

# COAL CITY VILLAGE BOARD MEETING

WEDNESDAY  
MAY 13, 2020  
7:00 P.M.

COAL CITY VILLAGE HALL  
515 S. BROADWAY, COAL CITY, ILLINOIS

Members of the public can participate in four ways:

1. Attend the meeting at the Village Hall, which will be open to the public for the Public Hearing with appropriate social distancing safeguards in place.
2. Leave a voicemail comment in advance of the meeting by calling 815-634-8608. The prerecorded comment will be played during the virtual meeting up to a maximum of 3-minutes. The deadline to submit this voice mail is 12:00 p.m. on Wednesday, May 13, 2020.
3. Send an email to [pnoffsinger@coalcity-il.gov](mailto:pnoffsinger@coalcity-il.gov). These emailed comments will be read by the Village Clerk up to the maximum of 3 minutes. The deadline to submit this is 12:00 p.m. on Wednesday, May 13, 2020.
4. Participation in the meeting remotely via *Zoom* video conference. Citizens must indicate they intend to participate in public comments by 12:00 p.m. on Wednesday, May 13, 2020. Citizens will receive a maximum of 3 minutes for public comment at the meeting.

# AGENDA

1. Call meeting to order
2. Pledge of Allegiance
3. Approval of Minutes
  - Public Hearing April 22, 2020
  - Board Meeting April 22, 2020
  - Board Meeting April 24, 2020
4. Approval of Warrant List
5. Public Comment
6. Ordinance 20-06
  - Adoption of Enforcement Action During  
Emergency Conditions
7. Resolution 20-14
  - Enacting Coal City Business Revolving  
Loan Program
8. Adoption of New Water & Sewer Operator Wage
9. Report of Mayor Halliday
10. Report of Trustees:
  - S. Beach
  - T. Bradley
  - D. Spesia
  - Waste Management Update
  - D. Greggain
  - R. Bradley
  - D. Togliatti
11. Report of Village Clerk
12. Report of Village Attorney

13. Report of Village Engineer

14. Report of Chief of Police

15. Report of Village Administrator

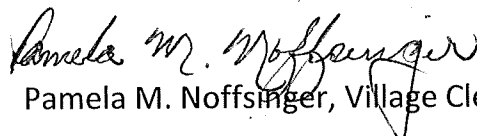
16. Adjourn

**COAL CITY VILLAGE BOARD MEETING  
PUBLIC HEARING  
APRIL 22, 2020**

At 7 p.m. on Wednesday, April 22, 2020, Mayor Terry Halliday called to order the Public Hearing of the Coal City Village Board in the boardroom of the Village Hall. In attendance physically were Mayor Terry Halliday, Trustee Dave Togliatti and Matt Fritz, Village Administrator. In attendance remotely were Trustees Ross Bradley, Dan Greggain, Dave Spesia, Tim Bradley and Sarah Beach. Also in attendance remotely were Police Chief Tom Best, attorney Mark Heinle, and Ryan Hansen from Chamlin Engineering.

Mr. Fritz presented the final draft of the FY2021 Proposed Budget. The fiscal year 2021 begins on May 1, 2020. The proposed budget has been reviewed by the Board and the Finance Committee following several budget hearings with the Village's department heads. Trustee Spesia had a questions regarding building projects, which was addressed and answered by Mr. Fritz.

T. Bradley moved to adjourn the Public Hearing regarding the Proposed FY21 Budget, second by Greggain. Roll call-Ayes; Togliatti, Bradley, Greggain, Spesia, Bradley and Beach. Nays; none. Motion carried and the Public Hearing was adjourned at 7:09 p.m.

  
Pamela M. Noffsinger, Village Clerk

**COAL CITY VILLAGE BOARD MEETING  
APRIL 22, 2020**

**STATE OF ILLINOIS  
COUNTIES OF GRUNDY AND WILL  
VILLAGE OF COAL CITY**

At 7:36 p.m. on Wednesday, April 22, 2020, Mayor Halliday called to order the meeting of the Coal City Board in the boardroom of the Village Hall. Roll call-Trustees Dave Togliatti, Ross Bradley (remotely), Dan Greggain (remotely), Dave Spesia, (remotely), Tim Bradley (remotely), and Sarah Beach (remotely). Also in attendance remotely were Ryan Hansen from Chamlin Engineering, attorney Mark Heinle, and Police Chief Tom Best. Matt Fritz, Village Administrator was in attendance physically.

All recited the Pledge of Allegiance.

The minutes of the March 16, 2020 Budget meeting were presented. Togliatti moved to approve the minutes of the March 16, 2020 Budget meeting, second by Spesia. Roll call-Ayes; Togliatti, Bradley, Spesia, Bradley and Beach. Nays; none. Abstain; Greggain. Motion carried.

The minutes of the March 18, 2020 Board meeting were presented. T. Bradley moved to approve the minutes as written, second by Greggain. Roll call-Ayes; Togliatti, Bradley, Greggain, Spesia, Bradley and Beach. Nays; none. Motion carried.

The minutes of the March 25, 2020 Board meeting were presented. T. Bradley moved to approve the minutes as written, second by Togliatti. Roll call-Ayes; Togliatti, Bradley, Greggain, Spesia, Bradley and Beach. Nays; none. Motion carried.

The warrant list was presented. Following review, T. Bradley moved to approve the warrant list as presented, second by Spesia. Roll call-Ayes; Togliatti, Bradley, Greggain, Spesia, Bradley and Beach. Nays; none. Motion carried.

There was no public comment at this meeting.

Resolutions 20-10 and 20-11 were the topic of the Public Hearing held prior to this Board meeting. X-Calibur Gymnastics and Broadway Dance Center are applying to the Downstate Small Business Stabilization Grant. The Village will partner with each of the businesses in order to obtain the grant. At the Public Hearing, there were several

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Coal City Village Board Meeting

April 22, 2020

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testimonials in support of the two businesses. Mayor Halliday expressed his hope that the businesses receive the grants through the Illinois Department of Commerce and Economic Opportunity (DCEO). Due to the COVID-19 pandemic, small businesses are suffering financially due to closures. Each of these qualifying businesses present their financial losses. T. Bradley moved to adopt Resolution 20-10 supporting the application and partnership with X-Calibur Gymnastics to apply for \$25,000 of Downstate Stabilization funding, second by Greggain. Roll call-Ayes; Togliatti, Bradley, Greggain, Spesia, Bradley and Beach. Nays; none. Motion carried.

Greggain moved to adopt Resolution 20-11 supporting the application and partnership with Broadway Dance Center to apply for \$21,590 of Downstate Stabilization funding, second by Beach. Roll call-Ayes; Togliatti, Bradley, Greggain, Spesia, Bradley and Beach. Nays; none. Motion carried.

Mr. Fritz explained Resolution 20-12, amending the FY20 Annual Budget to allow necessary expenditures. Changes will assist with describing the journal entries that differ from the adopted budget. This resolution balances the FY20 budget with the actual expenditures. T. Bradley moved to adopt Resolution 20-12 amending the FY20 Budget to allow for necessary expenditures, second by Greggain. Roll call-Ayes; Togliatti, Bradley, Greggain, Spesia, Bradley and Beach. Nays; none. Motion carried.

Resolution 20-13, the adoption of the Family First Coronavirus Response Act (FFCRA), was presented by Mr. Fritz. Due to the COVID-19 pandemic, President Trump enacted legislation that included additional employee benefits to the existing Family Medical Leave Act (FMLA). The FMLA provides 12-weeks of time off for a full-time employee if the employee needs additional time in addition to care for their own health or health of an immediate family member, FMLA provides for their job security but not compensation. The FFCRA uses the FMLA as a base benefit but also includes additional 2-week time due to the COVID-19 but excludes these benefits to emergency responders. This benefit ensures employees the additional benefit. The benefits of the FFCRA will expire on December 31, 2020. T. Bradley moved to adopt Resolution 20-13 adopting the FFCRA Police and excluding emergency responders from certain provisions, second by Togliatti. Roll call-Ayes; Togliatti, Bradley, Greggain, Spesia, Bradley and Beach. Nays; none. Motion carried.

Ordinance 20-04, and adoption of the FY21 Budget was reviewed by the Board. The FY21 Budget was the subject of the Public Hearing held prior to tonight's meeting and had been discussed through the Budget Meeting and the Finance Committee. T. Bradley noted the changes to IMRF, decrease in police overtime and the \$5000 reduction to the EMA. The Board expressed concern to the FY21 budget due to the COVID-19 pandemic and the reduction of building permits and sales tax and the expenses and funding. A monthly review of the budget was suggested. T. Bradley moved to adopt Ordinance 20-04 adopting the FY21 Budget, second by Greggain. Roll call-Ayes; Togliatti, Bradley, Greggain, Spesia, Bradley and Beach. Nays; none. Motion carried.

Mr. Fritz presented Ordinance 20-05 which amends the present traffic code to allow for left hand turns on South Broadway. Points of discussion included:

- Applies to South Broadway and not North Broadway
- Will include Walnut Street to Rt. 113
- Signage was discussed with Chief Best and attorney Mark Heinle
- Chief Best said there has never been an accident wherein a car was turning left on South Broadway
- With the new reconstruction to S. Broadway, there is now room to make a left hand turn
- Concern of congestion south of the tracks on S. Broadway due to no turn lane

Spesia moved to adopt Ordinance 20-05 amending the Village Code regarding the enforcement of left hand turns on Broadway, second by Greggain. Roll call-Ayes; Greggain, Spesia, T. Bradley and Beach. Nays; Togliatti and R. Bradley. Motion carried.

Approval to proceed with the 2020 Street & Alley Engineering Plan by Chamlin Engineering was presented and discussed. The fee for the engineering would be \$24,875. Spesia moved to authorize Chamlin Engineering for an estimated cost of \$24,875 to complete the street and alley work for 2020 Street Maintenance Program, second by Greggain. Roll call-Ayes; Togliatti, Bradley, Greggain, Spesia, Bradley and Beach. Nays; none. Motion carried.

Ryan Hansen and Matt Fritz presented the 2020 Street & Alley Engineering Plan by Chamlin Engineering. Discussion included:

- Breakdown costs of streets

*Amur*

Coal City Village Board Meeting

April 22, 2020.

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- Patching & resurfacing
- Map of the streets was presented to Board for review
- Spoke with D Construction regarding the proposed project
- D Construction will honor the pricing as the same used in the S. Broadway Reconstruction Project
- Compared D Construction pricing to other contractor pricing
- Recommending D Construction for project

Attorney Heinle stated that the waiver of competitive bidding should be included in the motion along with the award. The South Broadway Reconstruction Project is scheduled for completion by the end of June 2020. Other points of discussion included the RT. 113 improvements scheduled by IDOT in 2020. If the Village is planning on repairing the storm sewer project at Second Street, it was suggested that the road not be included at the same time as the rest of the project. Mr. Hansen stated he believes D Construction would come back after the storm sewer project is completed in that area and complete the street maintenance for that particular area. It is a large area, but Mr. Hansen would check with D Construction to confirm. If D Construction will not come back and complete the street maintenance until after the storm sewer project is completed, then alternative streets should be considered. A contract will be drawn between the Village and D Construction. Spesia moved to waive competitive bidding requirements in light of the reduced fee and timeliness of completing this Year's Street Maintenance Program for an amount not to exceed \$232,448, second by Greggain. Roll call-Ayes; Togliatti, Bradley, Greggain, Spesia, Bradley and Beach. Nays; none. Motion carried.

Mr. Fritz stated that the Village's current web site is inadequate. He is proposing that the Village have Cloud Nine re-design the web site. We maintain the contents of the web site which has become a great communication tool for the social media. Mr. Fritz pointed out:

- The current web site is managed in house
- The new web site would be more user friendly
- The initial fee for the design is \$5,500
- A care plan fee for hosting the web site will be annually

Togliatti moved to authorize Mayor Halliday to enter into a contract with Cloud Nine in order to re-design the Village of Coal City's website, second by Spesia. Roll call-Ayes; Togliatti, Bradley, Greggain, Spesia, Bradley and Beach. Nays; none. Motion carried.

*Anna*



Mr. Fritz presented invoices #7-9 from Christopher B. Burke Engineering, Ltd. (CBBEL) for the South Broadway Reconstruction Project in the amount of \$124,279.22. This payment will bring the Village up to 2020 and shall pay all invoices prior to the end of 2019. 80% of the invoiced amount will be reimbursed by the State of Illinois. Spesia moved to approve payment for construction oversight services for invoices #7-9 for \$124,279.22 to CBBEL, second by R. Bradley. Roll call-Ayes; Togliatti, Bradley, Greggain, Spesia, Bradley and Beach. Nays; none. Motion carried.

Mr. Fritz presented an amendment to the Local Partnership Agreement with the Illinois Department of Transportation (IDOT) regarding the South Broadway Reconstruction payment requirements. Due to change orders, there will be a reduction in the local match amount for the Village. Spesia moved to authorize Mayor Halliday to enter into an LPA (Local Partnership Agreement) amendment to revise the agreement regarding the South Broadway Reconstruction payment requirements, second by Greggain. Roll call-Ayes; Togliatti, Bradley, Greggain, Spesia, Bradley and Beach. Nays; none. Motion carried.

A final pay request for Chamlin Engineering in the amount of \$20,612.12 for the Coaler Lift Station Replacement project was submitted for approval. Mr. Fritz explained that a small amount will be withheld for restoration to be done in the spring 2020. The project is complete except for the balance of the restoration. T. Bradley moved to approve the final payment to Chamlin Engineering for oversight related to the Coaler Lift Station Replacement Project in the amount of \$20,612.12, second by Togliatti. Roll call-Ayes; Togliatti, Bradley, Greggain, Spesia, Bradley and Beach. Nays; none. Motion carried.

A new policy that affects the employee manual was presented for adoption by the Village Board. Mr. Fritz said that due to the COVID-19 virus, and the adoption of Resolution 20-13 at tonight's meeting, the new policy changes the employee's manual adopting the Families First Coronavirus Response Act Policy (FFCRA). The FFCRA will expire on December 31, 2020. Presently the policy only affects 3-4 employees at the Village Hall. It was noted that the policy was reviewed by the Village's attorneys. T. Bradley moved to adopt a policy change to the Employee Manual incorporating the adoption of the FFCRA, which expires on December 31, 2020, second by Spesia. Roll call-Ayes; Togliatti, Bradley, Greggain, Spesia, Bradley and Beach. Nays; none. Motion carried.

*Done*

A Memorandum of Understanding with the Police Department's membership of the Metropolitan Alliance of Police (MAP) regarding the Families First Coronavirus Response Act policy was presented to the Board by Mr. Fritz. The Village's law firm has reviewed the Memo of Understanding and recommends its passage. Greggain moved to authorize Mayor Halliday to enter into the Memorandum of Understanding regarding the FFCRA with MAP Chapter 186, second by T. Bradley. Roll call-Ayes; Togliatti, Bradley, Greggain, Spesia, Bradley and Beach. Nays; none. Motion carried.

Mayor Halliday thanked the Board for their understanding and cooperation during this stressful time. He also announced:

- IMC continues to work with the State for COVID-19 reimbursements
- GEDC is directing opportunities to the Village for various financial support as a result of the COVID-19
- Grundy County has reported 26 confirmed cases of the COVID-19; no deaths in a population of 54,000 residents
- Two local businesses may get financial support and is happy the Village can assist in that process
- Asked everyone to be smart, patient and safe

Trustee Beach announced that the Park Board meeting is cancelled for April and that the next meeting the committee will review the park events for the summer. She reminded residents to continue to shop local and help our local businesses in any way they could.

Trustee T. Bradley asked for an update regarding the Lions Park/Hope Helps washrooms construction. Ryan Hansen stated he was working on a contract with Narvick Brothers. Bradley also said the Grundy County Real Estate taxes will be due later this year and asked how this would affect the Village's cash flow? Mr. Fritz stated that the Village should be OK with their existing reserves.

Trustee Spesia reported on the South Broadway Reconstruction stating that the east side is nearly complete with landscaping and containers to still be finished. D Construction is preparing for the brick work and that a list was prepared for D Construction addressing areas and questions of concern. He also said he had received compliments of support for the project from residents.

*Amu*

Trustee Greggain asked Chief Best if there were more domestic cases during this coronavirus pandemic. Chief Best responded that there was not an increase locally but that there was an increase nationally. The police department is completing some very time consuming investigation at this time.

Trustee R. Bradley asked what the School Resource Officer is doing with no school in session and how will this affect the contract with the school district? Chief Best stated that the SRO is working a regular schedule which attributes to less overtime, until everything returns to normal. Mr. Fritz stated that the SRO billing to the school district occurs in January. There is no discounts applied at this time.

Trustee Togliatti reported that the Planning and Zoning Board have not met recently but that meeting will be scheduled in the future.

Clerk Noffsinger reported on the Census 2020 and the participation responses. She encouraged everyone to continue and that letters will be sent to those residents that have not responded yet.

Attorney Heinle reported:

- Workman's Compensation revisions regarding exposure to the COVID-19 in the workplace is presently in litigation
- Due to the Stay at Home order signed by the Illinois Governor, the police department is in discussion as to warnings/violations and how to enforce the Governor's order; Village may have to prepare and enforce a local violation

Ryan Hansen said to feel free to use any information by Chamlin Engineering for any grant opportunities. Spesia asked what the start date is for the Valerio Road project. Mr. Hansen said he has not heard of a date yet.

Chief Best reported:

- Police Department is following the best policies and procedures to stay safe during the pandemic
- Would rather use a code violation rather than a ticket/arrest for those not following the Governor's COVID-19 policy
- Everyone at the police department are well

*Spesia*

- The final end of the year report is completed

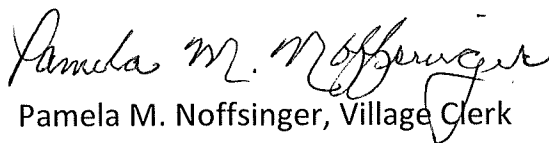
Mr. Fritz reported:

- Kankakee Water Alliance want to move forward with the project and will keep the Village informed
- Grundy County Chamber of Commerce certificates are being used toward payment of the resident's water, sewer and garbage bills; Clerk Noffsinger gave an update as to their use, procedure and option of use

At 9:09 p.m., T. Bradley moved to enter into executive session to discuss personnel per ILCS 5 120/2(c)(1), second by Spesia. Roll call-Ayes; Togliatti, Bradley, Greggain, Spesia, Bradley and Beach. Nays; none. Motion carried.

Following executive session, Mr. Fritz reminded the Board that there will be a virtual Village Board meeting on Friday, April 24, 2020 at 10:30 a.m. to approve the minutes of the Public Hearing prior to tonight's meeting. Those minutes need to be approved in compliance of the Downstate Small Business Stabilization Program to be submitted on April 24, 2020. Also, there will be a Village Board meeting on their next scheduled date of May 13, 2020. The meeting will be held virtually.

T. Bradley moved to adjourn the meeting, second by Togliatti. Roll call-Ayes; Togliatti, Bradley, Greggain, Spesia, Bradley and Beach. Nays; none. Motion carried and the meeting was adjourned at 9:31 p.m.

  
Pamela M. Noffsinger, Village Clerk

**COAL CITY VILLAGE BOARD MEETING  
APRIL 24, 2020**

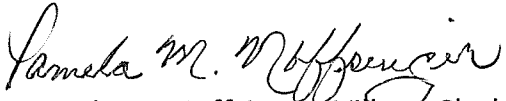
**STATE OF ILLINOIS  
COUNTIES OF GRUNDY AND WILL  
VILLAGE OF COAL CITY**

At 10:30 a.m. on Friday, April 24, 2020, Mayor Terry Halliday called to order the meeting of the Coal City Village Board in the boardroom of the Village Hall. In attendance physically were Mayor Terry Halliday, Trustee Dave Togliatti and Matt Fritz, village administrator. In attendance remotely were Trustees Dave Spesia and Trustee Tim Bradley. Absent were Trustees Sarah Beach, Ross Bradley and Dan Greggain.

Mayor Halliday explained that this meeting was being called in order to approve the minutes of the Public Hearing held on April 22, 2020 in order to comply with the Downstate Small Business Stabilization Program application on behalf of two business, Broadway Dance Center and X-Calibur Gymnastics. T. Bradley moved to approve the minutes of the April 22, 2020 Public Hearing of the Downstate Small Business Stabilization Program, second by Spesia. Roll call-Ayes; Togliatti, Spesia, Bradley and Mayor Halliday. Nays; none. Absent; R. Bradley, Greggain and Beach. Motion carried.

Mayor Halliday announced that the Village parks will be opening on May 1<sup>st</sup> with social distancing being observed. Also, the Governor of Illinois has extended the "Stay at Home" Policy until the end of May, 2020. Mayor Halliday suggests that the Village Board conduct their two meetings scheduled in May to be held remotely.

T. Bradley moved to adjourn the meeting, second by Togliatti. Roll call-Ayes; Togliatti, Spesia, T. Bradley and Mayor Halliday. Nays; none. Absent; R. Bradley, Greggain and Beach. Motion carried. The meeting was adjourned at 10:36 a.m.

  
Pamela M. Noffsinger, Village Clerk

WARRANT LIST May 13, 2020

Vendor	Invoice	G/L#	Description	Amount
Altorfer Cat	p50r0124615	01-41-512	Hydraulic Tube	134.20
		51-00-512	Hydraulic Tube	134.20
	P35C0072742	01-41-512	Hydraulic Tube	134.20
		51-00-512	Hydraulic Tube	134.20
Ancel Glink	3068840	01-11-533	Corporate	6,250.00
Aqua Solutions By Culligan	20200428	01-21-652	PD Water Cooler	42.68
Azavar Audit	149818	01-11-548	Gas Audit	114.62
	149817	01-11-548	Electric Audit	26.82
	149567	01-11-548	Electric Audit	26.82
	149568	01-11-548	Gas Audit	114.62
Berkots	653534	01-41-652	Water for Public Works	5.00
Bexson, Jeff	202004	01-31-428	Plumbing Inspections	120.00
Bob's Advanced Auto	113179	01-21-512	Tire Rotation #72	62.21
Fisher Auto Parts	20200501	01-41-512	Vehicle & Equipment Supplies	226.35
		51-00-512	Vehicle & Equipment Supplies	226.35
Free Press Newspaper	14318	01-11-553	Small Business Stabilization Program	74.80
Gene Wren Construction	6197	51-00-517	Bore 1" Water Service at Oak	1,503.24
Grundy Supply II	203697	01-11-511	Janitorial Services Village Hall	955.00
		01-21-511	Extra Janitorial at PD	180.00
		01-21-511	Cleaning Supplies PD	107.62
		01-11-651	Supplies Village Hall	67.00
HD Supply	50012764734	01-41-652	Diamond Blade	184.85
	50012792451	01-41-652	Concrete Spreader	101.07
Hosty	Estimate	01-41-653	Pressure Washer	2,607.50
		51-00-653	Pressure Washer	2,607.50
Image Systems & Business Solutions	313213	01-11-830	Village Hall Copier & Maint Agreement	417.69
		01-21-651	PD Copier Maint Agreement	63.45
Menards	20200424	01-41-880.1	Rebar	347.85
		01-41-513	Hydraulic Cement	65.83
Midwest Salt	451546	51-00-524	Salt for Brine	3,086.60
Municipal Clerks of Illinois	2020	01-11-561.1	Annual Membership	55.00
Office Depot	482406064001	01-11-651	Office Supplies	32.98
		01-41-651	Office Supplies	355.51
Olson, Darrell	202005	01-11-928.2	Covid Expense	607.70
Scadata	Estimate	51-00-519	RTU Repeater N. Water Tower	2,899.00
Simple Communication	9042	01-11-548	IT Support Village Hall, Bldg, & Public Works	900.00
	9011	01-21-548	PD IT Support	955.00
Sistek Sales	119262	51-00-517	Suction Hose, Strainer & Coupling	436.44



**MEMO**

**TO:** Mayor Halliday and the Board of Trustees

**FROM:** Matthew T. Fritz  
Village Administrator

**MEETING**

**DATE:** May 13, 2020

**RE: EMERGENCY ORDER ENFORCEMENT TICKET**

The Village of Coal City, which is an incorporated municipality of the State of Illinois is to be a cooperating agency under the Executive Orders released by the Illinois Governor. Local enforcement for a resident or someone traveling through the Village outside of the allowed travel within the Illinois Executive Orders provides a Police Officer with the option of arresting an offender for defying the requirements of the Governor's Order.

This option is a heavy-handed one and becomingly increasingly difficult to enforce as the level of nuance contained within the aggregate 36 executive orders increases. This matter was discussed at a Public Health & Safety Committee last week and it is realized that aside from the current Executive Orders, a Village Mayor may issue disaster proclamations as well, much like what occurred following the 6-22 Tornado of 2015. Although the Coal City Police Department did not then and has not yet found it necessary to make an arrest related to this issue, possessing a locally adjudicated municipal infraction provides a more accurate level of punishment than requiring someone to be arrested and prosecuted on criminal charges at a later date.

The ordinance to be considered is something that can provide a lower level penalty that will stay within the code for whenever a similar emergency may exist in the future and is not just a one-time response to the current COVID-19 pandemic.

**Recommendation:**

Adopt Ordinance No. \_\_\_\_: Adopting Emergency Enforcement Action for the Coal City Police Department internalizing certain penalties within the Village of Coal City.



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**THE VILLAGE OF COAL CITY**  
**GRUNDY & WILL COUNTIES, ILLINOIS**

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ORDINANCE  
NUMBER \_\_\_\_\_

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**AN ORDINANCE PROVIDING FOR LOCAL ENFORCEMENT OF EXECUTIVE  
ORDERS CONCERNING PUBLIC HEALTH AND SAFETY**

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TERRY HALLIDAY, Village President  
PAMELA M. NOFFSINGER, Village Clerk

SARAH BEACH  
ROSS BRADLEY  
TIMOTHY BRADLEY  
DANIEL GREGGAIN  
DAVID SPESIA  
DAVID TOGLIATTI  
Village Trustees

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Published in pamphlet form by authority of the President and Board of Trustees of the Village of  
Coal City

on \_\_\_\_\_, 2020

ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE PROVIDING FOR LOCAL ENFORCEMENT OF EXECUTIVE ORDERS CONCERNING PUBLIC HEALTH AND SAFETY**

**WHEREAS**, the Village of Coal City (hereinafter, the “*Village*”) is an Illinois municipal corporation organized and operated under the laws of the State of Illinois; and

**WHEREAS**, the Village is a non-home rule municipality and, as such, may exercise delegated statutory and Constitutional powers and such powers as are necessarily implied therefrom; and

**WHEREAS**, the Illinois Municipal Code, 65 ILCS 5/11-1-6, authorizes the Village to pass an ordinance granting the Village President the extraordinary power and authority to exercise, by executive order, during a state of emergency, such of the powers of the corporate authorities as may be reasonably necessary to respond to the emergency; and

**WHEREAS**, Section 11 of the Illinois Emergency Management Agency Act, 20 ILCS 3305/11, further provides for emergency local disaster declaration by the principal executive officer or his or her interim emergency successor; and

**WHEREAS**, the Village has enacted Title III (“Administration”), Chapter 35 (“Civil Emergencies”), providing for the establishment of an Emergency Services and Disaster Agency and authorizing the exercise of certain emergency powers by the Village President, including the power to declare a local civil emergency under qualifying circumstances, to impose a curfew and issue executive orders in furtherance of the public health, safety and welfare for the duration of the civil emergency (“Local Executive Orders”); and

**WHEREAS**, the Governor of the State of Illinois is authorized by Section 7 of the Illinois Emergency Management Agency Act, 20 ILCS 3305/7 to exercise a broad range of emergency powers by executive order (“State Executive Orders”) following his or her declaration of a

disaster as defined in Section 4 of the Illinois Emergency Management Agency Act, 20 ILCS 3305/4; and

**WHEREAS**, the Village's police department is authorized to enforce lawful State Executive Orders issued by the Governor of the State of Illinois and Local Executive Orders issued by the Village President pursuant to Sections 7, 15, 18, and 19 of the Illinois Emergency Management Agency Act; and

**WHEREAS**, the Illinois Department of Public Health has general supervision over the interests of the health and lives of the people of the State of Illinois and is authorized to create rules and regulations it deems necessary for the preservation and improvement of the public health generally and to restrict and suppress dangerously contagious or infectious diseases, especially when existing in epidemic form, more particularly, and, inter alia, Village police officers, officers and employees, have the power and duty to enforce the rules and regulations adopted and orders issued by the Illinois Department of Public Health under Section 2 of the Illinois Department of Public Health Act ("IDPH Rules"), 20 ILCS 2305/2(a)(4); and

**WHEREAS**, Section 11-60-2 of the Illinois Municipal Code, 65 ILCS 5/11-60-2, grants the Village authority to define, prevent and abate nuisances;

**WHEREAS**, the President and Trustees of the Village (the "*Corporate Authorities*") hereby find and determine that refusal to comply with a verbal or written directive by a law enforcement official to conform to the provisions of lawful emergency measures applicable within the Village pursuant to State Executive Orders issued by the Governor of the State of Illinois, Local Executive Orders issued by the Village President, or IDPH Rules issued under the Illinois Department of Public Health Act or other public health authorities with jurisdiction over

the Village (cumulatively, the “Emergency Orders”) poses a threat to the public health, safety and welfare; and

**WHEREAS**, compliance with lawful Emergency Orders that may be issued from time to time by the Governor, Village President, Illinois Department of Public Health or other public health authorities with jurisdiction over the Village protects and advances the public health, safety and welfare of Village residents; and

**WHEREAS**, the President and Trustees of the Village (the “*Corporate Authorities*”) hereby find and determine that it is in the best interest of the Village and its residents to amend the Village Code as hereinafter provided to impose a penalty on those who fail to obey Emergency Orders applicable within the Village pursuant to State Executive Orders issued by the Governor of the State of Illinois, Local Executive Orders issued by the Village President, or IDPH Rules issued under the Illinois Department of Public Health Act or other public health authorities with jurisdiction over the Village, as hereinafter provided; and

**WHEREAS**, the Corporate Authorities further find that the primary goal of this Ordinance is to protect the health, safety and welfare of all Village residents, workers, and visitors by seeking compliance of residents, visitors and businesses with Emergency Orders, and that voluntary compliance therewith and self-regulation is desirable and preferred; and

**WHEREAS**, the Corporate Authorities recognize that where voluntary compliance with Emergency Orders is not attained through the issuance of a verbal or written warning by a local law enforcement official, it may be necessary for the Village to enforce such Emergency Orders and the Village is desirous of a civil enforcement approach as an alternative to criminal sanctions; and

WHEREAS, the Corporate Authorities desire to amend the Village Code as provided herein.

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of Coal City, Counties of Will and Grundy, Illinois, as follows:

**SECTION 1. RECITALS.** That the foregoing recitals shall be and are hereby incorporated into and made a part of this Ordinance as if fully set forth in this Section 1.

**SECTION 2. AMENDMENT.** Title XIII (“General Offenses”), Chapter 132 (“Public Order Offenses”), Article VI (“Prohibitions”) of the Coal City Village Code is hereby amended to provide a new Section 132-7 as follows (additions **underlined in bold font**, deletions marked with ~~strikethrough in bold font~~ and omitted text is unaffected by this ordinance):

**Section 132-7**

- A. **Definitions.** For this Section 132-7, the following terms shall have the following meanings:

**Local Executive Order: A lawful executive order or curfew issued by the Village President following the declaration of a civil emergency pursuant to and in accordance with the provisions of Chapter 35 of the Village Code as amended from time to time.**

**State Executive Order: A lawful executive order or measure imposed by the Governor of the State of Illinois in accordance with Section 7 of the Illinois Emergency Management Agency Act, 20 ILCS 3305/7 following his or her declaration of a disaster as defined in Section 4 of the Illinois Emergency Management Agency Act, 20 ILCS 3305/4, as amended from time to time.**

**IDPH Rule: A lawful rule, regulation, measure or order issued by the Illinois Department of Public Health pursuant to and in accordance with Section 2 of the Illinois Department of Public Health Act, 20 ILCS 2305/2(a), as amended from time to time, or a rule or directive issued by a “Certified Local Health Department” or “Local Health Authority” as defined in 77 Ill. Adm. Code 690.10, with jurisdiction over the Village of Coal City.**

**Emergency Orders: A State Executive Order, Local Executive Order, or IDPH Rule, as defined herein.**

- B. Violation. It shall be unlawful for any person, entity, officer, agent, or employee to violate lawful Emergency Orders issued in furtherance of the public health, safety and welfare.**
- C. Persistent, Continued Violation Declared to be a Public Nuisance. It is hereby declared to constitute a public nuisance to permit, allow, maintain, intensify, continue, repeat the same or substantially similar violation, fail, refuse, neglect or otherwise fail to comply or abate noncompliance, or otherwise allow to persist unchecked any action or inaction constituting a violation of a lawful Emergency Order issued in furtherance of the public health, safety and welfare following the issuance of a verbal or written directive by a law enforcement official identifying the nature of the alleged violation and ordering the cessation thereof (“Abatement Notice”).**
- D. Repeated Violations Declared to be a Public Nuisance. The recurrence of the same or substantially similar activity or inactivity by a person or entity constituting a violation of a lawful Emergency Order in furtherance of the public health, safety and welfare following receipt of an Abatement Notice shall constitute a public nuisance without need for subsequent Abatement Notices.**
- E. Penalty. Any person or entity having been found liable of violating Section 132-7(C) or (D) shall be punished by a fine of not less than seventy five dollars (\$75.00) and not more than seven hundred fifty dollars (\$750.00).**
- F. Remedies Not Exclusive. Nothing in this section shall prevent the Village from taking any other enforcement action authorized by law.**

**SECTION 3. AMENDMENT. RESOLUTION OF CONFLICTS.**

All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

**SECTION 4. SAVING CLAUSE.**

If any section, paragraph, clause, or provision of this Ordinance shall be held invalid, the invalidity thereof shall not affect any of the other provisions of this Ordinance, which are hereby declared to be separable.

**SECTION 5. EFFECTIVE DATE.** The adoption and implementation of this Ordinance is a matter of urgent public concern which requires it to take effect immediately upon its passage and approval and publication in pamphlet form in the manner provided by law.

SO ORDAINED this \_\_\_\_\_ day of \_\_\_\_\_, 2020, at Coal City, Grundy and Will Counties, Illinois.

AYES:

ABSENT:

NAYS:

ABSTAIN:

**VILLAGE OF COAL CITY**

\_\_\_\_\_  
Terry Halliday, President

Attest:

\_\_\_\_\_  
Pamela M. Noffsinger, Clerk

**MEMO**

**TO:** Mayor Halliday and the Board of Trustees

**FROM:** Matthew T. Fritz  
Village Administrator

**MEETING**

**DATE:** May 13, 2020

**RE: COAL CITY BUSINESS REVOLVING LOAN ESTABLISHMENT**

The Village has utilized certain holdings for to provide an incentive for local businesses whereby Coal City provides the initial capital into the total investment necessary to improve a replace a façade of a business located within Coal City. Although the Façade Improvement Fund is not currently allocated for expenditure in the current fiscal year, due to no businesses having expressed a desire to improve their facade, the fund utilized for this program has an amount that exceeds \$100,000 currently. Thus, the Board has an opportunity to repurpose these existing proceeds to be utilized by registered Coal City businesses for business purposes as they owners see fit.

Although there are 108 registered businesses throughout the community, this \$50,000 of funding will provide a maximum of \$2,000 of funding to be repaid interest-free to 25 of the Village businesses on a first come first-served business. The intake form enabling the Village to consider distributing a loan will request whether businesses have already utilized other available programs such as the SBA Paycheck Protection Program or the Economic Injury Disaster Loans; this way priority can be made for businesses without any aid to date versus those who have already successfully received some form of aid.

The Ordinance will create the program so it can be advertised and sent to the businesses to consider, but the Board will then need to provide a Resolution of Support to distribute funds for interested registered businesses. These funds are to be repaid within 36 months' time or a penalty fee will be collected, which will allow the business another 24 months to provide the interest free payments. Interested businesses must sign a personal promissory note to receive these funds. Interested businesses have until December 30<sup>th</sup> to notify the Village of its intent to borrow these revolving loan funds.

**Recommendation:**

Adopt Resolution \_\_\_\_: Creating a Coal City Business Revolving Loan Program to Provide Local Assistance for the COVID-19 crises.



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**THE VILLAGE OF COAL CITY**  
**GRUNDY & WILL COUNTIES, ILLINOIS**

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RESOLUTION  
NUMBER \_\_\_\_\_

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**A RESOLUTION REPURPOSING A PORTION OF FAÇADE IMPROVEMENT  
PROGRAM FUNDS INTO A REVOLVING LOAN FUND ESTABLISHED FOR RELIEF  
TO COAL CITY BUSINESSES IMPACTED BY THE COVID-19 PANDEMIC**

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TERRY HALLIDAY, Village President  
PAMELA M. NOFFSINGER, Village Clerk

SARAH BEACH  
ROSS BRADLEY  
TIMOTHY BRADLEY  
DANIEL GREGGAIN  
DAVID SPESIA  
DAVID TOGLIATTI  
Village Trustees

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Published in pamphlet form by authority of the President and Board of Trustees of the Village of  
Coal City

on \_\_\_\_\_, 2020

**RESOLUTION NO. \_\_\_\_\_**

**A RESOLUTION REPURPOSING A PORTION OF FACADE IMPROVEMENT PROGRAM FUNDS INTO A REVOLVING LOAN FUND ESTABLISHED FOR RELIEF TO COAL CITY BUSINESSES IMPACTED BY THE COVID-19 PANDEMIC**

**WHEREAS**, the Village of Coal City (hereinafter, the “*Village*”) is an Illinois municipal corporation organized and operated under the laws of the State of Illinois; and

**WHEREAS**, the Village is a non-home rule municipality and, as such, may exercise delegated statutory and Constitutional powers and such powers as are necessarily implied therefrom; and

**WHEREAS**, COVID-19 is a severe respiratory illness caused by the SARS-CoV-2 virus, a new strain of coronavirus that is spread from person to person, posing a threat to the health and safety of the residents of the Village of Coal City; and

**WHEREAS**, no drug or vaccine is currently available to treat or prevent COVID-19; and

**WHEREAS**, on January 27, 2020, United States Department of Health and Human Services Secretary Alex Azar declared a national public health emergency due to COVID-19; and

**WHEREAS**, on March 9, 2020, Illinois Governor J.B. Pritzker issued a Gubernatorial Disaster Proclamation declaring that all counties in the State of Illinois, including Cook County, are disaster areas due to COVID-19; and

**WHEREAS**, on March 11, 2020, the World Health Organization (“*WHO*”) declared COVID-19 to be a global pandemic; and

**WHEREAS**, on March 13, 2020, President of the United States Donald Trump issued a declaration of a national emergency due to the growing COVID-19 crisis in the United States, and on March 26, 2020, President Trump issued a major disaster declaration for the State of

Illinois due to the COVID-19 crisis; and

**WHEREAS**, the WHO has indicated that COVID-19 is spread primarily by respiratory droplets produced when an infected person coughs or sneezes and droplets can also be generated by talking, laughing, or exhaling; and

**WHEREAS**, the Center for Disease Control (“*CDC*”) has stated that people experiencing no symptoms can spread COVID-19 more widely than previously thought, and that people are the most contagious before they start showing symptoms; and

**WHEREAS**, on March 20, 2020, April 1, 2020 and April 30, 2020, respectively, Governor Pritzker issued Executive Orders 20-10, 2020-18 and 2020-32 (“*Stay at Home Orders*”) instituting, extending, modifying and further extending a "Stay At Home" order through May 30, 2020, requiring many Village businesses to close or significantly curtail operations in order to slow the community transmission of COVID-19; and

**WHEREAS**, public health and economic uncertainty associated with COVID-19 may continue to present deleterious consequences for Coal City businesses following the expiration or relaxation of the Stay at Home Orders; and

**WHEREAS**, it is critical that Coal City businesses survive the COVID-19 public health emergency and economic disaster, recover and collectively reestablish a fiscally sustainable business community going forward; and

**WHEREAS**, pursuant to Section 8-1-2.5 of the Illinois Municipal Code (65 ILCS 5/8-1-2.5), the Corporate Authorities of the Village may expend funds for economic development purposes and make grants to commercial enterprises that are deemed necessary or desirable for the promotion of economic development within the Village; and

**WHEREAS**, the Village has previously established and allocated funds to a Façade

Improvement Program for qualifying businesses in the Village's Core Area; and

**WHEREAS**, the Corporate Authorities of the Village have determined that is in the best interests of the public health, safety, and welfare to help mitigate the impact of the COVID-19 pandemic and support the economic recovery of local businesses by repurposing a portion of the unallocated funds from the Façade Improvement Program to be made available through a newly established revolving loan fund for COVID-19-impacted local businesses, as set forth in this Resolution.

**NOW, THEREFORE, BE IT RESOLVED** by the President and Board of Trustees of the Village of Coal City, Counties of Will and Grundy, Illinois, as follows:

**SECTION 1. RECITALS.** That the foregoing recitals shall be and are hereby incorporated into and made a part of this Resolution as if fully set forth in this Section 1.

**SECTION 2. ESTABLISHMENT OF COVID-19 BUSINESS RECOVERY REVOLVING LOAN FUND.**

- A. There is hereby established a "COVID-19 Loan Program" and a \$50,000.00 "COVID-19 Revolving Loan Fund."
- B. Eligible Coal City businesses may receive revolving interest-free loans with a three-year term not to exceed \$2,000.00 each. If any principal remains outstanding at the conclusion of the loan term, a \$100 late payment penalty shall be assessed and be added to the outstanding principal. Such loans shall be re-paid in full, inclusive of any late-payment penalties, no later than the fifth anniversary of the loan. Any funds still outstanding on the fifth anniversary of the loan shall be in default and become

collectible by any means available to the Village at law or in equity.

C. The loans shall be personally guaranteed.

D. To be eligible for a loan, a business shall:

- i. be organized and operated as a sole proprietorship, partnership, limited liability company or corporation; and
- ii. be presently registered within the Village of Coal City; and
- iii. be doing business within the Village's corporate limits; and
- iv. be in good standing with the Village; and
- v. have been negatively impacted by the COVID-19 pandemic; and
- vi. demonstrate a reasonable ability to repay current obligations and the new debt in the Village's sole discretion.

E. The loan shall be unsecured, but be backed by a personal guaranty. Successful applicants shall

F. No business shall receive more than one loan from the Revolving Loan Fund.

G. New loans under the COVID-19 Loan Program shall be available until the earlier of December 31, 2020 the exhaustion of the Revolving Loan Fund.

**SECTION 3. ADMINISTRATIVE POLICIES AND PROCEDURES.** The Corporate Authorities of the Village hereby authorize and direct the Village Administrator or his designee to establish administrative policies and procedures for the management of the COVID-19 Loan Program, and authorize the City Manager or his designee to make grant payments in accordance with this Resolution and the established administrative policies and procedures.

**SECTION 4. FUNDING.** \$50,000 of the \$\_\_\_\_\_ Façade Improvement Program funds previously designated for loans for businesses seeking façade renovations as provided in Section 37-30 of the Village Code shall be repurposed and hereby designated for revolving loans under the COVID-19 Loan Program.

**SECTION 5. RESOLUTION OF CONFLICTS.**

All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

**SECTION 6. SAVING CLAUSE.**

If any section, paragraph, clause, or provision of this Ordinance shall be held invalid, the invalidity thereof shall not affect any of the other provisions of this Ordinance, which are hereby declared to be separable.

**SECTION 7. EFFECTIVE DATE.** This Resolution shall be in full force and effect from and after its passage and approval in the manner provided by law.

SO RESOLVED this \_\_\_\_\_ day of \_\_\_\_\_, 2020, at Coal City, Grundy and Will Counties, Illinois.

AYES:

ABSENT:

NAYS:

ABSTAIN:

**VILLAGE OF COAL CITY**

\_\_\_\_\_  
Terry Halliday, President

**MEMO**

**TO:** Mayor Halliday and the Board of Trustees

**FROM:** Matthew T. Fritz  
Village Administrator

**MEETING**

**DATE:** May 13, 2020

**RE: WATER/SEWER OPERATOR WAGE REALIGNMENT**

In the first quarter of 2019, the Village of Coal City conducted a compensation study for multiple positions with the Public Works Department and administrative staff. The results of that study provided information to the Village Board that allowed living adjustments to be added to the annual wages included within the budget for the current and last fiscal years. In addition, this study established wage ranges for certain positions based upon the compensation being received across comparable positions in different communities.

Possessing this information, it is timely to increase one of the most competitive wage positions within the Public Works Department. Water/Sewer Operators have a specific skill set which are in high demand throughout the State of Illinois. The capability to deliver drinking water and treat sewage at the sanitary waste treatment plant is dependent upon the licensing of these individuals. Reviewing the information provided by the communities listed below, it has been decided that Coal City shall increase its compensation for the position by approximately 11% to retain its employees.

Beecher	Braidwood	Crete
Dwight	Elwood*	Fairbury
Manhattan	Manteno	Marseilles*
Mendota	Momence	Monee
Peotone	Sandwich	Steger
Wilmington		

\*these are not very comparable, but were included due to their geographic adjacency and population

Although the total increase in compensation is expected to be absorbed within the programmatic budget for the year, this compensation was not expected during the budget's adoption or was configured within the annual wages. There is one person on staff who currently possesses all of the licensing and certificates for this full-time position. The newly approved wage shall be provided for this position and retroactive with the 2020 hiring anniversary date of March 24<sup>th</sup>.

**Recommendation:**

Approve the increased wage scale for the Water/Sewer Operator, which spans a beginning rate of \$27.87 upwards to \$37.78 to be provided retroactive with the Operator's anniversary date of March 24<sup>th</sup>.





	Harseim	Logan	Clark	Moran	Jones	Dillon	Kasher	Imhof	Roth	Sassenger	Mazzone	Nugent	Briley	Roach	Paquette	Butterfield	Totals
Jan-20	38	14	1	39	126	0	167	3	40	66	109	155	0	0	2	0	760
Feb-20	35	22	0	30	92	24	69	9	101	92	80	85	0	0	0	0	639
Mar-20	7	12	9	16	62	42	45	21	96	65	57	54	0	0	0	0	486
Apr-20	19	10	1	22	24	31	5	12	85	29	22	21	0	0	0	0	281
May-20																	0
Jun-20																	0
Jul-20																	0
Aug-20																	0
Sep-20																	0
Oct-20																	0
Nov-20																	0
Dec-20																	0
Totals:	99	58	11	107	304	97	286	45	322	252	268	315	0	0	2	0	2166





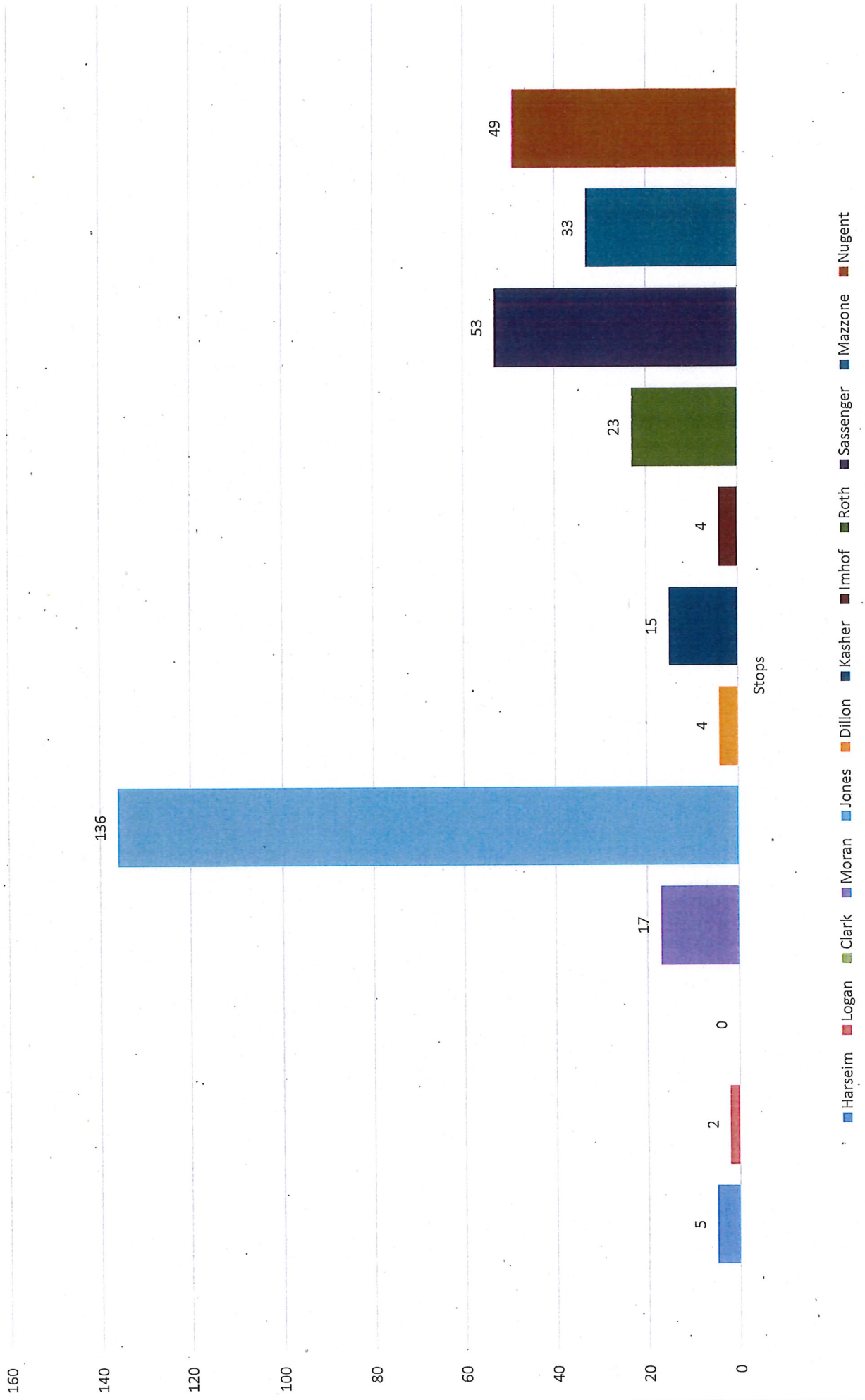
	Harseim	Logan	Clark	Moran	Jones	Dillon	Kasher	Irnhof	Roth	Sassenger	Mazzone	Nugent	Briley	Roach	Paquette	Butterfield	Totals
Jan-20	21	1	1	11	81	0	150	3	31	56	91	138	0	0	0	0	584
Feb-20	17	0	3	9	60	21	59	6	86	76	66	52	0	0	0	0	455
Mar-20	5	1	2	5	26	37	35	7	75	49	34	23	0	0	0	0	299
Apr-20	12	1	0	3	3	26	0	2	69	15	10	5	0	0	0	0	146
May-20																	0
Jun-20																	0
Jul-20																	0
Aug-20																	0
Sep-20																	0
Oct-20																	0
Nov-20																	0
Dec-20																	0
Totals:	55	6	3	28	170	84	244	18	261	196	201	218	0	0	0	0	1484





	Logan	Harseim	Clark	Moran	Jones	Dillon	Kasher	Imhof	Roth	Sassenger	Mazzone	Nugent	Briley	Roach	Paquette	Butterfield	Totals
Jan-20	4	1	0	7	62	0	6	1	15	19	8	5	0	0	0	0	128
Feb-20	1	1	0	6	52	1	8	0	5	19	17	28	0	0	0	0	138
Mar-20	0	0	0	4	19	3	1	3	3	15	8	16	0	0	0	0	72
Apr-20	0	0	0	0	3	0	0	0	0	0	0	0	0	0	0	0	3
May-20																	0
Jun-20																	0
Jul-20																	0
Aug-20																	0
Sep-20																	0
Oct-20																	0
Nov-20																	0
Dec-20																	0
Totals:	5	2	0	17	136	4	15	4	23	53	33	49	0	0	0	0	341

# Yearly Traffic Stops







	Harseim	Logan	Clark	Moran	Jones	Dillon	Kasher	Imhof	Roth	Sassenger	Mazzone	Nugent	Briley	Roach	Paquette	Butterfield	Totals
Jan-20	1	1	0	1	7	0	0	0	0	0	1	0	0	0	0	0	11
Feb-20	2	0	0	0	1	2	0	0	0	2	0	0	1	0	0	0	8
Mar-20	0	0	0	1	2	2	0	0	0	2	1	0	2	0	0	0	10
Apr-20	1	0	0	2	1	2	0	1	0	0	1	1	0	0	0	0	9
May-20																	0
Jun-20																	0
Jul-20																	0
Aug-20																	0
Sep-20																	0
Oct-20																	0
Nov-20																	0
Dec-20																	0
Totals:	4	1	0	4	11	6	0	1	4	2	2	3	0	0	0	0	38

0.6

