

## MINUTES

### BOARD MEETING

Monday August 3<sup>rd</sup>, 2020, 6:00 P.M.  
VILLAGE OF PORT BYRON IL  
Meeting conducted via Zoom

The Village Board Meeting was called to order by Mayor Bruce Peterson at 6:03 p.m. on Monday, August 3<sup>rd</sup>, 2020. Via Zoom meeting/Trustees present

#### ROLL CALL / ESTABLISHMENT OF QUORUM / PLEDGE OF ALLEGIANCE

Roll Call #1: Present: Trustees Wayne Oney, Patty Lindley, Dustin Sloan, Gerry Meade, Bo Mathis, Brian Bitler  
Absent: None  
Mayor Bruce Peterson  
Also Present: Sarah Gorham, Attorney

#### GALLERY

Katie and Aaron Burkland (1312 Sunrise Lane) reported that she and her dog were attacked by 2 pit bull/mastiff dogs while walking in the street outside of a home in Byron Woods. Her dog was severely injured, and she was bitten. The dogs ran out of the front door and the attack took place. This is the second time these dogs have attacked. She is asking the Village to create some ordinances in order to prevent this from occurring again and that the Village ensures that the owners are held accountable in the future.

Trustee Lindley is going to look into creating an ordinance that requires dogs to go through a training class after an attack takes place, as well as looking into updating the current ordinances on vicious animals.

#### COMMITTEE REPORTS

##### A. PUBLIC INFORMATION/FINANCE COMMITTEES

1. VILLAGE FINANCE WAYNE ONEY  
None
2. TIF BRUCE PETERSON
  - a. Development Agreement – Newberry – Happy Pawz
  - b. Ordinance #030820 – Newberry – Happy Pawz
  - c. 305 N High Street

Clerk Engels presented the new Development Agreement from Attorney Kathy Orr. The new Development agreement presents the \$12,500 initial upfront payment upon completing an inspection which is specified in the contract.

Trustee Oney and Trustee Lindley asked if there was a clause in the agreement that would discontinue payments in case they went out of business.

Clerk Engels reported that Attorney Orr specified that we would not be responsible for any future payments to the owner or the new owner. There is also a clause in the contract that states that the business can not be sold without the consent of the Village.

**Trustee Sloan motioned to approve Ordinance #030820 for the Newberry, Happy Pawz TIF Agreement, Seconded by Trustee Bitler**

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**Roll Call #2: Ayes: Trustee Sloan, Bitler, Lindley, Oney, Meade, Mathis  
Nays: None  
Absent: None  
Mayor Bruce Peterson declared motion passed**

**Trustee Sloan motioned accept the Development Agreement and authorize Mayor Peterson to sign it for the Newberry, Happy Pawz, Seconded by Trustee Mathis**

**Roll Call #3: Ayes: Trustee Sloan, Mathis, Bitler, Lindley, Oney, Meade  
Nays: None  
Absent: None  
Mayor Bruce Peterson declared motion passed**

Mayor Peterson reported that the property located at 305 N High Street is up for online auction from August 3<sup>rd</sup>-5<sup>th</sup>. He wanted to see if there was any interest in the Village purchasing the property and tearing it down to eventually sell to an interested party. Inspector Doug Streeter told Peterson that it would take approx. \$15,000 in expenses to remove the house, filling it in and preparing it for commercial sale.

Attorney Gorham understands that there was a Sherriff sale of the property and that the bank bought it back. It will be listed on auction.com for online sale. After a certain period, it will be signed an MLS # and it will be put up for sale through a realtor if it does not sell during the online auction.

Trustee Sloan said that the costs associated would not be worth it to the Village even if we obtained the property for free. He said that in his experience, foreclosed properties normally have hidden liens that the banks will not clear. A title search would have to be completed.

Trustee Lindley said that she believed the Village decided after the Old Academy purchase, that the Trustees decided that the Village is not in the real-estate market.

Mayor Peterson expressed that this property is harming the Village and the adjacent property owners. He believes that this warrants the Village to consider the purchase.

Trustee Bitler asked if there was a way for us to create an ordinance to make the owner maintain the property or condemn the property if it is not tended too.

Attorney Gorham reported the she would have to look into the Village's ordinances.

Trustee Lindley reported that the Village does have an ordinance pertaining to unsafe buildings.

Attorney Gorham will be in contact with the realtors and get updates on the property as it becomes available.

### **3. ECONOMIC DEVELOPMENT PATTY LINDLEY**

Trustee Lindley reported that the August Economic Development meeting for August will be cancelled due to flooding at Village Hall. They expect their next meeting to be held in September.

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4. **MSA/ IRDC COMMITTEE** WAYNE ONEY/JARED FLUHR  
None

5. **PLANNING/ZONING COMMITTEE** GERRY MEADE

Trustee Meade reported that the August 12<sup>th</sup> meeting will be held. The P&Z committee have projects that are starting to pile up since there has been no meeting since March. They are hoping to dive into the comprehensive plan.

6. **ORDINANCE, GRANTS & AUDITS** PATTY LINDLEY

Trustee Lindley reported that she has been working with Trustee Oney on a water department ordinance.

Trustee Lindley reported that she will be working with Officer Mendoza and Attorney Gorham on finalizing an ordinance to bring in front of the board. She is hoping that these will be ready for September.

7. **PERSONNEL** BRIAN BITLER  
a. Kevin Farrell – Contract Wage Increase

Trustee Bitler and Trustee Oney spoke with Kevin Farrell and agreed to a 2% per month wage increase, pro-rated to April 1<sup>st</sup>.

**Trustee Bitler motioned to increase Kevin Ferrell’s monthly wage by 2%, pro-rated back to April 1<sup>st</sup>, 2020, Seconded by Trustee Oney**

**Roll Call #4: Ayes: Trustee Bitler, Oney, Sloan, Mathis, Lindley, Meade  
Nays: None  
Absent: None  
Mayor Bruce Peterson declared motion passed**

## **B. PUBLIC WORKS** DON LOY/ERIC SIKKEMA

1. **PUBLIC WORKS (RECYCLING/REFUSE, BLDG. & GROUNDS/STREETS & STREET LIGHTS** DUSTIN SLOAN/BRIAN BITLER/BO MATHIS

Mayor Peterson reported that there is extensive damage to Village Hall due to a urinal overflowing and running.

Trustee Sloan asked if the urinal had any recent repairs, because he reported that it was sticking and continuously running a year ago.

Trustee Bitler reported that Werner construction needed a \$1,000.00 down payment to begin cleaning up Village Hall and that he authorized Kristie to pay them the down payment via Don Loy’s Village credit card.

Trustee Bitler also reported that East Moline Glass will be in this week to change out our original glass in the office with safety glass that have payment slots.

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**2. WATER/SEWER BRIAN BITLER**

None

**3. CEMETERY GERRY MEADE**

Trustee Meade reported that they are planning an August meeting to be scheduled.

**4. ADMINISTRATIVE**

- a. Minutes from 072020 Board Meeting (C/A Item A)

Trustee Bitler reported that he believes that Bo Mathis voted “no” to the docks in the meeting minutes and that he would like for the tape to be reviewed and corrections to be made if the minutes are wrong.

Clerk Engels said that she will review the tape and correct the minutes before they are issued public.

**V REVIEW ITEMS ON CONSENT AGENDA**

A	Approve	Minutes from the 072020 Board Meeting
B	Receive	Minutes from 070120 TIF Meeting
C	Receive	RICOSD Report for 0620

**VI MOTION TO APPROVE CONSENT AGENDA**

**Trustee Sloan made a motion to approve the Consent Agenda with the correction on the 072020 minutes to reflect Trustee Mathis voting no on the dock repair, seconded by Trustee Bitler All “Ayes”, no “Nays” - Mayor Peterson declared motion approved**

**VII CORRESPONDENCE**

- a. IDOT Letter  
b. Community Impact Activity

Clerk Engels reported about a letter received from IDOT. This letter said that the Village will receive an increase in the grant amount for the sidewalk project. The amount was increased by \$210,643. The total approved federal funds available to the Village for this project is now \$1,614,500.

Mayor Peterson reported that the Rotary Club completed a Community Impact Activity and adopted a flower bed a crossed from the community garden. They weeded the flower garden and cleaned it up.

**VIII OLD BUSINESS**

Trustee Sloan reported that Mitch Hausenour, the Eagle Scout, is still awaiting approval from his Troop on the Old Gazebo repairs. He is hoping to have the approval by the next Board meeting and to begin work.

**IX NEW BUSINESS**

- a. Mississippi River Cities & Towns Initiative Membership - \$1,000.00

Peterson reported that he would like to continue being a member of the Mississippi River Cities & Towns Initiative Group. Trustee Oney noted that the group provides resources and information for small towns along the Mississippi.

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**Trustee Oney motioned to pay \$1,000 for a membership fee to Mississippi River Cities & Towns Initiative Group, Seconded by Trustee Meade**

**Roll Call #5: Ayes: Trustee Oney, Meade, Bitler, Sloan, Mathis, Lindley  
Nays: None  
Absent: None  
Mayor Bruce Peterson declared motion passed**

**X GALLERY – QUESTIONS, COMMENTS** (Comments must be limited to 5 minutes per person, 30 minutes per subject.)

**XI COMMENTS FROM THE MAYOR**  
Mayor Peterson reported that the Farmer’s Market is very successful the last 2 weeks.

**XII ADJOURN**

**Trustee Bitler made a motion to adjourn, seconded by Trustee Sloan  
All Ayes, No Nays – Mayor Peterson declared the meeting adjourned at 7:13pm**

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Approved (Date)

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Mayor – Bruce Peterson

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Village Clerk – Jamie Engels

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