

Regular Meeting of the Village of Pecatonica
Board of Trustees
September 18, 2007
Village Hall

1. Call to Order: Village Clerk Ginger Binger called the meeting to order at 7:00 p.m. President Mathews was out of town. A motion was made and seconded to have Trustee Dave Westervelt act as the Temporary Chair: Moyer/Doty. A roll call vote was taken. Trustees Westervelt, Howard, Moyer, and Doty voted yes, and Trustees Harrison and Parlapiano were absent. Motion carried. Yes 4, No 0, Absent 2.
2. Silent Moment followed by the Pledge to the American Flag.
3. Roll Call: Trustees present: Dave Westervelt, Derek Howard, John Moyer, and Elizabeth Doty. Trustees absent: Chris Harrison and Ross Parlapiano. Quorum Established.
4. Others Present: Village Attorney Doug Henry, Village Clerk Ginger Binger, Treasurer Nola Markel and Public Works Director Dan Barber.
5. Meeting Minutes: Motion made and seconded to hold over approval of the minutes of September 4, 2007 until the next Board meeting: Doty/Westervelt. A roll call vote was taken. Trustees Westervelt, Howard, Moyer and Doty voted yes, and Trustees Harrison and Parlapiano were absent. Motion carried. Yes 4, No 0, Absent 2.
6. Agenda Approval: Motion made and seconded to approve the agenda for September 18, 2007 as revised: Doty/Moyer. A roll call vote was taken. Trustees Westervelt, Howard, Moyer and Doty voted yes, and Trustees Harrison and Parlapiano were absent. Motion carried. Yes 4, No 0, Absent 2.
 - A. Village President Items
 1. TIF District: removed from agenda
 - B. New Business: No Items
 - C. Legal
 1. Ordinance 2007-9-1: An Ordinance Amending Article Nine: Water, Chapter Twenty-One: Customer Billing and/or Violation Appeals Procedure
 - a. A motion was made and seconded to approve Ordinance 2007-9-1: Doty/Howard.
 - b. Discussion
 1. How would the PW Committee be notified of a dispute? The customer would still put their request in writing and then the Clerk would inform PW Chairman and it would also be on their agenda.

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2. What happens if the people do not come to the PW Committee meeting? They need to inform the Clerk prior to the meeting that they cannot make it and the PW Committee needs to decide what they will or will not accept as an excuse.
 3. What if there is not enough attendance at the Committee meeting? Then they would appear at the next Village Board meeting.
 4. If a meeting is not held what happens with the shut off? It is held in limbo until such meeting occurs.
 - c. Attorney Henry recommended that the Water Ordinance be reviewed in its entirety instead of approving sections at a time.
 - d. Motion and second were rescinded.
 - e. A motion was made and seconded to postpone approving this Ordinance until further review of the whole Article by the PW Committee: Moyer/Doty. A roll call vote was taken. Trustees Westervelt, Howard, Moyer and Doty voted yes, and Trustees Harrison and Parlapiano were absent. Motion carried. Yes 4, No 0, Absent 2.
2. Storm Water Management Plan Law Suite, Case #06 CH 793
- a. Attorney Henry explained that he would rather not go into much detail concerning this issue without Engineer Tim Bronn present.
 - b. Henry explained:
 1. Reminded the Board that he recommended to keep the lawsuit pending to encourage the School Board to assist us in any way we might need to resolve this matter.
 2. Attorney Henry advised the Board of the School Board's response to the Village's proposed resolution. Henry has shared the correspondence from the School Board with the Village Engineer and both are of the opinion that the School Board's basis for refusing to accept the resolution was illogical given it's Storm Water Management Plan.
 3. They do not want to agree to anything until their engineer gets more information.
 4. Attorney Henry reported that from the outset, counsel for the School Board strongly intimated that the School Board would want the Village to pay its engineering and attorney fees to review the Village's proposed resolution.

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5. They do not want to accept the farm run off into their detention ponds voluntarily.
 6. They did anticipate some run off according to the USGS Surveys and was prepared to manage that run off. The initial Storm Water Management Plan was based on the School District asking if they could accept more water onto this parcel then they would normally be allowed. They will build the Storm Water Detention Ponds big enough to take care of the water run off from the land to the south.
 7. They used an outdated topographical map so the water did not come anywhere near the detention ponds and now the Village is attempting to do what the School Board initially contemplated.
- c. Henry explained that any further discussion would be done in Executive Session and when Tim Bronn was present.

Village President Mathews arrived at 7:16 p.m.

D. Finance and Administration Committee

1. Next Committee meeting scheduled for September 19, 2007 at 7:00 p.m. in the Village hall.

E. Planning Commission

1. Next Commission meeting is scheduled for October 10, 2007 at 7:00 p.m. in the Village Hall.

F. Public Works Committee

1. Next Committee meeting scheduled for September 27, 2007 at 7:00 p.m. in the Village Hall.

G. Treasurer

1. Warrant Lists

Treasurer's General:	\$19,025.03
Treasurer's W/S/R:	\$11,250.39
Clerk's General:	\$11,308.36
Clerk's W/S/R:	\$32,650.78

- a. A motion was made and seconded to approve the Warrant Lists omnibus: Doty/Westervelt. A roll call vote was taken. Trustees Westervelt, Howard, Moyer and Doty voted yes, and Trustees Harrison and Parlapiano were absent. Motion carried. Yes 4, No 0, Absent 2.

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H. Clerk's Items: none

Motion made and seconded to adjourn the meeting at 7:20 p.m.

Respectfully Submitted,

Ginger Binger, Village Clerk