

**AGENDA**  
**REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE VILLAGE OF MORTON, ILLINOIS**  
**7:00 P.M.**  
**MONDAY, MAY 1, 2023**  
**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 – April 17, 2023
  - B. Approval of Bills
- VIII. CONSIDERATION OF ITEMS REMOVED FROM THE CONSENT AGENDA**
- IX. VILLAGE PRESIDENT**
  - A. Proclamation: Morton Civic Chorus and the Central Illinois Memorial Kidney Fund
- X. VILLAGE CLERK**
- XI. VILLAGE ADMINISTRATOR**
  - A. Approval of Recommended Building Improvement Grants
- XII. CHIEF OF POLICE**
- XIII. CORPORATION COUNSEL**
  - A. ORDINANCE 24-01: AN ORDINANCE SETTING A PUBLIC HEARING ON A PROPOSAL TO EXCHANGE 88 ACRES MORE OR LESS OF FARMLAND OFF BROADWAY ROAD, MORTON ILLINOIS FOR 18.737 ACRES AND .757 ACRES OFF OF DETROIT AVE., MORTON IL
- XIV. DIRECTOR OF FIRE AND EMERGENCY SERVICES**
- XV. DIRECTOR OF PUBLIC WORKS**
  - A. Acceptance of Bid for the East Jackson Street Sewer Separation Project in the Amount of \$ 695,068.72 and Award of Contract for Same to Otto Baum Co., Inc.
  - B. ORDINANCE 24-02: AN ORDINANCE MAKING AMENDMENTS TO SECTION 8-4-16 REGARDING WATER LEAKAGE FORGIVENESS
  - C. ORDINANCE 24-03: AN ORDINANCE MAKING AMENDMENT TO CHAPTER 1 OF TITLE 4 OF THE MORTON MUNICIPAL CODE REGARDING BUILDING PERMITS FOR FOUNDATION REPAIR
  - D. ORDINANCE 24-04: AN ORDINANCE MAKING AMENDMENTS TO CHAPTER 4 OF TITLE 8 OF THE MORTON MUNICIPAL CODE REGARDING WATER METER REGULATIONS
  - E. ORDINANCE 24-05: AN ORDINANCE MAKING AMENDMENTS TO SECTION 8-4-14 OF THE MORTON MUNICIPAL CODE REGARDING FIRE SPRINKLER SYSTEMS
- XVI. ZONING AND CODE ENFORCEMENT OFFICER**
- XVII. VILLAGE TRUSTEES**
  - A. Trustee Blunier
  - B. Trustee Hilliard
  - C. Trustee Leitch
  - D. Trustee Menold
  - E. Trustee Newman
  - F. Trustee Parrott
- XVIII. CLOSED SESSIONS**

- XIX. CONSIDERATION OF MATTERS ARISING FROM CLOSED SESSIONS**
- XX. ADJOURNMENT SINE DIE**
- XXI. SWEARING IN OF NEWLY ELECTED OFFICIALS**
- XXII. ADJOURNMENT**

**VILLAGE BOARD OF TRUSTEES  
REGULAR MEETING  
7:00 P.M., April 17, 2023**

After calling the meeting to order, the Pledge of Allegiance was recited and Clerk Evans called the roll, finding the following members present: Blunier, Hilliard, Leitch, Menold, Parrott – 5.

**PUBLIC HEARING** – None.

**PRESENTATIONS** – None.

**PUBLIC COMMENT** – None.

**CONSENT AGENDA**

- A. Approval of Minutes.
  - 1. Regular Meeting – April 3, 2023
  - 2. Closed Session – April 3, 2023
- B. Approval of Bills

Trustee Hilliard moved to approve the Consent Agenda with the correction of 2024 Budget ending on April 30, 2024 instead of April 30, 2023 as listed on the initial minutes. Motion was seconded by Trustee Leitch and approved with the following roll call vote:

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

**VILLAGE PRESIDENT** – President Kaufman requested to appoint Grant Barton to the Planning Commission for a term that will expire on 4/30/2024. Trustee Parrott moved to approve and it was seconded by Trustee Hilliard before approval by the following roll call vote:

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

President Kaufman then requested to approve the July 3rd fireworks shared cost expenditure of \$12,500.00. Trustee Menold moved to approve and it was seconded by Trustee Parrott before approval by the following roll call vote:

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

**VILLAGE CLERK** – None.

**VILLAGE ADMINISTRATOR** – None.

**CHIEF OF POLICE** – None.

**CORPORATION COUNSEL** – None.

**DIRECTOR OF FIRE AND EMERGENCY SERVICES** – None.

**DIRECTOR OF PUBLIC WORKS** – DPW Loudermilk requested to waive formal bidding and accept a proposal from Bob Grimm Chevrolet for a new 2023 Chevrolet Silverado 1500 double cab 4WD truck for the Street Department in the amount of \$39,937.00 and sell Gas Department truck #41 in quarter 4 when the new truck is expected to arrive. Trustee Blunier moved to approve and it was seconded by Trustee Parrott before approval by the following roll call vote:

Yes: Blunier, Hilliard, Leitch, Menold, Parrott – 5.

No: None – 0.

Absent: Newman – 1.

Abstain: None – 0.

**ZONING AND CODE ENFORCEMENT OFFICER** – None.

**VILLAGE TRUSTEES**

Trustee Blunier – None.

Trustee Hilliard – None.

Trustee Leitch – None.

Trustee Menold – None.

Trustee Newman – None.

Trustee Parrott – None.

**CLOSED SESSIONS** – None.

**CONSIDERATION OF MATTERS ARISING FROM CLOSED SESSIONS** – None.

**ADJOURNMENT**

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

ATTEST:

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PRESIDENT

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VILLAGE CLERK

**PROCLAMATION**

**MORTON CIVIC CHORUS AND THE CENTRAL ILLINOIS  
MEMORIAL KIDNEY FUND**

WHEREAS, the Central Illinois Memorial Kidney Fund (CIMKF) was formed in 1976 by Dr. Robert Pflederer, a Morton resident and Peoria's first nephrologist, Dr. R. Kent Bryant, and Meredith Carroll; and

WHEREAS, the Central Illinois Memorial Kidney Fund serves chronic kidney disease patients receiving dialysis in the Central Illinois area by providing assistance to cover the costs of transportation, groceries, medication, and other emergency living expenses not covered by healthcare, Medicare, or Medicaid; and

WHEREAS, the Morton Civic Chorus is the largest fundraiser for the Central Illinois Memorial Kidney Fund having raised a cumulative \$1.6 million for dialysis patients; and

WHEREAS, the Morton Civic Chorus will perform their production of "Encore" at the Bertha Frank Performing Arts Center May 25<sup>th</sup> – May 28<sup>th</sup> as a part of their fundraising efforts.

NOW, THEREFORE, AS PRESIDENT OF THE BOARD OF TRUSTEES OF THE VILLAGE OF MORTON, ILLINOIS, in recognition of 47 years of fundraising by the Morton Civic Chorus on behalf of the Central Illinois Memorial Kidney Fund, I do hereby proclaim the month of March National Kidney Month and urge all residents to join in an effort to improve awareness of chronic kidney disease.

IN WITNESS THEREOF, I have hereunto set my hand and caused the seal of the Village of Morton to be affixed.

DATED this 1<sup>st</sup> day of May, 2023.

\_\_\_\_\_  
Jeffrey L. Kaufman  
President of the Board of Trustees

ATTEST:

\_\_\_\_\_  
Village Clerk



# Memo

**To:** President and Board of Trustees  
**From:** Business District Commission  
**Date:** April 26, 2023  
**Re:** Building Improvement Grant Recommendation

Below is the recommendation for Building Improvement Grants from the Business District Commission. The Commission reviewed and approved the following:

Applicant	Property Address	Total Project Cost	Amount Approved by BDC	Summary of Work
Sam Parrott	201 S. Main	\$22,915	\$10,000	Replace windows & doors
Sam Parrott	207 S. Main	\$20,115	\$10,000	Replace windows & doors

The Commission is asking for your approval of this recommendation.

If you have any questions, please reach out to Julie Smick.

Thank you!

**ORDINANCE NO. 24 - 01**

**AN ORDINANCE SETTING A PUBLIC HEARING ON A PROPOSAL TO EXCHANGE  
88 ACRES MORE OR LESS OF FARMLAND OFF BROADWAY ROAD, MORTON  
ILLINOIS FOR 18.737 ACRES AND .757 ACRES OFF OF DETROIT AVE., MORTON  
IL**

**WHEREAS**, the Board of Trustees has received and considered a proposal to exchange real estate; and

**WHEREAS**, 65 ILCS 5/11-76.2-2 requires a  $\frac{3}{4}$  vote to authorize the proposed exchange only after a public hearing on the proposal; and

**WHEREAS**, 65 ILCS 5/11-76.2-1 requires a  $\frac{3}{4}$  vote to set a public hearing on the proposed real estate exchange; and

**WHEREAS**, 65 ILCS 5/11-76.2-2.3 requires that notice of the public hearing be published in a newspaper of general circulation within the Village of Morton not less than 15 days nor more than 30 days prior to the date of the hearing, or in a newspaper within Tazewell County if there is no newspaper of general circulation within the Village of Morton.

**NOW, THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF MORTON**, Tazewell County, Illinois, as follows:

**SECTION 1:** There shall be a public hearing on May 15, 2023, at 7:00 p.m. at Freedom Hall during the regular meeting of the Board of Trustees regarding the proposed exchange of real estate, the terms of which exchange are more particularly set forth in certain agreements available for inspection upon request at Village Hall.

**SECTION 2:** The publication of notice of the public hearing, heretofore made by the Village Attorney is hereby authorized and ratified, such notice of the public hearing having been published in a newspaper of general circulation in the Village of Morton as provided by 65 ILCS 5/11-76.2-3.



**SECTION 3:** This ordinance shall be in full force and effect upon its passage, approval, and publication as may be required by law.

**SECTION 4:** If any section or part of this Ordinance is held invalid, it shall not affect the validity of the remainder of this Ordinance.

**PASSED AND APPROVED** at a regular meeting of the President and Board of Trustees of the Village of Morton this \_\_\_\_\_ day of \_\_\_\_\_ 2023; and upon roll call the vote was as follows:

**AYES:**

**NAYS:**

**ABSENT:**

**ABSTAINING:**

**APPROVED** this \_\_\_\_\_ day of \_\_\_\_\_, 2023.

\_\_\_\_\_  
**President**

**ATTEST:**

\_\_\_\_\_  
**Village Clerk**



April 25, 2023

Craig Loudermilk  
Director of Public Works  
Village of Morton  
120 North Main Street  
Morton, IL 61550

Dear Mr. Loudermilk:

RE: Jackson Street Sewer Separation Project  
Bids Evaluation and Letter of Recommendation  
CMT Project No. 22004270-00

The project was advertised in the Peoria Journal Star on April 10, 2023 and 7 contractors took out plans and specifications. Even with the wide publication of the project documents, only one bid was received for the project. We reached out to a couple of contractors who did not submit a bid and their workload prevented them from being competitive on the project. Thus, they decided not to submit on the project.

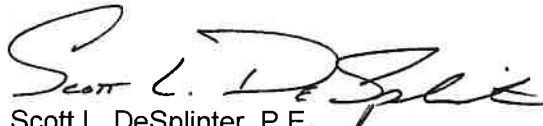
The one bid received for the above referenced project was opened on Tuesday, April 25, 2023, at 10:00 A.M. The bid was by Otto Baum Company of Morton, Illinois with a base bid amount of \$695,098.72. The bid was 22% higher than the Engineer's Opinion of Probable Construction Costs (\$567,750.00) at bid opening. After reviewing the bid, the majority of the difference between the bid and the engineer's estimate is in the storm sewer unit prices. We attribute this to the contractor's anticipated loss in production due to the utility conflicts throughout the project. With this in mind, it is our opinion that the Village received a reasonable bid for the project.

Otto Baum has successfully completed numerous projects for the Village and has submitted the necessary documentation required by the Contract Documents. Therefore, it is our recommendation that the Village of Morton award the contract for the construction of the Jackson Street Sewer Separation Project to Otto Baum in the amount of \$695,068.72.

We appreciate the opportunity to continue to assist you with this project. If you have any questions about the information above, please feel free to contact me.

Sincerely,

**CRAWFORD, MURPHY & TILLY, INC.**

  
Scott L. DeSplinter, P.E.  
Project Manager

Enclosures

4/25/2023

**BID TABULATION**  
**PROJECT: Village of Morton**  
**JACKSON STREET SEWER SEPARATION PROJECT**

**DATE, TIME AND PLACE:**  
 Bids Received on or before April 25, 2023 at 10:00 am by the Village of Morton, Morton Village Hall, 120 N Main Street, Morton, Illinois 61550

ITEM NO.	DESCRIPTION	ESTIMATED QUANTITY	UNIT	ENGINEER'S ESTIMATE		OTTO BAUM COMPANY INC.	
				UNIT PRICE	TOTAL	UNIT PRICE	TOTAL
1	Project Staging and Traffic Control	1	LS	\$30,000.00	\$30,000.00	\$33,503.85	\$33,503.85
2	15" RCP Storm Sewer, Class A Type 1	562	L.F.	\$120.00	\$67,440.00	\$185.98	\$104,520.76
3	12" RCP Storm Sewer, Class A Type 1	75	L.F.	\$100.00	\$7,500.00	\$217.61	\$16,320.75
4	16" WMQ Storm Sewer	73	L.F.	\$150.00	\$10,950.00	\$281.85	\$20,575.05
5	6" PVC Storm Sewer	5	L.F.	\$80.00	\$400.00	\$245.14	\$1,225.70
6	Inlet Type G-1	6	EACH	\$5,000.00	\$30,000.00	\$7,593.97	\$45,563.82
7	Trench Backfill (Storm)	362	CY	\$75.00	\$27,150.00	\$134.08	\$48,536.96
8	Abandon and Fill Existing Storm Sewer	115	L.F.	\$50.00	\$5,750.00	\$67.03	\$7,708.45
9	Remove and Fill Existing Inlets	4	EACH	\$600.00	\$2,400.00	\$2,695.89	\$10,783.56
10	Curb and Gutter Removal and Replacement	782	L.F.	\$50.00	\$39,100.00	\$120.12	\$93,933.84
11	Concrete Sidewalk Removal	3,035	SQ FT	\$15.00	\$45,525.00	\$1.84	\$5,584.40
12	Concrete Sidewalk Replacement	3,142	SQ FT	\$30.00	\$94,260.00	\$11.83	\$37,169.86
13	Concrete Driveway Removal and Replacement	107	SQ YD	\$250.00	\$26,750.00	\$159.47	\$17,063.29
14	Bituminous Pavement Removal and Replacement	381	SQ YD	\$225.00	\$85,725.00	\$355.08	\$135,285.48
15	Concrete Pavement Removal and Replacement	339	SQ YD	\$200.00	\$67,800.00	\$146.80	\$49,765.20
16	Sanitary Manhole Rehabilitation	2	EACH	\$6,000.00	\$12,000.00	\$20,865.09	\$41,730.18
17	Connection to Existing Manhole	1	EACH	\$2,500.00	\$2,500.00	\$5,540.59	\$5,540.59
18	Connection to Existing Storm Sewer	1	EACH	\$2,500.00	\$2,500.00	\$2,110.61	\$2,110.61
19	Mobilization	1	LS	\$10,000.00	\$10,000.00	\$18,146.37	\$18,146.37
<b>TOTAL AMOUNT OF BID</b>					<b>\$567,750.00</b>		<b>\$695,068.72</b>

I, SCOTT L. DESPLINTER, CERTIFY THIS BID TABULATION TO BE A TRUE AND ACCURATE SUMMARY OF THE BIDS RECEIVED FOR THIS PROJECT.

*Scott L. Desplinter*  
 SCOTT L. DESPLINTER, P.E.  
 PROJECT ENGINEER

4/25/2023

**VILLAGE OF MORTON  
ORDINANCE 24-02**

**AN ORDINANCE MAKING AMENDMENTS TO SECTION 8-4-16 REGARDING  
WATER LEAKAGE FORGIVENESS**

**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** “8-4-16: Water Leakage” of the Morton Municipal Code is hereby *amended* as follows:

A M E N D M E N T

8-4-16: Water Leakage

- A. Effective November 1, 2008, the Village shall adopt a policy of forgiveness for internal water leaks (see definition below) at a water service location with the following rules:
1. Internal water leaks shall consist of plumbing failures within the heated interior portion of a structure. This would not include outdoor plumbing, such as exterior faucets, irrigation systems, pools, or any other plumbing outside the structure, or plumbing contained in an area of the structure which is not heated. Use of water by a water powered back-up sump pump shall not be considered a plumbing failure, and therefore shall not be eligible for forgiveness.
  2. The forgiveness shall be applied only to a claimant once in a five (5) year period, commencing with the first forgiveness. The five year period shall apply to all properties owned by the claimant, whether personal residence, business property, or rental property.
  3. Forgiveness will be considered only if the usage billed is greater than two (2) times the average monthly usage over the previous 12 months.
  4. The owner of the service account (bill to individual) must request the forgiveness by completing the “Water Forgiveness Request Form” and submitting it to the Morton Village Office, 120 N. Main Street, Morton, Illinois, 61550. The form must be completed and returned within 30 days of billing date for the bill for which forgiveness is sought.
  5. The request must be based upon an internal plumbing failure within the service locations water system, the nature of which is to be specified when requesting the forgiveness. Documentation will be required in the form of detailed receipts from certified plumbers; or in the event those repairs were made by the individual, receipts for any plumbing hardware or supplies purchased to make the repair. Photographs of the leak prior to and following

repair may be requested.

6. Water system failures must be repaired in a timely fashion, not to exceed ten (10) days from discovery and prior to submission of the Water Forgiveness Request Form.
7. Forgiveness will be for the water usage in excess of two (2) times the previous 12 months average usage in cubic feet, as calculated by the Village staff. The Village will calculate the forgiveness amount on the usage of the bill in question along with the bill for the period following the bill in question, in order to consider the excess usage for the subsequent billing period prior to repairs being made. The forgiveness amount will include both the water and sewer charges for the total calculated excess usage.
8. Bill adjustments will not exceed \$500.
9. Forgiveness is allowed only for plumbing system failures and is applied equally to water and sewer charges. There shall be no forgiveness for only water or only sewer when the excess usage is the result of any other cause.

(Ord. 08-20, 10-6-08; amd. Ord. 19-09, 8-6-18)

- B. In the event there exists a water leak on the owner's piping between the water meter and the curb stop, it shall be the responsibility of the owner of the property on which said leak is located to repair said leak within ten (10) days after receiving written notice from the Village by first class mail, advising the property owner of the leak. If said leak is not repaired within the ten (10) day period, the Village shall discontinue water service to the property without further notice. The Village may estimate the amount of water lost and bill the property owner for same. The property owner may request forgiveness (8-4-16, Section A) in lieu of payment for the water lost. (Ord. 96-6, 6-17-96; amd. Ord. 08-20, 10-6-08)

**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 ten days after the required approval and publication according to law.

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

	<b>AYE</b>	<b>NAY</b>	<b>ABSENT</b>	<b>ABSTAIN</b>
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 24-03**

**AN ORDINANCE MAKING AMENDMENT TO CHAPTER 1 OF TITLE 4 OF THE  
MORTON MUNICIPAL CODE REGARDING BUILDING PERMITS FOR  
FOUNDATION REPAIR**

**WHEREAS**, the Director of Public Works has recommend that the Village of Morton require building permits be issued prior to the commencement of foundation repair within the Village of Morton due to the potential of damage to natural gas service which is inherent when foundation repair work is performed.

**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** “4-1-2: Permits” of the Morton Municipal Code is hereby *amended* as follows:

AMENDMENT

4-1-2: Permits

It shall be unlawful to establish any use of a structure or land, including drives, walks, parking/loading areas, or any surfaced area, either by itself or in addition to another use; or to erect a new building or structure, or any part thereof; or to rebuild, structurally alter, add to, or relocate any building or structure, or any part thereof; or to establish a special use, without obtaining a permit from the Zoning Enforcing Officer in accordance with the following regulations.

Internal rearrangement of a building does not require a permit, unless the rearrangement does not conform with the district regulations. The repair of any portion of the foundation of a building requires a permit.

- A. Building Permits: Applications for building permits shall be filed in written form with the Zoning Office of the Village and shall contain such information as required by the Zoning Enforcing Officer.
- B. Certificate Of Occupancy:
  - 1. No land shall be occupied or used and no building hereafter erected, altered, or extended shall be used or changed in use until a certificate of occupancy shall have been issued by unanimous action of the Zoning Enforcing Officer, Director of Public Works and Flood Plain Administrator.
  - 2. All certificates of occupancy shall be applied for coincident with the application for a building permit, and said certificate shall be issued within three (3) days after the construction or alteration shall have been approved.

3. The Zoning Enforcing Officer shall maintain a record of all certificates.
4. If a building is occupied before a certificate of occupancy is issued, the owner of the building shall be subject to a minimum fine of two hundred fifty dollars (\$250.00) up to a maximum fine of seven hundred fifty dollars (\$750.00) for each and every day the building is occupied without a certificate of occupancy.

For residential properties, occupancy shall mean that any person is occupying the premises as his or her usual place of abode or that the premises is habitable and fit for occupancy.

For commercial properties, occupancy shall mean that any person is conducting any type of business activity on the premises at any time, or is suitable for the conducting of business.

In addition to any other penalties that might apply, utility service to the premises may be terminated upon notice by the Village. Notice may be mailed by first class mail, postage prepaid, to the owner as shown on the building permit, and shall be deemed effective at 5:00 p.m. of the second day after mailing. As an alternative, the Village may use personal delivery of the notice, and it shall be deemed effective upon delivery.

The utility service may be terminated on or after the effective day of the notice. (Ord. 06-35, 12-4-06)

5. A temporary certificate of occupancy shall not be issued unless the applicant demonstrates by clear and convincing evidence (a) construction is substantially completed; (b) the structure is safe for occupancy; and (c) by no fault of the builder or the applicant, despite reasonable and diligent efforts, it is impossible to achieve final completion of construction. The award of a temporary certificate of occupancy shall be at the sole and exclusive discretion of the Zoning Enforcement Officer, Director of Public Works, and Flood Plain Administrator. The unanimous approval of the Zoning Enforcement Officer, Director of Public Works, and Flood Plain Administrator shall be required for a temporary certificate of occupancy to issue. At the time the temporary certificate of occupancy is issued, the Zoning Enforcement Officer shall issue to the applicant a list of conditions that must be satisfied for a certificate of occupancy to issue upon the expiration of the temporary certificate of occupancy. Reasonable conditions may be imposed upon the issuance or effectiveness of the temporary certificate of occupancy. If any condition of the temporary certificate of occupancy is violated prior to the expiration of the temporary certificate of occupancy, the Zoning Enforcement Officer may revoke the temporary certificate of occupancy.

In order to obtain a temporary Certificate of Occupancy, the owner or builder



must make a deposit in the Zoning Office. The required deposit is five thousand dollars (\$5,000.00) for residential (R-1 and R-2) and ten thousand dollars (\$10,000.00) for a multi-family (R-3 and R-4) project, or for a commercial or industrial project. If the required conditions are not satisfied by the expiration of the temporary certificate of occupancy, the deposit will be forfeited, and a notice of violation will be issued for a violation of the provisions of paragraph 4 of this section. (Ord. 06-35, 12-4-06; amd. Ord. 08-34, 3-16-09; amd. Ord. 19-08, 8-6-18)

- C. Bona Fide Agricultural Uses: A building permit shall be obtained prior to the construction, alteration, or moving of buildings or structures. (Ord. 90-37, 4-15-91; amd. Ord. 06-35, 12-4-06; amd. Ord. 06-37, 1-2-07)

**SECTION 2:** AMENDMENT “4-1-3: Fees” of the Morton Municipal Code is hereby *amended* as follows:

AMENDMENT

4-1-3: Fees

- A. Building permit fees shall be imposed as follows:

- 1. Flat fees for certain permits shall be as follows for the following projects:

<b>Project</b>	<b>Permit Fee</b>
Deck	\$50
Fence	\$50
Patio	\$50
Pergola	\$50
Sign	\$50
Ground Mount Solar Panel	\$150
Roof Mount Solar Panel	\$150
Storage Building	\$50
Above Ground Swimming Pool	\$50
In-Ground Swimming Pool	\$200
<u>Foundation Repair</u>	<u>\$150</u>

- 2. All other fees for building permits shall be based upon the following schedule:

<b>Cost of Project</b>	<b>Permit Fee</b>
Up to \$1,000.00	\$15.00
\$1,000.01 to \$5,000.00	\$30.00
\$5,000.01 to \$50,000.00	\$30.00 plus \$3.50 per \$1,000.00 over \$5,000.00
\$50,000.01 to \$100,000.00	\$187.50 plus \$2.50 per \$1,000.00 over \$50,000.00
\$100,000.01 to \$500,000.00	\$312.50 plus \$2.00 per \$1,000.00 over \$100,000.00
Over \$500,000.01	\$1,112.50 plus \$1.50 per \$1,000.00 over \$500,000.00
Zoning Permit	\$20.00

- B. If a person commences construction before obtaining a building permit, then such person shall pay, in addition to the building permit fee set forth above, the greater of twenty five dollars (\$25.00) or the amount of the fee as set forth above. Said additional fee plus the original fee shall be due within one day of notification by the Zoning Office of the Village.

For purposes of this Section, construction shall include excavation, site work, or any other work wherein a building permit is required by this Code. The provisions of this Section shall be in addition to the penalties set forth in Section 4-8-1 of this Title.

It shall not be a defense to the provisions of this Chapter that a person was unaware of the necessity of obtaining a permit or that a person had delegated such responsibility to a contractor.

In addition to the additional permit fee, any person commencing construction before obtaining a building permit shall be subject to a minimum fine of two hundred fifty dollars (\$250.00) up to a maximum fine of seven hundred fifty dollars (\$750.00) for each and every day that construction occurs without a building permit.

In addition to any other penalties that might apply, utility service to the premises may be terminated upon notice by the Village. Notice may be mailed by first class mail, postage prepaid, to the owner as shown on the building permit, and shall be deemed effective at 5:00 p.m. of the second day after mailing. As an alternative, the Village may use personal delivery of the notice, and it shall be deemed effective upon delivery.

The utility service may be terminated on or after the effective day of the notice. (Ord. 90-37, 4-15-91; amd. Ord. 06-35, 12-4-06)

- C. In addition to the fees listed in Section A, applicants for certain permits issued for the construction of a building, as required under Section 4-1-2, shall pay an additional fee,

as part of the building permit fee, for the purpose of fire and life safety evaluation and code enforcement.

Said fee shall be as follows:

1. Two hundred fifty dollars (\$250) for life safety and fire prevention code plan review, inspection and enforcement.
2. Two hundred seventy-five dollars (\$275) for sprinkler system/stand pipe plan review, inspection and code enforcement for systems with between one (1) and one hundred ninety-nine (199) sprinkler heads, or four hundred dollars (\$400) for systems with two hundred (200) or greater heads or systems that require a fire pump, when such a system is required by code or is otherwise to be installed.
3. Two hundred seventy-five dollars (\$275) for fire detection and alarm systems plan review, inspection and code enforcement, when such a system is required by code or is otherwise to be installed.
4. Three hundred dollars (\$300) for site plan review. (amd. Ord. 08-02, 5-5-08)

The following building types shall be exempt from the above provision:

1. One (1) and two (2) family dwellings, residential garages and storage buildings.
2. Accessory buildings as defined by Village ordinance.
3. School buildings.
4. Buildings that are regulated by State Law and are inspected by the Office of the State Fire Marshall, which may include, but is not limited to day care facilities.
5. Buildings used exclusively for agriculture or farm storage use.
6. Buildings that are not designed to be and are rarely occupied by people, as may be determined by the Director of Fire and Emergency Services. It should be made clear that the intent of this exemption is to exclude, but is not limited to, buildings such as those that are erected only for the purpose of housing or protecting mechanical, electrical, or pump equipment and the like, and are only occupied during maintenance of such equipment. (Ord. 04-07, 06-21-04)

- D. In addition to the above fees, plans that require more than two (2) reviews shall be billed at a reasonable hourly charge as may be established by, and paid directly to the party the Village has contracted with to perform such review. (Ord. 04-07, 06-21-04)
- E. In addition to the above fees, there shall be due and owing to the Village of Morton a building inspection fee for building code inspections conducted by the Village of Morton or its agent or authorized representative. The building inspection fee for single family residential construction shall be calculated at a rate of \$0.25 per finished square foot, excluding garage or basement area, with a minimum inspection fee of \$50.00. The building inspection fee for commercial, industrial or multi-family residential construction shall be calculated at a rate of \$2.00 per \$1,000.00 of construction costs for the first \$1,000,000.00 in construction costs and thereafter \$1.00 per \$1,000.00 of construction costs, with a minimum inspection fee of \$50.00. The applicant for a building permit shall be required to produce to the Village of Morton verification deemed satisfactory to the Village of Morton of the construction costs, such as a copy

of the bid documents or a copy of the general contractor's contract.

**SECTION 3: REPEALER CLAUSE** All ordinances or resolutions or parts thereof, which are in conflict herewith, are hereby repealed.

**SECTION 4: 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 5: EFFECTIVE DATE** This Ordinance shall be in full force and effect ten days after the required approval and publication according to law.

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

	<b>AYE</b>	<b>NAY</b>	<b>ABSENT</b>	<b>ABSTAIN</b>
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 24-04**

**AN ORDINANCE MAKING AMENDMENTS TO CHAPTER 4 OF TITLE 8 OF  
THE MORTON MUNICIPAL CODE REGARDING WATER METER  
REGULATIONS**

**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** “8-4-10: Meters” of the Morton Municipal Code is hereby *amended* as follows:

AMENDMENT

8-4-10: Meters

- A. All water supplied shall be metered to the consumer. As soon as the permanent building water piping is in place, an approved water meter purchased from the Village must be properly installed for each connection at such places that all water used will be registered, provided that immediately upon installation and approval, the title to said meter shall vest in and become the property of, and be under the control and supervision of the Village. No “jumpers” of any type are permitted at any time. The presence of a “jumper” in place of a meter is a violation of this Chapter, and shall be subject to the penalties provided in this Chapter. In addition, service to the subject property shall be terminated, and the owner shall be responsible for the cost of estimated water consumed. All water meters shall be kept in good working order and will be repaired by the Village at its expense, except for repairs due to neglect or abuse by the user (which includes allowing the meter to be damaged by freezing). All meters shall be connected to a radio transmitter. ~~an electric meter reading device (r-o-m). Wiring connecting the meter to the r-o-m shall be installed and maintained by the owner. The Village shall provide the wire. If the wiring fails for any reason, the owner shall repair it within thirty (30) days of notification, or shall be subject to discontinuation of service, as outlined in Sec. 8-4-21 of this Code. (amd. Ord. 04-44, 11-15-04)~~
- B. ~~Water bills are issued monthly, based on the reading on the r-o-m. The Village will, from time to time, compare the two readings. In the event there is any discrepancy between the r-o-m and the meter located on the inside of the premises, then the inside meter shall be considered accurate, except in cases of fraud or obvious malfunction. (Ord. 04-44, 11-15-04)~~The water meter and radio transmitters ~~r-o-m~~ shall be accessible to Village personnel at any reasonable time for reading, inspection, and maintenance. ~~Fences, decks, and other structures may not be located so as to hinder access to the water meter or r-o-m. A fence may not be installed fully enclosing the location of an r-~~

~~o-m, until the r-o-m has been relocated (at the owner's expense) outside of the proposed fenced area. Upon notification by the Village, any and all obstructions, including trees or bushes, must be removed by the consumer to allow adequate access to the meter. If the obstruction is not removed within five (5) days of notification, or if the meter is not moved outside the fenced area within thirty (30) days, the Village may terminate service, or in the case of trees or bushes, the Village may remove said obstruction. (amd. Ord. 06-11, 6-5-06)~~

- C. ~~New or relocated r-o-m's shall be positioned as close as practical to the gas meter and shall be a minimum of thirty two inches (32") above the ground. All locations must be approved by the Village. (Ord. 96-6, 6-17-96)~~

**SECTION 2:**        AMENDMENT "8-4-19: Tampering" of the Morton Municipal Code is hereby *amended* as follows:

#### AMENDMENT

##### 8-4-19: Tampering

It shall be unlawful for any person not authorized by the Village to tamper with, alter, operate, or injure any part of the Village waterworks or supply system, or any meter, radio transmitter device, ~~remote meter reading device valve~~, curb stop, or fire hydrant of said system. (Ord. 96-6, 6-17-96)

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

	<b>AYE</b>	<b>NAY</b>	<b>ABSENT</b>	<b>ABSTAIN</b>
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 24-05**

**AN ORDINANCE MAKING AMENDMENTS TO SECTION 8-4-14 OF THE  
MORTON MUNICIPAL CODE REGARDING FIRE SPRINKLER SYSTEMS**

**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** “8-4-14: Fire Sprinkler Systems” of the Morton Municipal Code is hereby *amended* as follows:

AMENDMENT

8-4-14: Fire Sprinkler Systems

- A. All existing and future fire sprinkler systems, directly or indirectly connected to the Village’s water system, must comply with the regulations of the Illinois EPA and the Illinois State Plumbing Code, with respect to backflow prevention.
- B. No hazardous chemicals (antifreeze, potassium permanganate, formaldehyde, etc.) are allowed in systems directly or indirectly connected to the Village water system.
- C. All future systems, only as applicable to Title 8, Chapter 4, must be approved by the DPW before issuing a building permit (for new construction) or before installing such a system only (for existing structures). (amd. Ord. 04-09, 6-21-04)
- D. All systems using a pump must have equipment that prevents the suction pressure from going below twenty (20) psi at the Village main. The owner of the premises must maintain said equipment, test it, and certify to its accuracy at least once per year. Said certification must be made in writing by a qualified party acceptable to the Director of Public Works. ~~be equipped with low-pressure cut-off switch set at twenty (20) psi at the Village main. The owner of the premises must maintain said cut-off switch, test it, and certify to its accuracy at least once a year. Said certification must be made, in writing, by a qualified party acceptable to the DPW. (Ord. 96-6, 6-17-96)~~



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

	<b>AYE</b>	<b>NAY</b>	<b>ABSENT</b>	<b>ABSTAIN</b>
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