

Regular Meeting of the Village of Pecatonica
Board of Trustees
February 2, 2010 Village Hall

1. Call to Order: Village President Shawn Connors called the meeting to order at 7:00 p.m. on Tuesday, February 2, 2010.
2. Silent moment observed.
3. The Pledge to the American Flag was recited.
4. Roll Call was taken: Trustees present: Elizabeth Doty, John Moyer, Steve Sager, Stephen Eytalis and Derek Howard. Trustee Tarbert was absent.

Others Present: Village Clerk Ginger Binger, Village Treasurer Nola Markel, Chief Ron Gwaltney, Village Attorney Randy Wilt, Public Works Director Dan Barber and Village Engineer Tim Bronn.
5. A quorum was established.
6. Approval of meeting minutes: A motion was made and seconded to approve the minutes of January 19, 2010 as presented: Doty/Moyer. A roll call vote was taken. Trustees Doty, Moyer, Sager, Eytalis and Howard voted yes. Trustee Tarbert was absent. Motion carried: Yes 5, No 0, Absent 1.
7. Call to the Public: no items added.
8. Additions/Corrections to Agenda: no items added or corrected.
9. Approval of Agenda: A motion was made and seconded to approve the agenda for February 2, 2010 as presented: Doty/Moyer. A roll call vote was taken. Trustees Doty, Moyer, Sager, Eytalis and Howard voted yes. Trustee Tarbert was absent. Motion carried: Yes 5, No 0, Absent 1.

Agenda Items

- A. Village President's Items
 1. Veto to Sjostrom Change Order #8
 - a. President Connors explained that in the best interest of the Village he has vetoed the Board's approval of Sjostrom's Change Order #8.
 - b. A letter dated January 26, 2010 was presented stating the reasons in which he took this action.
 - c. Attorney Wilt explained that the President has the right to veto any Ordinance, Resolution or motion that relates to expenditures of public monies or that would impose a financial liability on the Village.
 - d. Attorney Wilt explained the procedure in which the Trustees can override a veto: it would take two votes; (1) a motion to reconsider made by someone that voted on the majority in

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which the motion was passed and (2) a motion to approve, in this case Change Order #8, over the Presidents veto which takes a two-thirds majority vote.

- e. He further explained that the Board has to override the veto no later than the next Village Board meeting.
- f. **A motion was made and seconded to reconsider: Eytalis/Moyer.**
- g. Attorney Wilt explained that they could do a motion to reconsider and then make a motion at the next Board meeting to approve the change order.
- h. Discussed the matter of reconsidering.
- i. Trustee Moyer explained that he spoke with Jim Holloway from Sjostroms who stated that this price is on the conservative side.
- j. Communication discussed.
- k. Trustee Moyer explained that Mr. Bronn was directed out of committee to notify some one when there are possible expenditures such as this.
- l. **A roll call vote was taken. Trustees Doty, Moyer, Sager, Eytalis and Howard voted yes. Trustee Tarbert was absent. Motion carried: Yes 5, No 0, Absent 1.**
- m. Action will be taken at the February 16th Board meeting to override the veto and it will be placed under the Public Works Department on the agenda.

B. New Business: No Items

C. Legal

- 1. Redevelopment Agreement and Ordinance 2010-1
 - a. Attorney Wilt explained that he sent out an email notifying everyone that there was a problem with the Redevelopment Agreement and since then the problem has been rectified.
 - b. The problem was found on page 5 of the agreement under Subsection 3 (g) where it read: "the Village shall not require Owner to use Village's water system..."
 - c. The language has been corrected to read "the Village shall not require Owner to use Village's sewer system..."
 - d. Attorney Clark revised Page 5 with the correction and it will be inserted in the agreement.
 - e. Side note: Trustee Moyer was notified by a concerned citizen that the legal description listed with the public hearing notice that was just sent out had an error pertaining to direction. It should say "west of" instead of "east of".
 - f. The Clerk will review the legal for possible errors.

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2. Ordinance 2010-5: An Ordinance Amending the ICC International Building Code, 2006 Edition
 - a. A motion was made and seconded to approve Ordinance 2010-5: Doty/Eytalis. A roll call vote was taken. Trustees Doty, Moyer, Sager, Eytalis and Howard voted yes. Trustee Tarbert was absent. Motion carried: Yes 5, No 0, Absent 1.
 3. Ordinance 2010-6: An Ordinance Amending the ICC International Residential Code, 2006 Edition
 - a. A motion was made and seconded to approve Ordinance 2010-6: Eytalis/Doty. A roll call vote was taken. Trustees Doty, Moyer, Sager, Eytalis and Howard voted yes. Trustee Tarbert was absent. Motion carried: Yes 5, No 0, Absent 1.
 4. Ordinance 2010-7: An Ordinance Amending the 2008 Edition of the National Electrical Code
 - a. A motion was made and seconded to approve Ordinance 2010-7: Doty/Eytalis. A roll call vote was taken. Trustees Doty, Moyer, Sager, Eytalis and Howard voted yes. Trustee Tarbert was absent. Motion carried: Yes 5, No 0, Absent 1.
 5. Ordinance 2010-8: An Ordinance Amending the 2004 Illinois Plumbing Code
 - a. A motion was made and seconded to approve Ordinance 2010-8: Eytalis/Doty. A roll call vote was taken. Trustees Doty, Moyer, Sager, Eytalis and Howard voted yes. Trustee Tarbert was absent. Motion carried: Yes 5, No 0, Absent 1.
 6. Ordinance 2010-9: An Ordinance Amending the ICC International Fire Code, 2006 Edition
 - a. A motion was made and seconded to approve Ordinance 2010-9: Doty/Eytalis. A roll call vote was taken. Trustees Doty, Moyer, Sager, Eytalis and Howard voted yes. Trustee Tarbert was absent. Motion carried: Yes 5, No 0, Absent 1.
- D. Finance and Administration Committee
1. Next Meeting: February 9, 2010 at 7:00pm at the Village Hall.
- E. Planning Commission
1. Next Meeting: February 10, 2010 at 7:00pm in the Village Hall.
- F. Public Safety Committee
1. Next Meeting: March 1, 2010 at 6pm in the Village Hall.
- G. Public Works Committee
1. Next Meeting: February 25, 2010 at 7pm in the Village Hall.

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2. Vehicle Purchase
 - a. Trustee Moyer explained that the Public Works Committee held a special meeting on Feb. 1 to discuss the 1995 Dump Truck whether to go ahead with the repairs as approved at the last Board meeting or consider purchasing a new truck.
 - b. It was the consensus of the Committee to stay with getting the repairs done.

3. WWTP Update
 - a. Tim Bronn explained that concrete work is continuing on the main building, heat is being installed, windows and doors are being put in, electrical is being done and painting of the interior is being done. Garage doors are being installed. The Sludge Press equipment has arrived. Work continues as scheduled.
 - b. Bronn explained that Payment Request #7 is being prepared and asks that authorization be given to submit it to the EPA.
 - c. Motion made and seconded to authorize the submission of Pay Request #7: Moyer/Doty. A roll call vote was taken. Trustees Doty, Moyer, Sager, Eytalis and Howard voted yes. Trustee Tarbert was absent. Motion carried: Yes 5, No 0, Absent 1.
 - d. Payment authorization will be sought at the next Board meeting.

H. Treasurer

1. Warrant Lists

Treasurer's General:	\$26,197.89
Treasurer's W/S/R:	\$618,988.15
Clerk's General:	\$477.38
Clerk's W/S/R:	\$1,322.41

- a. A motion was made and seconded to approve the Warrant Lists omnibus: Doty/Moyer. A roll call vote was taken. Trustees Doty, Moyer, Sager, Eytalis and Howard voted yes. Trustee Tarbert was absent. Motion carried: Yes 5, No 0, Absent 1.
- b. A few questions were answered.

I. Clerk's Items: No Items

A motion was made and seconded to adjourn the meeting at 7:25 p.m.
Next Regular Village Board Meeting: February 16, 2010.

Respectfully Submitted,

Ginger Binger, Village Clerk
Approved: February 16, 2010