

1. Call to Order. Village President Bill Smull called the meeting to order at 6:33 p.m. on Thursday, June 3, 2021.
2. Moment of Silence.
3. Pledge of Allegiance.
4. Roll call taken. Trustees present: Bill Determan, Kathy Doty, Marilyn Wilke, Tom Gipe and Gerald Howard. Trustee Tom Heister was absent.

Others present: Village Clerk Gwenn Shirley, Public Works Director Nick Berry and Police Chief Bob Smith were in attendance. Attorney Doug Henry attended virtually.
5. A Quorum was established.
6. Approve the May 6, 2021 Committee of the Whole Meeting Minutes-

A motion was made by Trustee Wilke and seconded by Trustee Howard to approve the May 6, 2021 Committee of the Whole meeting minutes. Discussion. Roll call vote was taken. All Trustees present voted yes. Motion passed 5-0-1.

Approve the May 6, 2021 Special Meeting Minutes-

A motion was made by Trustee Doty and seconded by Trustee Wilke to approve the May 6, 2021 Special Board meeting minutes. Discussion. Roll call vote was taken. All Trustees voted yes. Motion passed 5-0-1.
7. Call to the Public. No one signed in, no emails received, no letters were in the Village Hall drop box.

Agenda Items

1. Status Report on Contractors Performing Work for the Village of Pecatonica –
2. President Smull stated that the work was just completed here at Village Hall and the cost of material and labor was \$2,230.00, Bennett Construction is continuing to complete work on Well House #3, CLA Exteriors has two roofs left to complete and Kelsey Excavating is moving right along and Dave Cox should be back in a couple weeks to finish the windows here at Village Hall. Also, the Engineer will not be present tonight.
3. Discuss Breach of Bay Valley Foods Special Utility Payment Agreement and Possible Board Action –

President Smull introduced two representatives attending virtually from TreeHouse

Food, David Maxwell, Director of Operations and Chris Hall, Plant Manager.

President Smull provided some background information in regards to the special utility payment agreement between Village of Pecatonica and Bay Valley Foods, LLC. Discussion. President Smull stated that on behalf of Bay Valley Foods that once a problem was identified Bay Valley Foods was prompt in handling the problem and going forward should they need to contact the Village the contact person will be Gwenn Shirley, Village Clerk. It was the consensus of the Board to continue with the special utility payment agreement.

4. 2021-23 An Ordinance Approving Lead Service Line Replacement Loan Program in the Village of Pecatonica – 2nd Reading

A motion was made by Trustee Determan and seconded by Trustee Howard to approve Ordinance 2021-23. Discussion. Motion was rescinded by Trustee's Determan and Howard. Discussion.

A motion was made by Trustee Wilke and seconded by Trustee Howard to amend Ordinance 2021-23 to remove any and all reference to “low and moderate income” and any definition of terms that are within the contract. 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 amend Ordinance 2021-23 on page 2 paragraph 4 within the contract with the removal of the words, “the prequalified list of”. 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 Willke to approve Ordinance 2021-23 as amended. Discussion. A roll call vote was taken. All Trustees voted yes. Motion approved 5-0-1.

5. 2021-24 An Ordinance Continuing the Declaration of a Local State of Emergency in the Village of Pecatonica – 1st Reading

A motion was made by Trustee Determan and seconded by Trustee Gipe to suspend the rules to approve Ordinance 2021-24. Discussion. A roll call vote was taken. All Trustees voted yes. Motion approved 5-0-1.

A motion was made by Trustee Wilke and seconded by Trustee Gipe to approve Ordinance 2021-24. Discussion. A roll call vote was taken. All Trustees voted yes. Motion approved 5-0-1.

6. 2021-25 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 May 1, 2021 and Ending April 30, 2022 – 1st Reading

President Smull stated that this is the 1st reading and will be on the June 15, 2021 agenda for final approval.

7. Police Department Monthly Report- Chief Smith reviewed the monthly report. Discussion.
8. Public Works Department Monthly Report- Nick reviewed the monthly report. Discussion.
9. Engineer's Report – President Smull reported that the projects are proceeding as planned.
10. Warrant List #859 June 3, 2021 \$44,350.76

A motion was made by Trustee Wilke and seconded by Trustee Howard to approve June 3, 2021 Warrant list #859 in the amount of \$44,350.76. Discussion. A roll call vote was taken. All Trustees voted yes. Motion approved 5-0-1.

Payroll for Period Ending May 23, 2021 \$28,284.85

A motion was made by Trustee Gipe and seconded by Trustee Determan to approve payroll for period ending May 23, 2021 in the amount of \$28,284.85. Discussion. A roll call vote was taken. All Trustees voted yes. Motion approved 5-0-1.

Police Chief Bob Smith and Public Works Director Nick Berry were dismissed at 7:36 p.m.

11. Executive Session –

A motion was made by Trustee Determan and seconded by Trustee Howard to enter into executive session pursuant to 5 ILCS 120/2(c)(6), to set sales price for municipal owned real estate ~~to discuss a real estate matter at 7:38 p.m.~~ Discussion. A roll call vote was taken. All Trustees voted yes. Motion approved 5-0-1. Board went into closed session at 7:38 p.m.

President Smull called the Village Board meeting back to open session at 7:54 p.m. Roll call. Trustees Determan, Doty, Wilke, Gipe and Howard were present. Trustee Heister was absent. Also present was Gwenn Shirley, Village Clerk. Attorney Doug Henry attended virtually.

12. Actions on items Arising out of Executive Session – President Smull stated that no actions were taken during executive session.

2021-26 Ordinance Approving and Accepting Offer to Purchase Approximately 1.5 acres of Real Estate Commonly Known as “3123 N. Pecatonica Road., Pecatonica”.

(P.I.N. 09-33-151-012) by CGP Acquisition and Development, LLC – 1st Reading

A motion was made by Trustee Wilke and seconded by Trustee Determan to suspend the rules to approve Ordinance 2021-26. 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 Wilke to approve Ordinance 2021-26. The Board discussed the use restrictions clause of the purchase agreement. A roll call vote was taken. Trustees Doty and Gipe voted no. Trustees Determan, Wilke, Howard and President Smull voted yes. Motion approved 4-2-1.

13. **Adjournment** -A motion made by Trustee Howard and seconded Trustee Determan adjourn at 8:15 p.m. All Trustees voted aye. Motion passed 5-0-1.