

**BOARD MEETING  
VILLAGE OF PORT BYRON  
120 S. Main  
Port Byron, IL 61275  
JULY 13, 2009 - 6:00 P.M.**

The second July Board Meeting was called to order with the Pledge of Allegiance by Mayor Bob Wilson at 6:00 p.m. on Monday, July 13, 2009.

**Roll Call #1: Present: Trustees: Harold French, Terri Thornton, Todd Wiebenga, Scott Sidor and**

**George Bathje**

**Absent: Shawn VanDriessche,**

Also present: Rick Kessler, Public Works Superintendent, Sheriff's Deputy Mindy Meyer, and Attorney Clayton Lee

**GALLERY** – Clare Kerofsky from River Action presented information on a Retain the Rain Project for Port Byron: a Prairie Garden Park. The park would be along the bike path from Cherry Street south. The Retain the Rain project would fund the project and provide the plants, prep work, mulch, plans and signage. Volunteers would be asked to help with planting and upkeep of the area. Space for a council ring and/or art work is included in the plans, but would have to be funded by the village and placed at a later time. Rick Kessler was asked if mowing the area would be a problem. The equipment is available for the small areas. The board felt this garden would be a definite improvement to the downtown area.

**Motion by Teri Thornton, seconded by George Bathje, to approve the proposed Prairie Garden Park. Work will be coordinated with Rick Kessler and River Action for completion this year.**

**RC #2 - Ayes: Trustees: French, Sidor, Thornton, Bathje, Wiebenga**

**Nays: None**

**Absent : Trustee VanDriessche**

**Mayor Wilson declared motion carried.**

**AGENDA** – No changes were noted in the agenda

**TIF**

1. The new maintenance building was discussed at length. Crane Construction said they would pull their bid if required to purchase a performance bond. The bond would add to their cost and would mean a delay in construction of the building. They did offer one reference of a municipal building. Their other work was on private buildings. There were some items that were also excluded from the bid that would raise the overall cost. MGA is the next lowest bid.

Foristall was the low bidder for the concrete, but no excavation or pumping was included. Garrett is the next best bid and includes those items.

Rick has contacted Young's Heating for more information on in-floor heating. They will try to get a comparison of fuel costs for in-floor versus hanging forced air heating. The owner of a building similar to the one proposed says his costs for gas and electric run less than \$400 per month at the highest, and that includes air conditioning and other water heating that will not be done in the village building. Trustee Sidor asked that Rick obtain more firm pricing information and bring back the total project cost (heated floor, concrete work, building, electrical, schedule). Trustee French asked to see a print for the building. Rick will obtain the print for him. The board asked that this meeting be continued to Tuesday, July 21, 2009, at 6:00 to review the information and

possibly make a decision at that time. Trustee Sidor suggested that in the future the village require performance bonds for construction projects.

**2. Motion by Trustee Sidor, seconded by Trustee Thornton to approve the TIF June Treasurer's Report.**

**RC #3 - Ayes: Trustees: French, Sidor, Thornton, Bathje, Wiebenga  
Nays: None  
Absent : Trustee VanDriessche  
Mayor Wilson declared motion carried.**

**COMMITTEE INFORMATION**

**A. FINANCE**

1. Trustee Sidor reported that the village finances are in good order at present.
2. The June Treasurer's report was presented to the board for approval (C/A Item B)

**B. PUBLIC INFORMATION/FINANCE COMMITTEES**

**Zoning/Planning** – There will be a Planning Meeting on July 15, 2009 at 7:00 p.m.

**Ordinance, Personnel, Grants & Audits** – No new report

**Public Health** – No new report

**Sheriff's Department** - The June Sheriff's Department Report was presented. (C/A Item D)

**C. PUBLIC WORKS COMMITTEES**

**Garbage** – No new report

**Water** –

1. Mayor Wilson has contacted SECC about the tower space lease, but has not heard back from them regarding suggested changes.

**Sewer**

1. **Motion by Trustee Thornton, seconded by Trustee Sidor to adopt Ordinance M091307A - An Ordinance Authorizing Loan Agreement for the Water Pollution Control Loan Program**

**RC #4 - Ayes: Trustees: French, Sidor, Thornton, Bathje, Wiebenga**

**Nays: None**

**Absent : Trustee VanDriessche**

**Mayor Wilson declared motion carried.**

2. **Motion by Trustee Thornton, seconded by Trustee Sidor to approve the Water Pollution Control Loan Program Loan Application for submittal to the IEPA**

**RC #5 - Ayes: Trustees: French, Sidor, Thornton, Bathje, Wiebenga**

**Nays: None**

**Absent : Trustee VanDriessche**

**Mayor Wilson declared motion carried.**

- 3. Motion by Trustee Thornton, seconded by Trustee Sidor to approve Ordinance V091307A – Regulating the use of public and private sewers and drains, private sewage disposal, the installation and connection of building sewers, the discharge water and wastes into the public sewer system, and providing penalties for violations thereof, the levying to charges for wastewater services (user charges) to be effective November 1, 2009.**

**RC #6 - Ayes: Trustees: French, Sidor, Thornton, Bathje, Wiebenga  
Nays: None  
Absent : Trustee VanDriessche**

**Mayor Wilson declared motion carried.**

**Streets –**

1. Trustee Sidor reviewed project costs and methods of payment for the Ravine Street project. The board feels the street should be completed as soon as possible. The thickness of the overlay will be reduced to 3” instead of the original 4” and the Oak Blvd alternate will be removed from the project. This would bring the cost to \$115,565.

**Motion by Trustee Sidor, seconded by Trustee French to award the Ravine Street Project at a cost of \$115, 565 to Tri-City Blacktop.**

**RC #7 - Ayes: Trustees: French, Sidor, Thornton, Bathje, Wiebenga  
Nays: None  
Absent : Trustee VanDriessche**

**Mayor Wilson declared motion carried.**

2. Trustee Sidor presented information on paying for the Ravine Street Project, which included:
  - 50,000 from the current streets budget
  - 5,000 from the Capital Reserve Fund (in bank)
  - 20,000 from the 2009 budgeted Capital Reserve Fund
  - 10,565 from the excess salt budget
  - 30,000 budgeted for River Front Development for 2009 (to be included in budget for 2010)

**Motion by Trustee Sidor, seconded by Trustee Wiebenga, to use \$20,000 in Capital Reserve Budgeted for 2009 and \$5,000 in Capital Reserve Funds from past years for the Ravine Street Project.**

**RC #8 - Ayes: Trustees: French, Sidor, Thornton, Bathje, Wiebenga  
Nays: None  
Absent : Trustee VanDriessche**

**Mayor Wilson declared motion carried.**

**Motion by Trustee Sidor, seconded by Trustee French, to use \$30,000 from the 2009 budget for River Front Development for the Ravine Street Project.**

**RC #9 - Ayes: Trustees: French, Sidor, Thornton, Bathje, Wiebenga**

**Nays: None**

**Absent : Trustee VanDriessche**

**Mayor Wilson declared motion carried.**

**Motion by Trustee Sidor, seconded by Trustee French, to use the estimated excess salt budget for 2009 of \$10,565 for the Ravine Street Project.**

**RC #10 - Ayes: Trustees: French, Sidor, Thornton, Bathje, Wiebenga**

**Nays: None**

**Absent : Trustee VanDriessche**

**Mayor Wilson declared motion carried.**

**Public Works (water/sewer/streets)**

**Cemetery – No new report**

**Administrative**

1. Minutes from the 7/06/09 board meeting (C/A Item A)
2. Sheriff's Department Report (C/A Item D)
3. RCFPD June 2009 Report (C/A Item C)
4. Minutes from Green Committee – July 3 and 24 (C/A Items E & F)
5. There was no one present from The Tug Committee to make a report

**CONSENT AGENDA**

**Motion by Trustee Sidor, Seconded by Trustee Thornton to approve the Consent Agenda as presented**

**RC #11 - Ayes: Trustees: French, Sidor, Thornton, Bathje, Wiebenga**

**Nays: None**

**Absent : Trustee VanDriessche**

**Mayor Wilson declared motion carried.**

<b>ITEM</b>	<b>Action</b>	<b>Description</b>
A	Approve	Minutes from 7/06/09 Board Meeting
B	Accept	Treasurer's Report for June 2009
C	Receive	RCFPD June 2009 Report
D	Receive	R.I. County Sheriff's Department June 2009 Report
E	Receive	Minutes of the Green Committee - June 3, 2009
F	Receive	Minutes of the Green Committee - June 24, 2009

**CORRESPONDENCE** - Correspondence from the R.I. County Public Health Department was read recognizing community water system operators in R.I. County who maintain excellence in fluoridation. Port Byron was recognized for the year 2008 for meeting state recommended fluoride levels.

**OLD BUSINESS**

1. Rick Kessler reported that he has been in contact with Quality Landscape regarding the day care and suggestions on a silt fence. All the potholes have been cleaned on the street and have been filled with patch. Copies of the building ordinance regarding retaining walls was presented to the owners of the day care. The wall that was built is over the 6' limit. Randy Garrison assures that the wall was engineered properly. He should have had a permit to build the wall as well as a variance for the height. He will apply for the variance and hopes to have everything completed on the building by this fall. Randy has indicated that there will be parking around the building, and Trustee French has asked that a print be presented showing the proposed parking areas.
2. Attorney Clayton Lee reported that the utility easement from Ms Gantt for the new waste treatment plant has been signed.

**NEW BUSINESS**

1. Mayor Wilson asked that the following personnel appointments be made:  
Treasurer – Courtney Vandewielle  
Planning/Zoning Committee – Bob Lagerblade and Randy Price

**Motion by Trustee Thornton, seconded by Trustee Sidor to approve the mayoral appointments.**

**RC #12 - Ayes: Trustees: French, Sidor, Thornton, Bathje, Wiebenga**

**Nays: None**

**Absent : Trustee VanDriessche**

**Mayor Wilson declared motion carried.**

**At 7:25 p.m. Motion was made by Trustee Thornton, seconded by Trustee Sidor to enter Executive Session to discuss wages (5 ILCS120/2(c)(2).**

**RC #13 - Ayes: Trustees: French, Sidor, Thornton, Bathje, Wiebenga**

**Nays: None**

**Absent : Trustee VanDriessche**

**Mayor Wilson declared motion carried.**

At 8:15 the board reconvened in open session. Mayor Wilson stated the board discussion in Executive Session concerned wages for one of the village personnel. There was no action taken in closed session.

**Motion by Trustee Wiebenga, seconded by Trustee Sidor to raise Rick Kesslers wages \$4,000 effective 7/7/09 and provide a \$500 increase in pay when Rick gets his water license, and another \$500 increase when he gets his sewer license.**

**RC #14 - Ayes: Trustees: French, Sidor, Thornton, Bathje, Wiebenga**

**Nays: None**

**Absent : Trustee VanDriessche**

**Mayor Wilson declared motion carried.**

**Motion by Trustee Wiebenga, seconded by Trustee Sidor to extend the time Gary Doyle has to use his accumulated comp time (67 hours) to the end of 2009. If the comp time is not used by then, it will be lost.**

**RC #15 - Ayes: Trustees: French, Sidor, Thornton, Bathje, Wiebenga**

**Nays: None**

**Absent : Trustee VanDriessche**

**Mayor Wilson declared motion carried**

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July 13, 2009

**At 8:20 p.m. motion made by Trustee Wiebenga, seconded by Scott Sidor that the meeting be continued until Tuesday, 7/21/09, at 6:00 p.m.**

**RC #16 - Ayes: Trustees: French, Sidor, Thornton, Bathje, Wiebenga  
Nays: None  
Absent : Trustee VanDriessche  
Mayor Wilson declared motion carried.**

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Approved (Date)

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Mayor Bob Wilson

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Village Clerk – Janet Fletcher