

As Village President, I have determined that due to the COVID-19 Pandemic in-person meetings as of this date is not prudent. I base that determination on the following metrics and information:

1. The number of COVID-19 cases in Winnebago County per 100,000 persons over the last 7 days as of Thursday, December 2, 2021 is 402.4;
 2. The COVID positivity rate in Winnebago County for those being tested is 9.85%;
 3. The percentage of fully vaccinated persons in Winnebago County is only 62.2%;
 4. The Delta Variant of COVID-19 is extremely transmittable and contagious, especially for unvaccinated persons; and
 5. The Winnebago County Health Department and Center for Disease Control have determined that based on the current metrics regarding COVID-19 Winnebago County is currently at high risk of transmission of the virus.
1. Call to Order. Village President Bill Smull called the meeting to order at 6:31 p.m. on Thursday, December 2, 2021.
 2. Moment of Silence.
 3. Pledge of Allegiance.
 4. Roll call taken. Trustees present: Bill Determan, Kathy Doty, Tom Gipe, Tom Heister and Gerald Howard. Trustee Marilyn Wilke was absent.

Others present: Village Clerk Gwenn Shirley, Public Works Director Nick Berry, Police Chief Bob Smith, Treasurer Bernie Mrugala and Engineer Adam Holder were in attendance. Attorney Doug Henry attended virtually.
 5. A Quorum was established.
 6. Call to the Public. No one signed in, no emails received, no letters were in the Village Hall drop box.

Agenda Items

1. Presentation of Municode Technology Solutions, by Gregg Huggins –

Mr. Huggins presented the Board via Zoom with an in-depth presentation of digital solutions such as website design, policies and procedures software and codification services that Municode offers in addition to sharing with the Board samples of current municipalities websites that were designed by Municode. The Board discussed how the website could enhance and improve the sharing of information with the entire community. President Smull stated that he would be in contact with Mr. Huggins to continue the discussion.

2. Discuss Pecatonica Street Improvements Project – Possible Board Action
3. Discuss Pecatonica Water System Improvements Project – Possible Board Action

President Smull requested that Attorney Henry address items 2. and 3. –

Attorney Henry stated that at a recent Board meeting the Board indicated it's frustration with contractor Kelsey Excavating and instructed me to review the contract and advise the Board what options the Board has with regards to the fact that the contractor did not meet the contract date of November 30, 2021. Attorney Henry then discussed some of the language within the contract that pertains to this issue.

Attorney Henry recommends to the Board that various village officials meet with Mr. Kelsey to discuss the reasons he failed to complete the contract by the completion date of November 30, 2021. President Smull stated that the meeting should also include Public Works Liaison Gerald Howard and Public Works Director Nick Berry. Attorney Henry was then instructed to send Mr. Kelsey a letter to meet here at Village Hall on December 10, 2021 at 10:00 am. The outcome of the meeting will be reported on at the December 21, 2021 Regular Board meeting.

4. 2021-49 An Ordinance Authorizing the Sale and/or Disposal of Personal Property Deemed Surplus by the Village of Pecatonica – 1st Reading

A motion was made by Trustee Determan and seconded by Trustee Howard to suspend the rules to approve Ordinance 2021-49. Discussion. A roll call vote was taken. All Trustees voted yes. Motion approved 5-0-1.

A motion was made by Trustee Determan and seconded by Trustee Heister to approve Ordinance 2021-49. Discussion. A roll call vote was taken. All Trustees voted yes. Motion approved 5-0-1.

5. 2021-50 An Ordinance Continuing the Declaration of a Local State of Emergency in the Village of Pecatonica, Illinois – 1st Reading -

A motion was made by Trustee Determan and seconded by Trustee Howard to suspend the rules to approve Ordinance 2021-50. Discussion. A roll call vote was taken. All Trustees voted yes. Motion approved 5-0-1.

A motion was made by Trustee Determan and seconded by Trustee Howard to approve Ordinance 2021-50. Discussion. A roll call vote was taken. Trustees Howard and Determan voted yes. Trustees Doty, Gipe and Heister voted no. Motion failed 2-3-1.

6. 2021-51 Ordinance Abating the Tax hereto Levied for the Year of 2021 to pay the Principal of and Interest on \$3,500,000 General Obligation Bonds (Alternate Revenue Source) Series 2021, of the Village of Pecatonica, Winnebago County, Illinois – 1st

Reading

A motion was made by Trustee Determan and seconded by Trustee Gipe to suspend the rules to approve Ordinance 2021-51. Discussion. A roll call vote was taken. All Trustees voted yes. Motion approved 5-0-1.

A motion was made by Trustee Determan and seconded by Trustee Howard to approve Ordinance 2021-51. Discussion. A roll call vote was taken. All Trustees voted yes. Motion approved 5-0-1.

7. 2021-52 Ordinance Abating the Tax hereto Levied for the Year of 2022 to pay the Principal of and Interest on \$3,500,000 General Obligation Bonds (Alternate Revenue Source) Series 2021, of the Village of Pecatonica, Winnebago County, Illinois – 1st Reading

A motion was made by Trustee Gipe and seconded by Trustee Howard to suspend the rules to approve Ordinance 2021-52. Discussion. A roll call vote was taken. All Trustees voted yes. Motion approved 5-0-1.

A motion was made by Trustee Howard and seconded by Trustee Gipe to approve Ordinance 2021-52. Discussion. A roll call vote was taken. All Trustees voted yes. Motion approved 5-0-1.

8. Status Update on 226 E. 4th Street and 918 Jackson – Possible Board Action

Attorney Henry stated that the property at 226 E. 4th which has the accessory building that needs to be demolished has asked for additional time and the Building Inspector, Casper Manheim gave him until the end of the month. Attorney Henry recommends that if the building is not down by the end of the month then a lawsuit should be filed for demolition, fines, cost and property maintenance violations. A letter was sent by Attorney Henry to the property owner in which it was made very clear that the owner had until November 20, 2021 to remediate the violations.

Attorney Henry stated that the owner of 918 Jackson has requested the documents to file for a demolition permit. Clerk Shirley stated that the owner requested the documents twice in addition to a demolition company that requested the documents and no permit has been filed. Attorney Henry outlined the process that must be followed in order to file a lawsuit. The Board directed Police Chief Smith to contact the owner to emphasize the severity of this issue.

9. Police Department Monthly Report – Chief Smith reported that the remote speed delay sign needs more work or possible replacement and there is some strong enforcement in the areas of reported speeding also options are being reviewed in regards to the traffic issues at Main and 3rd Street.

10. Public Works Monthly Report – Director Berry reviewed the November 2021 monthly

report.

11. Approve Purchase of Snow Pusher Attachment –

A motion was made by Trustee Determan and seconded by Trustee Heister to approve the purchase of the snow pusher attachment from N.I.T.E. not to exceed \$3,400 and to pay for it with MFT funds. Discussion. A roll call vote was taken. All Trustees voted yes. Motion approved 5-0-1.

12. Engineer's Report – Engineer Holder stated that the well house is progressing very well some parts that are needed are being held up due to COVID-19. President Smull stated that a sixty day extension to the contract will be coming to Board for approval. There is quite a bit activity going on with Kelsey Excavating.

13. Approve Engineer's Change Order No. 2 in the amount of \$15,655.67 for Kelsey Excavating, Inc. on the project known as Pecatonica Street Improvements -

A motion was made by Trustee Gipe and seconded by Trustee Determan to approve Engineer's change order No. 2 in the amount of \$15,655.67 for Kelsey Excavating, Inc. on the project known as Pecatonica Street Improvements. Discussion. A roll call vote was taken. Trustees Determan, Doty, Gipe and Heister voted yes Trustee Howard voted no. Motion approved 4-1-1.

14. Approve Engineer's Payment Request No. 4 in the amount of \$494,604.41 to Kelsey Excavating , Inc. on the project known as Pecatonica Street Improvements -

A motion was made by Trustee Heister and seconded by Trustee Determan to approve Engineer's payment request No. 4 in the amount of \$494,604.41 to Kelsey Excavating Inc. on the project known as Pecatonica Street Improvements. Discussion. A roll call vote was taken. All Trustees voted yes. Motion approved 5-0-1.

15. Approve Engineer's Payment Request No. 6 in the amount of \$444,400.83 to Kelsey Excavating , Inc. on the project known as Pecatonica Water System Improvements –

A motion was made by Trustee Gipe and seconded by Trustee Doty to approve Engineer's payment request No.6 in the amount of \$444,400.83 to Kelsey Excavating, Inc. on the project known as Pecatonica Water System Improvements. Discussion. A roll call vote was taken. All Trustees voted yes. Motion approved 5-0-1.

16. Approve IMEG Professional Land Surveying Services Proposal for 3123 N. Pecatonica Road –

A motion was made by Trustee Howard and seconded by Trustee Determan to approve the IMEG Professional Land Surveying Services Proposal for \$7,945.00 and to authorize President Smull to sign the proposal. Discussion. A roll call vote was taken. All Trustees voted yes. Motion approved 5-0-1.

17. Approve IMEG Construction Engineering Services Proposal for 3123 N. Pecatonica Road

A motion was made by Trustee Determan and seconded by Trustee Howard to approve the IMEG construction engineering services proposal for 3123 N. Pecatonica Road for \$19,790 and to authorize President Smull to sign the proposal. Discussion. A roll call vote was taken. Trustees Heister, Howard, Determan and Gipe voted yes. Trustee Doty voted no. Motion approved 4-1-1.

18. Warrant List #885 November 29, 2021 (attachment)	\$ 490,779.44
Warrant List #886 December 2, 2021 (attachment)	<u>\$ 548,712.76</u>
Total	<u>\$1,039,492.20</u>

A motion was made by Trustee Determan and seconded by Trustee Howard to approve the total Warrant list for \$1,039,492.20. Discussion. A roll call vote was taken. All Trustees voted yes. Motion approved 5-0-1.

19. Executive Session – None

20. Action on Items Arising out of Executive Session – None.

21. Adjournment -A motion made by Trustee Gipe and seconded Trustee Howard to adjourn at 8:30 p.m. All Trustees voted aye. Motion approved 5-0-1.