

AGENDA
REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE VILLAGE OF MORTON, ILLINOIS
7:00 P.M.
MONDAY, AUGUST 1, 2022
FREEDOM HALL, 349 W. BIRCHWOOD, MORTON, ILLINOIS

- I. CALL TO ORDER**
- II. ROLL CALL**
- III. PLEDGE OF ALLEGIANCE TO THE FLAG**
- IV. PUBLIC HEARING**
- V. PRESENTATIONS AND SPECIAL REPORTS**
- VI. PUBLIC COMMENT**
 - A. Public Comments
 - B. Requests for Removal of Items from the Consent Agenda
- VII. CONSENT AGENDA**
 - A. Approval of Minutes
 - 1. Regular Meeting – July 18, 2022
 - B. Approval of Bills
- VIII. CONSIDERATION OF ITEMS REMOVED FROM THE CONSENT AGENDA**
- IX. VILLAGE PRESIDENT**
- X. VILLAGE CLERK**
- XI. VILLAGE ADMINISTRATOR**
- XII. CHIEF OF POLICE**
- XIII. CORPORATION COUNSEL**
- XIV. DIRECTOR OF FIRE AND EMERGENCY SERVICES**
- XV. DIRECTOR OF PUBLIC WORKS**
 - A. AN ORDINANCE MAKING AMENDMENTS TO SECTION 8-1-10 OF THE MORTON MUNICIPAL CODE REGARDING TRIMMING TREES AND SHRUBS OVERHANGING THE PUBLIC RIGHT-OF-WAY
- XVI. ZONING AND CODE ENFORCEMENT OFFICER**
- XVII. VILLAGE TRUSTEES**
 - A. Trustee Blunier
 - B. Trustee Hilliard
 - C. Trustee Leitch - AN ORDINANCE MAKING AMENDMENTS REGARDING CREDITS FOR ELECTING AUTO-PAY AND E-DELIVERY OF UTILITY BILLS TO SECTION 8-15-5 OF THE MORTON MUNICIPAL CODE.
 - D. Trustee Menold
 - E. Trustee Newman
 - F. Trustee Parrott
- XVIII. CLOSED SESSIONS**
- XIX. CONSIDERATION OF MATTERS ARISING FROM CLOSED SESSIONS**
- \XXIII. ADJOURNMENT**

**VILLAGE BOARD OF TRUSTEES
REGULAR MEETING
7:00 P.M., July 18, 2022**

After calling the meeting to order, President Kaufman led the Pledge of Allegiance. Clerk Evans called the roll and found the following Trustees present: Hilliard, Leitch, Menold, Newman, Parrott – 5.

PUBLIC HEARING – A public hearing was held regarding proposed Ordinance 23-02 – An Ordinance Making Appropriations for Corporate Purposes for the Fiscal Year Beginning May 1, 2022 and Ending April 30, 2023.

PRESENTATIONS – None.

PUBLIC COMMENT – None.

CONSENT AGENDA

- A. Approval of Minutes.
 - 1. Regular Meeting – July 5, 2022
- B. Approval of Bills

Trustee Parrott moved to approve the Consent Agenda. The motion was seconded by Trustee Menold and approved by the following roll call vote:

Yes: Hilliard, Leitch, Menold, Newman, Parrott – 5.
No: None – 0.
Absent: Blunier – 1.

VILLAGE PRESIDENT – President Kaufman presented an Ordinance amending Title 3, Chapter 8, Section 6 of the Morton Municipal Code RE: Number of Liquor Licenses. Trustee Newman moved to adopt the ordinance and it was seconded by Trustee Leitch. The Ordinance was adopted by the following roll call vote:

Yes: Hilliard, Leitch, Menold, Newman, Parrott – 5.
No: None – 0.
Absent: Blunier – 1.

VILLAGE CLERK – None.

VILLAGE ADMINISTRATOR – Administrator Smick presented Ordinance 23-02 – An Ordinance Making Appropriations for Corporate Purposes for the Fiscal Year Beginning May 1, 2022 and Ending April 30, 2023. Trustee Parrott moved to approve the Ordinance and it was seconded by Trustee Newman before adoption by the following roll call vote:

Yes: Hilliard, Leitch, Menold, Newman, Parrott – 5.
No: None – 0.
Absent: Blunier – 1.

Administrator Smick then presented a Resolution approving intergovernmental agreement between IT360, Inc. and the Village of Morton. Trustee Hilliard moved to approve the resolution and it was seconded by Trustee Leitch before adoption by the following roll call vote:

Yes: Hilliard, Leitch, Menold, Newman, Parrott – 5.
No: None – 0.
Absent: Blunier – 1.

Finally, Administrator Smick presented a Building Improvement Grant recommendation for consideration. Trustee Menold moved to approve the recommended grant amounts and the motion was seconded by Trustee Hilliard. The grants were approved by the following roll call vote:

Yes: Hilliard, Leitch, Menold, Newman, Parrott – 5.
No: None – 0.
Absent: Blunier – 1.

CHIEF OF POLICE – None.

CORPORATION COUNSEL – None.

DIRECTOR OF FIRE AND EMERGENCY SERVICES – None.

DIRECTOR OF PUBLIC WORKS – None.

ZONING AND CODE ENFORCEMENT OFFICER – None.

VILLAGE TRUSTEES

Trustee Blunier – None.

Trustee Hilliard -None.

Trustee Leitch -None.

Trustee Menold gave praise for the work done in bringing Precision Planting to Morton.

Trustee Newman – None.

Trustee Parrott – None.

CLOSED SESSION – The scheduled Closed Session was no longer needed and did not occur.

CONSIDERATION OF MATTERS ARISING FROM CLOSED SESSIONS – None.

ADJOURNMENT

With no further business to come before the Board, Trustee Menold moved to adjourn. The motion was seconded by Trustee Leitch and followed by a unanimous voice vote of all present board members.

ATTEST:

PRESIDENT

VILLAGE CLERK

VILLAGE OF MORTON
ORDINANCE ~~23-03~~ 23-03

AN ORDINANCE MAKING AMENDMENTS TO SECTION 8-1-10 OF THE
MORTON MUNICIPAL CODE REGARDING TRIMMING TREES AND SHRUBS
OVERHANGING THE PUBLIC RIGHT-OF-WAY

NOW THEREFORE, be it ordained by the President and Board of Trustees of the Village of Morton, in the State of Illinois, as follows:

SECTION 1: AMENDMENT "8-1-10: Trees; Shrubbery" of the Morton Municipal Code is hereby *amended* as follows:

AMENDMENT

8-1-10: Trees; Shrubbery

- A. No person, firm, corporation, or other legal entity, other than the Village, shall plant any tree or bush in any right-of-way, street, or other public place in the Village, including those portions of streets and roadways not used for traffic purposes and lying between the adjacent property line and the curb line.
- B. Any tree or shrub which overhangs any right-of-way, street, sidewalk, or other public place in the Village in such a way as to impede or interfere with pedestrians or traffic, or which obstructs visibility of traffic or traffic signs or signals, or obstructs street lights shall be trimmed by the owner of the abutting premises on which such tree or shrub grows, so that the obstruction shall cease. The DPW may trim any such tree or shrub to the right-of-way line in his discretion. ~~if it extends to less than sixteen feet (16') above the pavement or driving surface, or obstructs visibility of traffic or traffic signs or signals, or is less than seven feet (7') above the sidewalk, and is less than or equal to two inches (2") in diameter at the right-of-way line. Otherwise the owner of the premises on which such tree or shrub grows shall be notified and given fourteen (14) days to eliminate the obstruction. If not eliminated within said fourteen (14) days, the DPW may trim or remove any such tree or shrub to the right-of-way line so that the obstruction, danger, or interference to pedestrians, traffic passage, or visibility is eliminated. (amd. Ord. 00-19, 8-7-00; amd. Ord. 05-11, 8-15-05)~~
- C. Any tree or limb of a tree which appears likely to fall on or across any public way shall be removed by the owner of the premises on which such tree grows.
- D. It shall be unlawful to attach any sign or advertising notice, or any wire or rope, to any tree or shrub in any public street, parkway, or other public place, without the permission of the Board of Trustees. Any person or entity who maintains poles and wires in any street, alley, or other public place shall, in the absence of provision in the franchise concerning the subject, keep such wires and poles free from and away from any trees or shrubs in such places so far as may be possible, and shall keep all such

trees or shrubs near such wires and poles properly trimmed, subject to the supervision of the DPW, so that no injury will be done either to the poles and wires or to the trees or shrubs by their contact. (Ord. 96-22, 10-7-96; amd. Ord. 98-47, 4-5-99)

- E. In the event the DPW or his designee or assignee trims any tree or shrub in accordance with the provisions of this Section, the costs thereof shall be recoverable from the owner and the Village may place a lien on the land until payment is made. Within sixty (60) days after the cost and expense is incurred, the Village or the party performing the service by authority of the Village, in his or its name, may file a Notice of Lien in the Office of the Recorder of Deeds in Tazewell County, Illinois. Notice of the person to whom was sent the tax bill for the general taxes on the property for the preceding year shall be sent by certified mail or personally served on the person. The Notice shall consist of a sworn statement setting out (a) a description of the real estate sufficient for identification thereof; (b) the amount of money representing a cost and expense incurred or payable for the service; and (c) the date or dates when such cost and expense was incurred by the Village.
- F. Upon payment of the cost and expense by the owner, or of persons interested in such property, after a Notice of Lien has been filed, the Lien shall be released by the Village or person whose name the Lien has been filed and the release may be filed of record in the office of the Recorder of Deeds, Tazewell County, Illinois; provided, however, no Lien shall be released until the total cost and expense including the actual cost, filing fees and other costs of administration and interest are satisfied by payment in full.
- G. In addition to the abatement and lien procedures provided for in this Chapter, any person violating any of the provisions of this Section shall be subject to a minimum fine of \$100.00. The maximum fine is \$750.00. Each and every day a violation occurs shall be deemed a separate offense. (Ord. 17-15, 8-7-17)

SECTION 2: **REPEALER CLAUSE** All ordinances or resolutions or parts thereof, which are in conflict herewith, are hereby repealed.

SECTION 3: **SEVERABILITY CLAUSE** Should any part or provision of this Ordinance be declared by the courts to be unconstitutional or invalid, such decision shall not affect the validity of the Ordinances a whole or any part thereof other than the part so declared to be unconstitutional or invalid.

SECTION 4: **EFFECTIVE DATE** This Ordinance shall be in full force and effect from and after the required approval and publication according to law.

PASSED AND ADOPTED BY THE VILLAGE OF MORTON PRESIDENT AND BOARD OF TRUSTEES _____.

	AYE	NAY	ABSENT	ABSTAIN
Trustee Blunier	_____	_____	_____	_____
Trustee Hilliard	_____	_____	_____	_____
Trustee Leitch	_____	_____	_____	_____
Trustee Menold	_____	_____	_____	_____
Trustee Parrott	_____	_____	_____	_____
Trustee Newman	_____	_____	_____	_____

Presiding Officer

Attest

Jeffrey L. Kaufman, Village President,
Village of Morton

Zo M. Evans, Village Clerk Village of
Morton

VILLAGE OF MORTON
ORDINANCE ~~23-04~~ 23-04

AN ORDINANCE MAKING AMENDMENTS REGARDING CREDITS FOR
ELECTING AUTO-PAY AND E-DELIVERY OF UTILITY BILLS TO SECTION 8-
15-5 OF THE MORTON MUNICIPAL CODE

NOW THEREFORE, be it ordained by the President and Board of Trustees of the Village of Morton, in the State of Illinois, as follows:

SECTION 1: AMENDMENT "8-15-5: Credits And Rebates" of the Morton Municipal Code is hereby *amended* as follows:

AMENDMENT

8-15-5: Credits And Rebates

A. Whenever the Village or a customer discovers that there has been an error in billing and an overpayment has been made by the customer, the Village shall credit the amount overpaid by the customer against the next following utility bill. The Village shall issue a cash rebate only if the utility service has been discontinued at the time of the discovery of such error. No credit or rebate shall be issued by the Village for errors occurring over six (6) months prior to the date of the discovery of such error.

B. The Village of Morton may from time to time offer customers the ability to receive their utility bill electronically and to enroll their utility account in an auto-pay program. Any customer which has elected to receive their utility bill electronically and has enrolled in auto-pay shall receive a monthly credit of \$0.50 against their natural gas utility charges and a monthly credit of \$0.50 against their water utility charges.

SECTION 2: REPEALER CLAUSE All ordinances or resolutions or parts thereof, which are in conflict herewith, are hereby repealed.

SECTION 3: SEVERABILITY CLAUSE Should any part or provision of this Ordinance be declared by the courts to be unconstitutional or invalid, such decision shall not affect the validity of the Ordinances a whole or any part thereof other than the part so declared to be unconstitutional or invalid.

SECTION 4: EFFECTIVE DATE This Ordinance shall be in full force and effect from and after the required approval and publication according to law.

PASSED AND ADOPTED BY THE VILLAGE OF MORTON PRESIDENT AND BOARD OF TRUSTEES _____.

	AYE	NAY	ABSENT	ABSTAIN
Trustee Blunier	_____	_____	_____	_____
Trustee Hilliard	_____	_____	_____	_____
Trustee Leitch	_____	_____	_____	_____
Trustee Menold	_____	_____	_____	_____
Trustee Parrott	_____	_____	_____	_____
Trustee Newman	_____	_____	_____	_____

Presiding Officer

Attest

Jeffrey L. Kaufman, Village President,
Village of Morton

Zo M. Evans, Village Clerk Village of
Morton