 and the Clerks General and W/S for \$42,124.72 as presented. Foster/Smull

Discussion

Roll call vote was taken. All Trustees present voted Yes 5, No 0, Absent 1.
Motion approved.

K. **Clerk's Items (Gwenn Shirley)** –

April 5th landscape waste pick up will begin and Village President Barber reported that Gill's according to the contract they are to provide the Village with an Electronic Waste pick up twice a year. Will try to get set up for the 8th of April.

Village President Barber introduced Marilyn Wilke, she will serve as a new Trustee.

L. **Executive Session** –

A motion was made and seconded to move into Executive Session for the purpose of discussing Gwenn Shirley, Clerk, Nola Markel, Treasurer, Mark Rust, Public Works Director and Bob Smith, Police Chief Compensation for the next fiscal year.
5 ILCS 120/2(c)(1) Foster/Smull All in favor, Aye 5, No 0, Absent 1.

Board entered into Executive Session at 7:00 p.m.

Board was called back to open session at 7:32 p.m.

Roll call was taken. Trustees, Foster, Determan, Smull, Gipe and Hachmeister were present. Trustee Metz was absent

Others Present: Village President Barber, Village Clerk Gwenn Shirley and Attorney Doug Henry.

M. **Adjourn** – Meeting adjourned at 7:34 p.m. Foster/Smull

Next Village Board meeting: Tuesday, April 18, 2017 at 6:00 pm Village Hall