



Our Mission: *To foster an environment of economic growth and opportunity through effective partnerships with our citizens, businesses, and visitors while maintaining a high standard for quality of life in a progressive community which embraces its heritage.*

**City of Oregon Council Agenda,
Tuesday September 10th, 2024, 5:30 P.M.
115 N 3rd Street**

Public Option: Join Meeting via Zoom

Meeting ID: 827 2317 7720 Passcode: 979191 One tap mobile +13092053325

- 1. CALL TO ORDER**
- 2. PLEDGE OF ALLEGIANCE**
- 3. ROLL CALL**
- 4. PRESENTATIONS**
- 5. PUBLIC HEARING**
 - a. Planning, Design, and Evaluation of the Lead Service Line Replacement Project**
- 6. PUBLIC COMMENT**
- 7. APPROVAL OF MINUTES**
- 8. APPROVAL OF WARRANTS AND PAYROLL**
- 9. BUSINESS ITEMS**
 - a. Approve Ordinance 2024-013 Pedal Bus License and Operation**
 - b. Approve Ordinance 2024-009 Fireworks**
- 10. PROCLAMATIONS, COMMENDATIONS, ETC**
- 11. DISCUSSION ITEMS**
 - a. Food Truck Fees**
 - b. Community Solar**

The City of Oregon, in compliance with the Americans with Disabilities Act, requests that persons with disabilities, who require certain accommodations to allow them to observe and/or participate in the meeting(s) or have questions about the accessibility of the meeting(s) or facilities, contact the City Manager Darin DeHaan at 815-732-6321 at least 24 hours before a scheduled meeting to allow the City to make reasonable accommodations for these persons.

12. COMMITTEE REPORTS

- a. **PLANNING**
- b. **ECONOMIC AND COMMUNITY DEVELOPMENT**
- c. **FINANCE**
- d. **SUSTAINABILITY**
- e. **TREE BOARD**
- f. **PUBLIC ART COMMISSION**
- g. **OTHER**

13. DEPARTMENT AND OFFICER REPORTS

- a. **POLICE**
- b. **PUBLIC WORKS**
- c. **CITY CLERK**
- d. **CITY ATTORNEY**
- e. **CITY MANAGER**

14. COUNCIL REPORTS

- a. **MEMBER WILSON**
- b. **MEMBER SCHUSTER**
- c. **MEMBER COZZI**
- d. **MEMBER KRUG**
- e. **MAYOR WILLIAMS**

15. EXECUTIVE SESSION

16. ADJOURNMENT

A portion of the meeting maybe closed to the Public, immediately as permitted by 5 ILCS 120/2 (c) to discuss the appointment, employment, compensation, discipline, performance, or dismissal of specific employees of the City of Oregon, and as permitted by 5 ILCS 102/2 (c)(11) to discuss litigation against, affecting, or on behalf of the City which has been filed and is pending in a court or administrative tribunal of which is imminent and as permitted by 5 ILCS (c)(21) to review and approve closed session minutes and as permitted by 5 ILCS 120/2 (c) 2 Collective negotiating matters. **Possible action after executive session**

**Project Summary and
Preliminary Environmental Impacts Determination (PEID)**

The following project summary and environmental assessment has been prepared by the IEPA to assist the loan applicant in complying with the public notice requirements. This report is based on information submitted to the IEPA by the City of Oregon. Sources of information include the City's Lead Service Line Replacement Project Plan Report, dated March 2024 and prepared by Fehr Graham, and, in response to requests for additional information, emails with attachments dated May 21, 2024.

Part I – Project Information

Project Name: Lead Service Line Replacement Project

Loan Applicant: City of Oregon

County: Ogle

Project Number: L177126

Current Population: 3,566

Future Population (30 year): 2,400

Number of Residential Service Connections: 1,694

Project Description: The City of Oregon owns, operates, and maintains a drinking water treatment and distribution system. Water is sourced from four wells and treated via chlorination, fluoridation, and iron filtration. Storage is provided by two elevated water reservoirs with a combined capacity of 1,750,000 gallons. The City's distribution system consists of 138,136 feet of water mains, mostly polyvinyl chloride (PVC), and approximately 1,561 service connections.

Up to 500 of these service connections are suspected for lead. A lead service line inventory is presently underway. As of July 1, 2024, a total of 276 lead service lines have been confirmed. Through this project, the City will replace all lead service lines within its boundaries.

Project Location: Most of the City's lead service lines are located in the downtown area. See attached map for detail.

Project Justification: Service lines are small pipes that carry drinking water from the water mains into homes. Older service lines may be constructed from lead. Older household plumbing fixtures and faucets may also contain lead. Lead can enter drinking water when corrosion of pipes and/or fixtures occurs. Lead is a toxic metal that can accumulate in the body over time. The adverse health effects of lead exposure in children and adults are numerous and well-documented. Replacing these lead service lines will reduce the community's risk of lead exposure. All lead service lines in the City will be replaced as part of this project.

Estimated Construction Start Date: October 2024

Estimated Construction Completion Date: October 2025

Project Cost Estimate: Approximately \$4,270,500

Part II – Project Affordability for Residents and Utility Customers

Project Cost Estimate	
Construction	\$3,650,000
Construction Contingency (5%)	\$ 182,500
Design Engineering	\$109,500
Construction Engineering	\$ 292,000
Contract Administration	\$ 36,500
Total	\$ 4,270,500

The City of Oregon is proposing to finance the project costs with a loan from the IEPA Public Water Supply Loan Program (PWSLP). A thirty (30) year loan in the amount of \$4,270,500, with an estimated interest rate of 0%, would have an annual repayment of approximately \$142,350. The loan program interest rate for lead service line replacement is 0%. All loans are subject to the interest rate in effect at the time a loan agreement is issued.

The loan program rules include provisions for incentives such as reduced interest rates, partial principal forgiveness (a reduction in the amount of principal borrowed that would otherwise have to be repaid), and extended repayment periods for qualifying applicants. The criteria used to determine incentive qualification are found in Sections 663.210 and 663.250 of the Procedures for Issuing Loans from the PWSLP to Provide Funding for Lead Service Line Replacement, which is available on the Agency’s website. During State fiscal years 2024 through 2028 (July 1, 2023, through June 30, 2028), the Agency will be providing funding for lead service line replacement (LSLR) activities from funds provided to the Agency by the Bipartisan Infrastructure Law (BIL). Project applications for LSLR funding will be reviewed to see if the project qualifies the applicant as a disadvantaged community. Then the project will be scored and ranked for priority in accordance with program rules. The Agency will be scoring and ranking all projects which have obtained Planning Approval by March 31 for possible inclusion on the Intended Funding List, thus reserving funding for the upcoming fiscal year.

Applicants should be aware that funding for their LSLR project may be entirely in the form of loan principal that must be repaid, but certain applicants may qualify for LSLR funding in the form of principal forgiveness. Applicants for LSLR funding should review the Intended Use Plan issued by the Agency prior to each fiscal year to see the Intended Funding List, funding caps, the breakdown of projects with funds reserved for them, and the type of funding reserved. Prior to March 31st of each year, applicants should submit a Funding Nomination Form indicating the amount of funding the applicant would like to receive and the anticipated construction schedule for activity in the upcoming fiscal year. The Agency may limit the amount of funding per project based on the funds available and the number of projects seeking funding. Applicants should be in contact with their assigned project manager to discuss their intent to move forward with the project should funds be reserved for their project.

The final decision for incentive qualification will be determined at the time a loan agreement is issued, using updated Census Bureau and Department of Labor data. Using current data, the City of Oregon is eligible to receive loan principal forgiveness and an extended repayment period. The Agency adjusts qualifying criteria annually on July 1st. Applicants that qualify for principal forgiveness will not have a repayment obligation for a portion of their loan. Principal forgiveness is not guaranteed until a loan agreement is issued. The City anticipates that a user rate increase will be necessary to repay the debt burden associated with this loan. Without factoring in principal forgiveness, if a loan term of forty (40) years was received, and the estimated annual repayment for this loan was split between the system's 1,694 customers, it would amount to an additional debt service charge of \$5.25 per customer per month.

Source of Loan Repayment: User rate increase

Current Average Monthly Residential Water Use: 2,160 gallons

Current Average Monthly Residential Cost of Service: \$49.55

Anticipated Average Monthly Residential Cost of Service: \$54.80

How the monthly residential rate/cost of service is calculated:

The City currently bills \$25.11 for the first 3,000 gallons of water use, plus a debt service charge for existing loans totaling \$24.44. Adding a projected \$5.25 debt service charge for replacing all lead service lines within the City will result in an average monthly bill of \$25.11 (water use) + \$24.44 (existing debt service) + \$5.25 (future debt service) = \$54.80.

Median Household Income (MHI): \$72,443

Percentage of MHI needed to pay the projected average annual residential cost of service:
0.91 %

Financial Evaluation of the proposed project: To evaluate the costs of the proposed project for the community, a percentage comparison of MHI to the average, annual cost for water service is utilized. The projected average annual water cost per customer of \$657.60 is 0.91% of the MHI for the City of Oregon. The percentage is for comparison only and has no impact on whether a project qualifies for funding from the IEPA. The percentage comparison and MHI are two of several criteria used to determine whether a loan project qualifies for interest rate reductions or principal forgiveness.

Part III – Environmental Issues Associated with the Project

Project construction impacts: Temporary adverse environmental impacts such as construction-associated noise, blowing dust, air emissions, and soil erosion will likely take place during construction. Ground disturbances will occur during excavation for service line installation. The

replacement of lead service lines may temporarily increase lead concentrations in drinking water due to the release of metal from scale on pipes within the home that have not been replaced. The lead concentration will decrease after time. The contractor performing lead service line replacement will flush the new service lines to each home. Residents will be instructed on how to flush the interior plumbing.

Consultation under Section 106 of the National Historic Preservation Act (NHPA) of 1966: The City of Oregon submitted project information to the Illinois Department of Natural Resources (IDNR), State Historic Preservation Office (SHPO) for consultation under Section 106 of the NHPA. SHPO concluded that adverse effects are unlikely.

Illinois Department of Natural Resources (IDNR): The City also submitted project information to the IDNR EcoCAT website to determine compliance with the Illinois Endangered Species Act, Illinois Natural Areas Preservation Act, the Illinois Wetlands Act, and Title 17 Ill. Adm. Code Parts 1075 and 1090. The Department has concluded that adverse effects are unlikely.

The City additionally submitted project information to the IDNR Office of Water Resources (IDNR OWR) due to wetlands and waterbodies found within 250 feet of the residences which will have lead service lines replaced. On May 21, 2024, IDNR OWR and the project engineer determined that the conditions of Statewide Permit No. 6, authorizing minor non-obstructive floodway construction activities, apply to this project. The permit conditions will be incorporated into design.

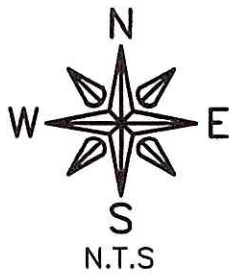
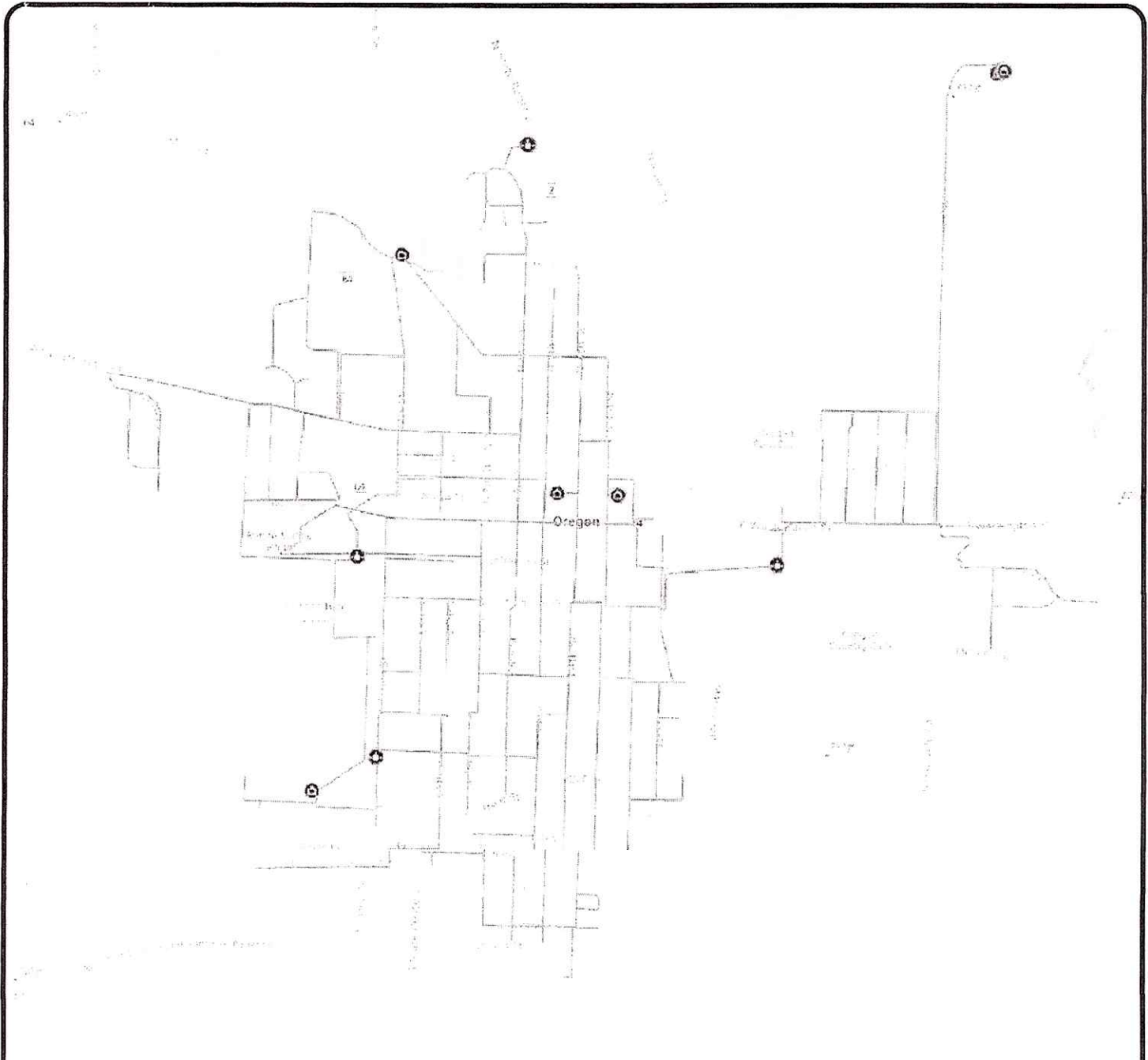
U.S. Army Corps of Engineers (USACE): The City submitted project information to the USACE to determine compliance with requirements related to the discharge of dredged or fill material occurring in waters or wetlands of the United States. The conditions of Nationwide Permit No. 58, concerning Utility Line Activities for Water and Other Substances, were found to apply. These conditions must be incorporated into project design.

Public comments are invited on the proposed project. For further information, contact:

Ellen Jordal, Project Manager
Infrastructure Financial Assistance Section
Illinois Environmental Protection Agency
Bureau of Water

1021 North Grand Avenue East
P.O. Box 19276
Springfield, Illinois 62794-9276
(217)782-2027

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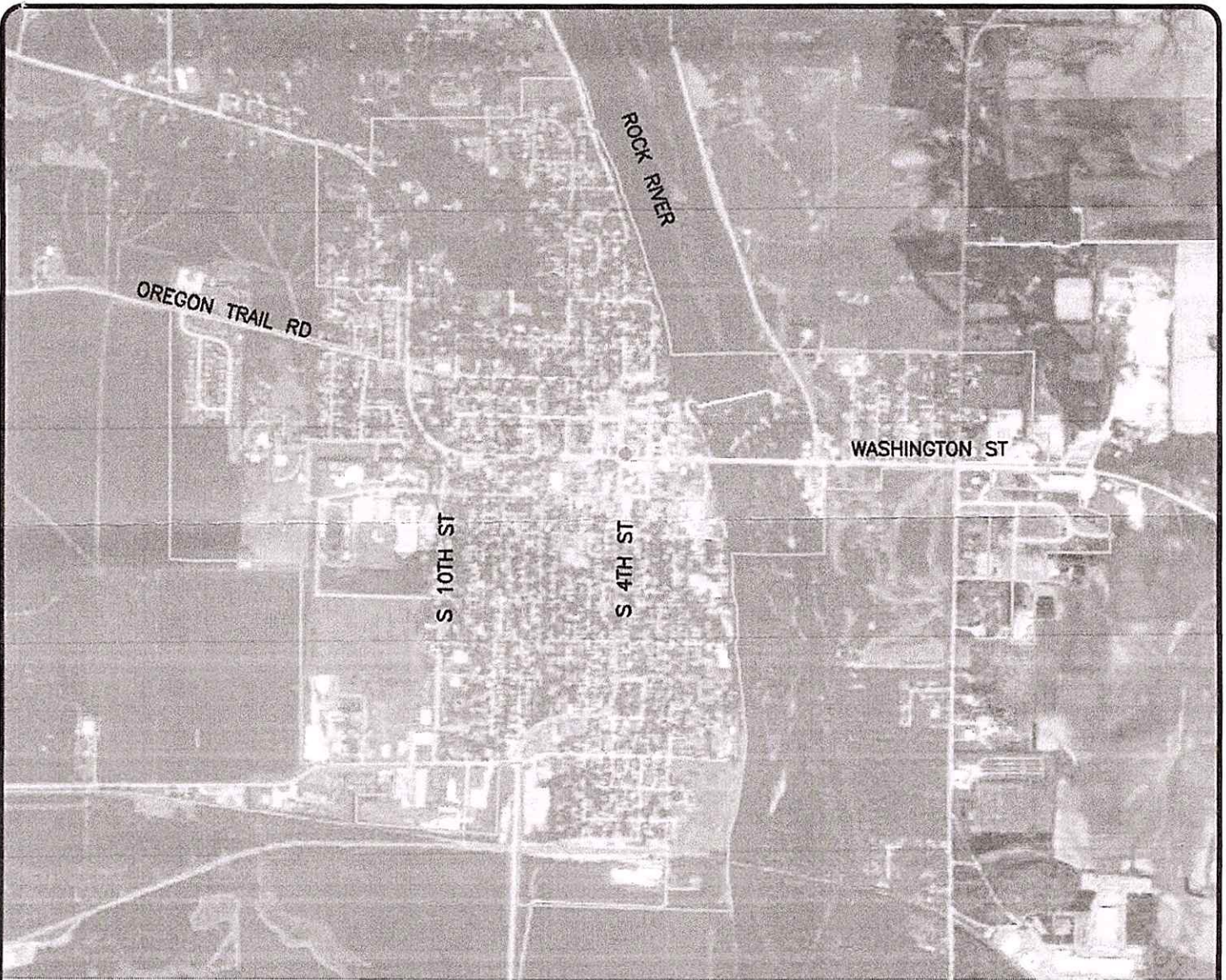


WATER INFRASTRUCTURE MAP

LSLR COMPREHENSIVE PLAN CITY OF OREGON OREGON, ILLINOIS

3/11/24

<p>FEHR GRAHAM</p> <p>ENGINEERING & ENVIRONMENTAL</p> <p><small>ILLINOIS DESIGN FIRM NO. 184-003325</small></p>	<p>ILLINOIS</p> <p>IOWA</p> <p>WISCONSIN</p>
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SITE LOCATION MAP
LSLR COMPREHENSIVE PLAN
CITY OF OREGON
OREGON, ILLINOIS

12/20/23

FEHR GRAHAM

ENGINEERING & ENVIRONMENTAL

ILLINOIS DESIGN FIRM NO. 184-003525

ILLINOIS

IOWA

WISCONSIN

COUNCIL MEETING MINUTES
Tuesday August 27th, 2024, 5:30 P.M.
City Hall Council Chambers
115 N 3rd Street

The Council of the City of Oregon met Tuesday August 27th, 2024, at 5:30 P.M.

The meeting was held at the City Hall Council Chambers and on Zoom.

Present: Mayor Ken Williams
Council Member Melanie Cozzi
Council Member Tim Krug
Council Member Terry Schuster
Council Member Kurt Wilson
City Manager Darin DeHaan
City Attorney Paul Chadwick
Chief of Police Matt Kalnins
City Clerk Cheryl Hilton

Also Present: Bill Covell, Mark Herman, Brian Wynn, Taylor Buckwalter and friends/family.

Present via Zoom: Jordan Plock.

Mayor Ken Williams called the meeting to order at 5:30pm.

Chief of Police Matt Kalnins started the pledge of allegiance.

Council Members Cozzi, Krug, Schuster, Wilson, and Mayor Williams answered roll call. A quorum was present.

Presentation

None.

Public Comment

A member of Taylor Buckwalter's family thanked the City Council for their hospitality.

Approval of Minutes

Council Member Kurt Wilson moved to approve the August 13th, 2024, minutes, Seconded by Council Member Tim Krug.

Roll Call: Cozzi, Krug, Schuster, Wilson, Williams. No Nays.

Approval of Warrants & Payroll

Council Member Melanie Cozzi moved to approve payroll in the amount of \$67,864.25 and the current warrants as listed:

All Occasions Flowers & Gifts	\$66.90
Ancel Glink, P.C.	\$1,265.00
Autumn on Parade	\$2,000.00
Axon Enterprise Inc	\$5,976.00
Black Diamond & Mechanical Inc	\$165.00
Blue Cross Blue Shield	\$17,747.37
Butitta Bros. Automotive - Oregon	\$282.58
Caspers Home Inspection LLC	\$1,550.00

City of Oregon	\$5,500.00
Comcast	\$827.51
Comcast	\$850.91
ComEd	\$456.96
ComEd	\$1,436.99
Constellation	\$4,196.17
Dash Medical Gloves	\$106.90
Ecolab	\$166.46
EM Benefits	\$1,643.38
Ferguson Enterprises LLC #3325 dba Pollard water	\$1,120.42
Ferguson Waterworks #2516	\$52.80
Frontier	\$91.33
Glenwood Center	\$450.00
Hackbarth Truck & Equipment	\$704.12
Hagemann Horticulture LLC	\$8,200.00
Helm Civil	\$652.10
Helm Civil	\$1,768.09
Hometown Auto Repair, LLC	\$9,253.37
James Taylor	\$800.00
Jen's Artisan Breads Ltd	\$750.00
Kunes Country Auto Group	\$148.57
LAI, LLC	\$35,986.27
Linda S Pieczynski	\$86.00
Liz Hiemstra	\$571.43
Martin and Company Excavating	\$308.04
Midco Diving & Marine Services, Inc	\$7,782.00
Morton Salt	\$6,489.14
Nicor	\$102.60
Nora Kate Paints	\$3,000.00
Polo Cooperative Association	\$5,525.43
Postmaster	\$19.64
Postmaster	\$776.16
Ratworx Warehouse	\$25.00
Republic Services	\$20,550.40
Shaw Media/ Sauk Valley Media	\$244.40
Slim and Hanks	\$8,025.25
Snyder's Pharmacy	\$1,181.58
Steve Benesh & Sons	\$850.00
Stillman BankCorp	\$2,036.03
Stratus Network Inc	\$167.29
Sun Life Financial	\$490.03
Taryn Bradley	\$250.00
UNLINE	\$254.82
Verizon	\$815.93
Village of Progress	\$1,280.00
Visa	\$61.10
Visa	\$2,040.30
Ward, Murray, Pace & Johnson, P.C.	\$312.00
Wipfli	\$18,000.00
Zoro Tools, Inc	\$145.99

\$185,605.76

Seconded by Council Member Kurt Wilson.

Roll Call: Cozzi, Krug, Schuster, Wilson, Williams. No Nays.

Business Items

Police Chief Matt Kalnins said Taylor Buckwalter is a lifelong resident of Rochelle. She has a bachelor's degree in criminal justice from the University of Platteville. She will be attending the Sauk Valley Community College Police Academy for sixteen weeks. Field training will begin in January.

Mayor Ken Williams swore in Taylor Buckwalter as a Police Officer for the City of Oregon.

Council Member Melanie Cozzi moved to approve Ordinance 2024-014 Intergovernmental Agreement by and between the Board of Education of the Oregon Community Unit School District No. 220 and the City of Oregon for a School District Property Tax Refund, Seconded by Council Member Tim Krug.

Discussion: Mayor Ken Williams said there were no changes made to the ordinance since the last review by council. The incentive is for a maximum of ten homes. The program still needs to be approved by the Oregon School Board.

Roll Call: Cozzi, Krug, Schuster, Wilson, Williams. No Nays.

Council Member Terry Schuster moved to approve a Special Use request for a Short-Term Rental - Cornerstone Construction – 114 River Road, Oregon – Parcel #16-03-251-001 with the condition that all late fees and fines be received by the city, Seconded by Council Member Kurt Wilson.

Discussion: Mayor Ken Williams said the owners of the property have done many good things for the community. He said the city has partnered with them for many events. He asked the owner to work together and follow the processes that are in place. He said fines and fees in the amount of two thousand three hundred dollars have been assessed to the owner and will go into the tourism fund.

Roll Call: Cozzi, Krug, Schuster, Wilson, Williams. No Nays.

Council Member Tim Krug moved to approve the FY24 Annual Audit/Financial Report, Seconded by Council Member Kurt Wilson.

Roll Call: Cozzi, Krug, Schuster, Wilson, Williams. No Nays.

Council Member Kurt Wilson moved to approve the bid for Curbside Waste Collection, Seconded by Council Member Melanie Cozzi.

Discussion: City Manager Darin DeHaan stated a subcommittee consisting of himself, Council Member Cozzi, and Council Member Wilson reviewed the bids received by all the waste collection companies. Their recommendation is to approve a contract with

Northern Illinois Disposal. Council Member Kurt Wilson said when they were reviewing the contracts, the most important aspect was to do the best for the residents that we could. Council Member Melanie Cozzi said she had reached out to other communities regarding every other week recycling. They reported that residents had transitioned to the change with no problems. They also discussed cost savings to residents, days of pickup, toter size, and educational materials being provided to residents.

Roll Call: Cozzi, Krug, Schuster, Wilson, Williams. No Nays.

Council Member Terry Schuster moved to approve the Purchase of a Bobcat L28 Small Articulated Loader as quoted MB639885, Seconded by Council Member Tim Krug.

Discussion: Public Works Director Bill Covell said the Bobcat will fit on any of the ADA Ramps and sidewalks within the city. He said that the public works department will be able to tackle downtown snow removal, clean catch basins, and clean roads for paving. City Manager Darin DeHaan said business owners will still need to help with the removal of snow downtown. The equipment was budgeted for and is in front of City Hall for anyone who wishes to try it out. Council Member Kurt Wilson asked if residents have been interested in the Adopt A Grate program. Public Works Director Bill Covell said he had one resident sign up but there are a lot of residents who already maintain the catch basins on their own.

Roll Call: Cozzi, Krug, Schuster, Wilson, Williams. No Nays.

Council Member Kurt Wilson moved to approve the appointment of Street Foreman Jordan Plock to the Tree Board, Seconded by Council Member Tim Krug.

Discussion: City Manager Darin DeHaan said the Tree Board is losing a member and Jordan seemed like the right fit.

Roll Call: Cozzi, Krug, Schuster, Wilson, Williams. No Nays.

Council Member Melanie Cozzi moved to approve Resolution 2024-07 AOP Road Closure, Seconded by Council Member Tim Krug.

Discussion: City Manager Darin DeHaan said the southern detour has been moved back to the original turn onto Webster Street.

Roll Call: Cozzi, Krug, Schuster, Wilson, Williams. No Nays.

Council Member Tim Krug moved to approve a Commercial Lease Subsidy Grant for Brooks Jewelers Inc., Seconded by Council Member Melanie Cozzi.

Discussion: City Manager Darin DeHaan said the location the business will be going into has been empty for a while. The owner will be providing custom jewelry, repairs, and cleaning. This is a unique business the city does not currently have.

Roll Call: Cozzi, Krug, Schuster, Wilson, Williams. No Nays.

Council Member Terry Schuster moved to approve Ordinance 2024-012 Approving and Authorizing the Execution of a TIF Redevelopment Agreement by and between the City of Oregon, Brooks Jewelers Inc., and Jennifer & Nicholas Brooks, Seconded by Council Member Tim Krug.

Roll Call: Cozzi, Krug, Schuster, Wilson, Williams. No Nays.

Council Member Terry Schuster moved to approve a Façade Grant for Jen's Artisan Breads Ltd., Seconded by Council Member Melanie Cozzi.

Discussion: Council Member Melanie Cozzi said the word in her signage is German. She also likes the perpendicular signs she has used. Mayor Ken Williams said the perpendicular signs are easier to see, especially from the highway. He encourages more downtown businesses to do the same.

Roll Call: Cozzi, Krug, Schuster, Wilson, Williams. No Nays.

Proclamations, Commendations, Etc.

Mayor Ken Williams proclaimed September 6th and 7th as Intellectually Disabled Days also known as Tootsie Roll Days. He asked for the community to drive carefully.

Discussion Items

Ordinance 2024-013 Pedal Bus License and Operation – 1st Reading: City Manager Darin DeHaan said AOP has decided not to have a pedal bus during the festival however the owner of the pedal bus is still interested in providing the service to the community. Winnebago and Byron have both approved an ordinance regarding pedal buses. The Planning Commission recommended the city council consider not allowing alcohol to be served or brought on to the pedal bus. The Oregon Park District and the Oregon School District are both agreeable to allowing a pedal bus on their property, however no alcohol would be allowed. Council Member Tim Krug said this would be good for tourism.

Discuss Food Truck request to park at Sarah Phelps Plaza: City Manager Darin DeHaan said the city received a request from a food truck owner to park at Sarah Phelps Plaza on 5th Street. He was initially concerned with taking up a parking space, but three parking spaces have been added to RT 64. Council Member Melanie Cozzi said many food trucks are located on a main highway. Could the food truck be allowed to park on RT 64 and face Sarah Phelps Plaza. City Manager Darin DeHaan said we do not want to affect downtown businesses. There could potentially be a line-of-sight issue if a food truck is allowed to park on RT 64 in front of Sarah Phelps Plaza. Mayor Ken Williams said Sarah Phelps Plaza is a prime location, and the city should look to provide unique food truck vendors that provide for example, ice cream or something not available from a local business. Council Member Tim Krug said good competition is good for all, he suggested limiting the days and times the food truck could provide services from the Sarah Phelps location. Council Member Melanie Cozzi said it would encourage downtown traffic.

Committee Reports

Economic and Community Development: Planning an offsite meeting. Focus on Comprehensive Plan and Economic Development ideas.

Sustainability: A public presentation will be held September 4th from 6 p.m. to 7 p.m. at City Hall. This will be the first viewing of the plan for community feedback.

Tree Board: Tree City USA application renews annually in September.

Public Art Commission: A citizen is interested in changing the banners in the downtown area.

Department Reports

Chief of Police Matt Kalnins: Thanked the City Council for supporting his decision to bring Taylor Buckwalter on board with the Police Department.

Public Works Director Bill Covell: RT 64 will be paved tomorrow; intersections will be open for the holiday weekend. He is working with Fehr Graham on more funding ideas for the Headworks Project. Sweeping chip sealed areas and applying fog coat begins next week. Council Member Melanie Cozzi said the chip sealing and providing parking areas on 9th Street has really helped with traffic. Bill commended Scott Wallace for an exceptional job working with the IEPA on permits.

Council Reports

Council Member Terry Schuster: He stated the chain surrounding the Sarah Phelps Plaza was up around the entire area and was not very welcoming. He suggested leaving some of the chains down to invite people to utilize the area.

Council Member Melanie Cozzi: Stated the Sarah Phelps Plaza is very eye catching, great improvements to the area.

Council Member Tim Krug: Said it will be nice to help with the cleanup of the downtown sidewalks this year with the purchase of the new equipment.

Mayor Ken Williams: National Night Out was well done and well attended. He said the handprints on the plow should last through the winter.

Council Member Melanie Cozzi moved to adjourn the meeting, Seconded by Council Member Tim Krug.

Roll Call: Cozzi, Krug, Schuster, Wilson, Williams. No Nays.

Adjourn: 6:31 P.M.

Ken Williams, Mayor

Attest: _____
Cheryl Hilton, City Clerk

September 10, 2024

Payroll in amount \$58,174.46

Ace Hardware & Outdoor Center	\$74.98
Atlorfer Inc	\$1,352.00
BNSF Railway Company	\$3,824.54
Brooks Jewelers	\$225.00
Butitta Bros. Automotive - Oregon	\$135.06
Butitta Bros. Automotive - Oregon	\$1,606.96
CDW Government	\$1,115.62
Comcast	\$248.98
ComEd	\$8,516.31
Dan Flanagan dba Flangan's Flatwork	\$2,270.00
Envision Healthcare	\$205.00
Ferguson Enterprises LLC dba Pollardwater	\$1,319.39
Fidelity Security Life Insurance	\$153.66
Fischer's	\$500.04
Frontier	\$117.58
Getz Fire Equipment	\$497.25
Grainger	\$855.22
Hagemann Horticulture LLC	\$4,100.00
Helm Civil	\$10,819.36
Highstar Traffic	\$2,182.50
James Taylor	\$420.00
Jen's Artisan Breads Ltd	\$375.00
Jen's Artisan Breads Ltd	\$1,155.00
Kelsey Excavating	\$6,029.00
Ken Williams	\$27.51
Kunes Country Auto Group	\$98.06
Liz Hiemstra	\$571.42
Manheim Solutions	\$2,592.00
MCS	\$145.00
NAPA	\$100.51
No Stone Unturned Crystals & More LLC	\$225.00
Ogle County Clerk & Recorder	\$60.00
Oregon SuperValu	\$13.45
Postmaster	\$350.00
Quill	\$164.08
R.N.O.W.	\$320.84
Republic Services #721	\$68.00
Rogers Ready Mix	\$702.00
Standard Equipment Co	\$156.93
Steve Benesh & Sons	\$2,400.00
SundogIT	\$2,473.00
Visa	\$504.88
Visa	\$549.81
Zoro Tools, Inc	\$80.79
	\$59,701.73

City Manager

**CITY OF OREGON
ORDINANCE 2024-013**

NOW THEREFORE, be it ordained by the Council of the City of Oregon, in the State of Illinois, as follows:

SECTION 1: **ADOPTION** “24.29 PEDAL BUS LICENSE AND OPERATION” of the City of Oregon Municipal Code is hereby *added* as follows:

ADOPTION

24.29 PEDAL BUS LICENSE AND OPERATION(*Added*)

SECTION 2: **ADOPTION** “24.29.010 Definitions” of the City of Oregon Municipal Code is hereby *added* as follows:

ADOPTION

24.29.010 Definitions(*Added*)

For the purposes of this Chapter, the following words and phrases shall have the meanings respectively ascribed to them unless the context otherwise requires:

PEDAL BUS: Any single-unit device upon which any person may ride, propelled by human power through a belt, chain, or gears, having four or more wheels, and designed and constructed in such a manner as to engage in the business of carrying groups of passengers for hire as agreed by pre-arranged contract.

PEDAL BUS BUSINESS: The business of operating a Pedal Bus for the recreational or physical transportation of groups of the general public as agreed by pre-arranged contract for a fee.

PEDAL BUS DRIVER: The person in actual physical control of the Pedal Bus who shall be an owner or employee of the Pedal Bus Business.

PEDAL BUS BUSINESS LICENSE: A license granted in accordance with this Chapter.

OPERATOR: The owner of a business that provided pedal bus services.

CITY STREETS: Any public right of way, roadway, or street located within the corporate limits of the City of Oregon, and subject to the jurisdiction of the City of Oregon, Ogle County IL.

SECTION 3: **ADOPTION** “24.29.020 Applicability” of the City of Oregon Municipal Code is hereby *added* as follows:

ADOPTION

24.29.020 Applicability(*Added*)

The provisions of this Chapter shall be applicable to all Pedal Buses and to all Pedal Bus Drivers and Operators of such Pedal Buses within the corporate limits of the City of Oregon.

SECTION 4: **ADOPTION** “24.29.030 Pedal Bus Driver Requirements” of the City of Oregon Municipal Code is hereby *added* as follows:

ADOPTION

24.29.030 Pedal Bus Driver Requirements(*Added*)

- A. No person shall be a Pedal Bus Driver or be hired or permitted to do so unless they are a duly licensed valid driver by the State of Illinois.
- B. Each person acting as a Pedal Bus Driver must be:
 - 1. Familiar with local traffic laws and ordinances; and
 - 2. Twenty-one (21) years of age or older.

SECTION 5: **ADOPTION** “24.29.050 Rates” of the City of Oregon Municipal Code is hereby *added* as follows:

ADOPTION

24.29.050 Rates(*Added*)

- A. It shall be unlawful for a Pedal Bus driver or other representative of a Pedal Bus business to charge a passenger fare that was not agreed upon with the passenger in advance through a pre-arranged contract.
- B. A copy of said contract must be present with the Pedal Bus driver for the duration of each group's reservation.

SECTION 6: **ADOPTION** “24.29.060 Rules And Regulations” of the City of Oregon Municipal Code is hereby *added* as follows:

ADOPTION

24.29.060 Rules And Regulations(*Added*)

- A. No Pedal Bus Business shall provide Pedal Bus service unless such Pedal Bus is covered by a bond or an insurance policy or other proof of general liability insurance in the minimum amount of one million dollars (\$1,000,000.00) per person, two million dollars (\$2,000,000.00) per incident and one hundred thousand dollars (\$100,000.00) for property damage. Evidence of such coverage shall be filed with the City manager prior to the issuance of the Pedal Bus Business license. Such insurance or bond must list the City of Oregon as an additional insured.
- B. No Pedal Bus Driver or other employee of a Pedal Bus Business shall imitate the name, colors, or emblems previously adopted and in use by other Pedal Bus Business or represent themselves as an employee of any other Pedal Bus Business.
- C. No person shall knowingly permit any Pedal Bus to be used in the perpetration of a crime.
- D. Every Pedal Bus Driver shall obey all traffic rules established by statute or ordinance.
- E. No Pedal Bus Driver shall exceed the rated seating capacity of the Pedal Bus.
- F. No Pedal Bus Driver shall operate a Pedal Bus until all passengers are seated in a seat designated for that purpose.
- G. No passenger shall be allowed to ride the Pedal Bus except in the designated seating area.
- H. Pedal Buses license under this Chapter shall not operate or permit the operation of any sound amplification system in violation of any City Ordinance.
- I. No alcohol will be allowed to be stored, transported, or consumed on the Pedal Bus at any time.
- J. Pedal Bus Operation**
 - 1. No Pedal Bus Driver shall, while transporting passengers, use a cell phone or other wireless device unless said Pedal Bus is not in motion.
 - 2. No Pedal Bus shall be driven in weather conditions that pose an unreasonable safety risk to the driver or passengers of the Pedal Bus or to motorists or pedestrians.
 - 3. For the purposes of immediately loading and unloading passengers, a Pedal Bus may remain standing upon a street if the Pedal Bus is in any legal parking stall, designated loading zone, or any other location that does not impede pedestrian or vehicular traffic.
 - 4. No Pedal Bus shall board passengers or allow passengers to exit a Pedal Bus from a traffic lane.
 - 5. No Pedal Bus shall be left unattended by the Pedal Bus Driver unless legally parked in a legal parking stall.

6. No Pedal Bus shall operate on any street with a posted speed limit of thirty-five (35) miles per hour or greater, except for the purpose of crossing that street in a legal manner.
7. No Pedal Bus Driver while driving a Pedal Bus shall stop on a street with a posted speed limit of thirty-five (35) miles per hour or greater in order to pick up or drop off passengers.
8. No Pedal Bus Driver shall drive a Pedal Bus on a sidewalk, or a designated path constructed for use by pedestrians.
9. No Pedal Bus shall drive in a way that obstructs the flow of pedestrian traffic except for the time period necessary to pick up or drop off passengers.
10. No Pedal Bus may operate on any of the following streets unless crossing them in a legal manner: Washington Street and Fourth Street.
11. No Pedal Bus may operate on roads, drives, parking lots or other property owned by the Oregon School District or Oregon Park District if alcohol is present on the Pedal Bus. If the Pedal Bus will be operated on Oregon School District or Oregon Park District Property they must be listed as additionally insured as part of the license process with the City. All other rules, ordinances or regulations of the Oregon Park District and Oregon School District must be adhered to.
12. No Pedal Bus shall operate on Oregon School District roads and in parking lots during the following time period: Monday through Friday from 7:00 a.m. to 4:00 p.m. during the regular school year without express written permission from the Oregon School District.
13. The city may exclude certain streets from the Operation of the Pedal Bus as it deems appropriate for the safety of the bus passengers and the motoring public.
14. No Pedal Bus may operate before 10:00 a.m. or after sunset or 8:00 p.m. (whichever occurs first).

SECTION 7: ADOPTION “24.29.70 Equipment” of the City of Oregon Municipal Code is hereby *added* as follows:

ADOPTION

24.29.70 Equipment(*Added*)

A. Condition of Pedal Bus: Inspections:

1. No license to engage in the business of driving a Pedal Bus shall be issued unless:
 - a. The Pedal Bus is equipped with seats for the driver and all passengers;
 - b. The Pedal Bus provides a hood or cover to protect passengers from

the elements;

- c. The Pedal Bus is equipped with hydraulic or mechanical disc brakes, which are battery powered or generator operated, both front and rear turn signals, tires and a bell or horn;
 - d. The Pedal Bus is equipped with permanently affixed headlights. The headlights shall be capable of projecting a beam of white light five hundred (500) feet;
 - e. The Pedal Bus is equipped with permanently affixed taillights, which are battery powered or generator operated. These lights shall be affixed on the right and left sides of the exterior of the vehicle at the same level. These lights shall be red in color and visible from a distance of (500) feet;
 - f. The Pedal Bus has affixed to the rear a slow-moving vehicle triangle;
 - g. The Pedal Bus has been inspected and found by the Chief of Police or their designee to have all mandatory equipment required by this ordinance;
 - h. A written certificate of the inspection required by this section is filed with the City Clerk or their designee.
2. Every Pedal Bus in operation shall be inspected at the beginning of the license year to determine if such Pedal Bus meets the requirements of this ordinance. The inspection required may be conducted by the City of by such duly qualified persons as the Chief of Police may direct.
3. Additional inspections may be required as often as the apparent condition of the Pedal Bus warrants.
- B. All Pedal Buses shall have painted conspicuously upon the unit, the name of the Pedal Bus business as provided by the City Manager or their designee in visible lettering at least three (3) inches in height.
- C. It shall be unlawful to operate a Pedal Bus that is wider than seventy-eight (78) inches at its widest point.
- D. It shall be unlawful for any person to drive or cause to be driven a Pedal Bus that is not in good working order. Also, the Pedal Bus shall be maintained in such a manner as to ensure the safety, reliability, and cleanliness of such vehicle.

SECTION 8: ADOPTION “24.29.80 Alcohol Possession And Consumption” of the City of Oregon Municipal Code is hereby *added* as follows:

ADOPTION

24.29.80 Alcohol Possession And Consumption(*Added*)

- A. No Pedal Bus Operator or Driver shall allow alcohol to be consumed upon the Pedal Bus without first obtaining the appropriate liquor license.
- B. No Pedal Bus Operator or Driver shall provide an alcoholic beverage to a passenger

for a fee or as part of the passenger transport service.

C. No Pedal Bus Operator or Driver shall provide or stock any alcoholic beverage in the Pedal Bus.

D. Alcoholic beverages may be consumed by a pedal bus passenger under the following conditions:

1. Pursuant to Section 8.08.060 of the Oregon Municipal Code, alcoholic beverages may be transported and consumed aboard properly licensed pedal buses operating within the corporate limits of the City of Oregon.
2. No glassware of any kind shall be allowed for consumption of alcoholic liquor on a pedal bus. This prohibition includes, but is not limited to, bottles, receptacles, or drinking glasses. Glass bottles or containers may be used solely by the Pedal Bus Operator or its employees for the exclusive purpose of uncorking, pouring, serving or otherwise controlling the consumption of alcoholic liquor.
3. Alcoholic beverages as defined by this section may only be consumed from paper, plastic, or foam cups.
4. Alcoholic beverages as described in this section may be consumed only when the passenger is in or on a Pedal Bus and only when otherwise permitted by all applicable state and local law and regulation, including but not limited to all other applicable laws or rules of the State of Illinois and the City of Oregon. No alcoholic beverages shall be permitted to be taken off the Pedal Bus.
5. The Pedal Bus Operator and Driver may not allow consumption of alcoholic beverages by persons under the age of twenty-one (21).
6. Consumption of alcohol will only be permitted if all passengers are twenty-one (21) years of age or older.
7. No garbage of any kind shall be permitted to be thrown, fall, blown, or discarded off the Pedal Bus onto any public or private property (with the exception of placement into a public garbage receptacle). Otherwise, all garbage of any kind shall be collected by the Driver and properly disposed of at the end of each group's reservation.

SECTION 9: ADOPTION “24.29.90 Violations” of the City of Oregon
Municipal Code is hereby *added* as follows:

ADOPTION

24.29.90 Violations(*Added*)

Any violation of this ordinance shall be punishable by a fine of not less than two hundred fifty dollars (\$250.00) for the first offense, five hundred dollars (\$500.00) for a second offense, and seven hundred and fifty dollars (\$750.00) for a third or each subsequent offense. The City reserves the right to suspend or revoke the violator's permit to operate a Pedal Bus upon the City Streets at the discretion of the City Manager or Chief of Police, for any violation of this

Ordinance, regardless of whether it is a first or subsequent offense.

SECTION 10: ADOPTION “24.29.040 Pedal Bus Business License” of the City of Oregon Municipal Code is hereby *added* as follows:

ADOPTION

24.29.040 Pedal Bus Business License(*Added*)

- A. No person shall engage in the business of operating a Pedal Bus in the City without first having secured a license as provided in the section 34 of this code. The license shall be issued for a period of one (1) calendar year without proration at a cost of two hundred dollars (\$200.00). The license may be renewed annually thereafter at a cost of two hundred dollars (\$200.00) on a calendar year basis without proration. A decal or sticker shall be issued for each Pedal Bus licensed and certified to be operated on the City Streets upon payment of the annual fee(s). The non-transferable decal or sticker must be prominently displayed on the rear of the Pedal Bus on the lower-right-hand side. A replacement decal or sticker shall be twenty-five dollars (\$25.00).
- B. A verified application for a Pedal Bus business license shall be made in writing by the owner or manager of the Pedal Bus to the City Manager or their designee upon forms furnished by the City. The application shall include the following information:
1. The full name of the applicant (if a firm, company or corporation, also provide names, telephone number, email address, and addresses of members, shareholders, and officers e.g. president, secretary, and treasurer;
 2. The applicant's residence (local and permanent) address;
 3. The full name and intended place of business, the telephone number of the business, and any manager;
 4. The number of Pedal Buses to be operated, a complete description of each Pedal Bus to be used, pictures clearly depicting all four (4) sides of each unit to be operated, the seating capacity thereof according to it's trade rating, the company assigned number, the body style and color;
 5. Issuance and validity statement and insurance certificates;
 6. Name of liability insurance carrier and a copy of the declaration of coverage/certificate of insurance issued by the carrier insuring the Pedal Bus, listing the City of Oregon as an additional insured;
 7. Make, model, serial number, and description of the Pedal Bus for which the license is sought;
 8. An executed waiver of liability signed by the applicant releasing the City of Oregon from any liability for any claim and agreeing to hold the City harmless and indemnify it for any claim resulting from the applicant's operation of the Pedal Bus on the City Streets;
 9. A statement by the applicant that the Pedal Bus meets all applicable State and local laws with regards to required equipment;

- 10. A statement that the applicant agrees at all times to comply with all applicable State and local laws governing the operation of Pedal Buses;
- 11. Signature of applicant;
- 12. Such other information as may be requested by the City;
- C. The City Manager or their designee is authorized to issue a license to any qualified applicant for the operation of a Pedal Bus business. The license shall contain a distinguishing number, full name of the person owning such Pedal Bus business, and their business address;
- D. The Pedal Bus business license is non-assignable and nontransferable.
- E. The Pedal Bus shall carry a copy of said license aboard the Pedal Bus unit at all times and shall present it for inspection upon the request of any passenger or law enforcement officer.
- F. Whenever an owner/manager of a Pedal Bus Business has lost or destroyed their license, they shall submit an affidavit in writing to the City Manager or their designee stating that the license has been lost or destroyed. The City Manager or their designee shall issue a duplicate copy or substitute thereof, for a replacement fee of twenty-five (\$25.00) dollars.
- G. Suspension or Revocation:
 - 1. The City may initiate suspension and/or revocation proceedings for a license issued under this Chapter for any of the following:
 - a. Violation of any law or ordinance provisions regulating the license or operation of the Pedal Bus Business or any other provisions of City ordinances;
 - b. Knowingly allowing a person with a driver's license that is suspended or revoked under the State Vehicle Code (625 ILCS 5/1-100 et seq.) to act as a Pedal Bus Driver.
- H. Licensees shall report any change in information furnished in the application for a Pedal Bus license pursuant to this Chapter to the City Manager or their designee in writing within ten (10) days of the change. Failure to so report shall be cause for suspension or revocation of the license.
- I. If a business license holder wants to renew their business license to operate a Pedal Bus so that the renewal takes effect immediately upon the expiration of the prior annual license, such license holder must submit the renewal application prior to January 1. Applications for renewal submitted after January 1 shall incur a late fee of twenty-five (\$25.00) dollars. If the late fee is not paid prior to issuance of the renewed license, the existing license shall lapse as of 11:59 p.m. on December 31.

SECTION 11: **AMENDMENT** “8.08.060 Classes; Fees Generally” of the City of Oregon Municipal Code is hereby *amended* as follows:

AMENDMENT

8.08.060 Classes; Fees Generally

Licenses under this chapter are divided into classes as follows:

- A. Class A licenses shall authorize the retail sale, on the premises specified, of alcoholic liquor for consumption on the premises as well as other retail sales of such liquor. The annual fee for such license shall be as established by the city, payable in equal semiannual installments.
- B. Class B licenses shall authorize the retail sale of alcoholic liquor, but not for consumption on the premises where sold. The annual fee for such license shall be as established by the city, payable in equal semiannual installments.
- C. Class C licenses shall authorize the retail sale of alcoholic liquor in a bowling alley for consumption on the premises. The license holder must own and operate the bowling business and the major revenue source for the business must be line fees, bowling equipment rentals, pro-shop sales, food sales and league fees. The liquor sale or dispensing area shall be enclosed as a separate room into which no underage persons, as defined in this chapter, shall enter. The room shall be locked and no one shall be admitted or enter therein during restricted closing hours as defined in this chapter. The annual fee for such license shall be as established by the city, payable in equal semiannual installments.
- D. Class D licenses shall authorize the retail sale, on the premises specified, of beer and wine only in a restaurant for consumption on the premises. The license holder must own and operate the restaurant and more than 80 percent of the restaurant's revenue must be generated from non-beer/wine sales. The annual fee for such license shall be as established by the city, payable in equal semiannual installments.
- E. Class E licenses shall authorize the retail sale of alcoholic liquor by a club to its members for consumption on club premises only. The annual fee for such license shall be as established by the city, payable in equal semiannual installments.
- F. Class A-1 Sunday licenses shall authorize the retail sale, on the premises specified, of alcoholic liquor for consumption on the premises between the hours of 12:00 noon and 11:00 p.m. on Sunday only. The annual fee for such license shall be as established by the city, payable in equal semiannual installments. In order to obtain a Class A-1 license, the applicant shall possess a current Class A license. Class A-1 Sunday license holders shall apply for a one-day license for festivals and holiday weekends with approval from the city council. The fee of such license shall be as established by the city, payable in advance for each occasion. Class A-1 licenses shall be governed in all other respects by the terms and conditions governing Class A licenses.
- G. Class B-1 Sunday licenses shall authorize the retail sale of alcoholic liquor between the hours of 12:00 noon and 11:00 p.m. on Sunday only, but not for consumption on the premises where sold. The annual fee for such license shall be as established by the city, payable in equal semiannual installments. In order to obtain a Class B-1 license, the applicant shall possess a current Class B license. Class B-1 Sunday license holders shall apply for a one-day license for festivals and holiday weekends with approval from the city council. The fee of such license shall be as established by the city, payable in advance for each occasion. Class B-1 licenses shall be governed in all other

respects by the terms and conditions governing Class B licenses.

- H. Class C-1 Sunday licenses shall authorize the retail sale of alcoholic liquor in a bowling alley for consumption on the premises between the hours of 12:00 noon and 11:00 p.m. on Sunday only. The annual fee for such license shall be as established by the city, payable in equal semiannual installments. In order to obtain a Class C-1 license, the applicant shall hold a current Class C license. Class C-1 Sunday license holders shall apply for a one-day license for festivals and holiday weekends with approval from the city council. The fee of such license shall be as established by the city, payable in advance for each occasion. Class C-1 licenses shall be governed in all other respects by the terms and conditions governing Class C licenses.
- I. Class D-1 Sunday licenses shall authorize the retail sale of beer and wine only for a Class D license holder for consumption on the premises between the hours of 12:00 noon and 11:00 p.m. on Sunday only. The annual fee for such license shall be as established by the city, payable in equal semiannual installments. In order to obtain a Class D-1 license, the applicant must hold a current Class D license. Class D-1 Sunday license holders shall apply for a one-day license for festivals and holiday weekends with approval from the city council. The fee of such license shall be as established by the city, payable in advance for each occasion. Class D-1 licenses shall be governed in all other respects by the terms and conditions governing Class D licenses.
- J. Class E-1 Sunday licenses shall authorize the retail sale of alcoholic liquor by a club to its members for consumption on club premises only between the hours of 12:00 noon and 11:00 p.m. on Sunday only. The annual fee for such license shall be as established by the city, payable in equal semiannual installments. In order to obtain a Class E-1 license, the applicant shall hold a current Class E license. Class E-1 Sunday license holders shall apply for a one-day license for festivals and holiday weekends with approval from the city council. The fee of such license shall be as established by the city, payable in advance for each occasion. Class E-1 licenses shall be governed in all other respects by the terms and conditions governing Class E licenses.
- K. Class F temporary licenses shall authorize the sale of alcohol and the tasting of alcohol. All consumption shall be under the supervision of the license holder and shall be conducted in a manner which confines consumption on the premises only. Alcohol tasting and sales shall take place only between 11:00 a.m. and 12:00 midnight Monday through Saturday and 12:00 noon to 11:00 p.m. on Sundays. Curb services or sale is prohibited. The city council shall determine the length of the license, but shall not exceed three days. All other limitations and conditions as set forth in this Code shall apply to Class F licenses. The location for such shall be within the city limits.
 - 1. Prior to the issuance of a Class F license, the proposed license holder shall provide evidence to the liquor commissioner and/or committee of dram shop liability insurance issued by a reputable insurance company doing business in the state in limits no less than required by the Illinois Dram Shop Act as provided in 235 ILCS 5/6-21 and shall come upon approval, be filed in the office of the city clerk. The policy shall also name the city as an additional insured.
 - 2. The fee shall be as established by the city, payable in advance.

L. Class G liquor alcohol tasting shall be unlawful for any person to sell or offer for sale at retail any alcoholic liquor between 1:00 a.m. and 6:00 a.m. Monday through Saturday of each week, provided that no alcoholic liquor shall be offered for sale at retail in the city between the hours of 1:00 a.m. Sunday morning and 12:00 noon on Sunday. Class G-1 retail sales shall be between 12:00 noon to 11:00 p.m. on Sundays. Licenses shall authorize the licensees to sell at retail all alcoholic beverages by the drink for consumption on the premises only. All consumption shall be under the supervision of the license holder. Curb services or sale is prohibited. All other limitations and conditions as set forth in this Code shall apply to Class G and G-1 licenses. The location for such shall be within the city limits.

1. Prior to the issuance of a Class G and/or G-1 license, the proposed license holder shall provide evidence to the liquor commissioner and/or committee of dram shop liability insurance issued by a reputable insurance company doing business in the state in limits no less than required by 235 ILCS 5/6-21 and shall come upon approval, be filed in the office of the city clerk; also naming the city as an additional insured.
2. The liquor sale or dispensing area shall be which no underage persons, as defined in this chapter shall enter.
3. The annual fee for a Class G and Class G-1 licenses will be as established by the city, payable in equal semiannual installments.
4. There shall be in effect no more than five licenses at one time.

(Code 1970, § 5-4-7; Code 1987, § 4-243; Ord. No. 895, § 5-4-7, 2-25-1985; Ord. No. 906, § 5-4-7, 8-26-1985; Ord. No. 911, § 5-4-7, 9-23-1985; Ord. No. 1018, 4-13-1992; Ord. No. 1026, 9-28-1992; Ord. No. 1048, 2-28-1994; Ord. No. 1121, 9-14-1998; Ord. No. 1124, 10-26-1998; Ord. No. 1130, 3-8-1999; Ord. No. 1135, 9-27-1999; Ord. No. 1139, 1-24-2000; Ord. No. 1148, 8-28-2000; Ord. No. 1212, 3-14-2005; Ord. No. 09-108, 8-24-2009; Ord. No. 2010-108, 6-14-2010; Ord. No. 2010-110, 7-12-2010; Ord. No. 2013-102, 2-26-2013)

State Law reference— Local determination of the number, kind and classification of licenses and the amount of fees, 235 ILCS 5/4-1.

PASSED AND ADOPTED BY THE CITY OF OREGON COUNCIL

_____.

	AYE	NAY	ABSENT	ABSTAIN
Council Member Kurt Wilson	_____	_____	_____	_____
Council Member Terry Schuster	_____	_____	_____	_____
Council Member Tim Krug	_____	_____	_____	_____
Council Member Mel Cozzi	_____	_____	_____	_____
Mayor Ken Williams	_____	_____	_____	_____

Presiding Officer

Attest

Ken Williams, Mayor, City of Oregon

Cheryl Hilton, City Clerk, City of Oregon

**CITY OF OREGON
ORDINANCE 2024-009**

**AN ORDINANCE AMENDING CITY CODE OF THE CITY OF OREGON,
ILLINOIS, CHAPTER 12.08 (FIRE PREVENTION AND PROTECTION),
SECTION 12.08.030 (FIREWORKS) AND ADDING SECTION 12.08.035 (HOURS
OF DISPLAY) AND ADDING SECTION 12.08.40 (PENALTY) OF THE CITY OF
OREGON, ILLINOIS**

WHEREAS, the City of Oregon is not a home rule municipality within Article VII, Section 6A of the Illinois Constitution, and accordingly, acts pursuant to the powers granted to it under 65 ILCS 5/1-1 et seq; and,

WHEREAS, the Illinois Pyrotechnic Use Act, 425 ILCS 35/2 prohibits the possession, sale, and use of fireworks throughout the State of Illinois, except as otherwise provided through reasonable rules and regulations for permitting such displays as may be set by local ordinance; and,

WHEREAS, the City Council of the City of Oregon finds it is in the best interests of the citizens of the City of Oregon to amend the City Code of the City of Oregon, Illinois, Chapter 12.08 to allow for better regulation of fireworks; and

NOW THEREFORE, be it ordained by the Council of the City of Oregon, in the State of Illinois, as follows:

SECTION 1: **AMENDMENT** “12.08.030 Fireworks” of the City of Oregon Municipal Code is hereby *amended* as follows:

BEFORE AMENDMENT

12.08.030 Fireworks

- A. Definitions: The following words, terms and phrases, when used in this section, shall have the meanings ascribed to them in this paragraph, except where the context clearly indicates a different meaning: FIREWORKS: Any explosive composition or any substance or combination of substances, or article prepared for the purpose of producing a visible or audible effect of a temporary exhibitional nature by explosion, combustion, deflagration or detonation, and shall include blank cartridges, toy cannons in which explosives are used, the type of balloons which require fire underneath to propel the same, firecrackers, torpedoes, sky rockets, Roman candles, bombs or other fireworks of like construction and any fireworks containing any explosive compound; or any tablets or other device containing any explosive substance, or containing combustible substances producing visual effects. The term "fireworks" shall not include snake or glow worm pellets; smoke devices; sparklers; trick noisemakers

known as "party poppers," "booby traps," "snappers," "trick matches," "cigarette loads" and "auto burglar alarms"; toy pistols, 25/100 grains or less of explosive compound are used, provided they are so constructed that the hand cannot come in contact with the cap when in place for the explosion; and toy pistol paper or plastic caps which contain less than 25/100 grains of explosive mixture; the sale and use of which shall be permitted at all times.

- B. Enforcement: Every person having the custody or control of any minors shall assist in the enforcement of this section. Every person owning or occupying real estate within the city shall assist in the enforcement of this section. It shall be unlawful for any person having the custody and control of any minors knowingly to permit or allow any such minors to violate any of the provisions of this section, and for any person occupying or owning real estate in the city knowingly to permit or allow any violation of this section upon the real estate so owned or occupied by him.
- C. Police To Confiscate; Destroy: If any of the police officers of the city shall discover that any fireworks are being stored, possessed, sold, given away, delivered, exploded, discarded or ignited in violation of this section, it shall be the duty of such officer to thereupon seize such articles of fireworks, and to destroy the same, in accordance with the requirements of state law, and arrest the person guilty of the violation of this section.
- D. Storage; Sale: It shall be unlawful, except as provided in paragraph F, for any person to store, possess, sell, give away or deliver any fireworks.
- E. Discharge; Ignition; Explosion: It shall be unlawful, except as provided in paragraph F, for any person to discharge, ignite or explode or to cause to be discharged, ignited or exploded any article of fireworks within the city.
- F. Permit:
 - 1. Notwithstanding the provisions of paragraphs D and E, fireworks may be sold, delivered and exploded within the city in connection with fairs, carnivals or other public celebrations or exhibitions in accordance with state law, after first securing from the city written permission therefor.
 - 2. Any person or group of persons desiring to explode or to cause to be exploded fireworks in connection with any of the enterprises specified in paragraph F, 1 shall file an application with the clerk, at least five days before the date on which it is proposed to use said fireworks, a written statement in which it shall be stated the date and place when it is proposed to so explode fireworks and the person from whom it is proposed to buy said fireworks. If, in the opinion of the mayor, the public safety will not be endangered by the proposed use of fireworks, he shall, under his hand, grant written permission for the use of such fireworks, which written permit shall state the date and place where such fireworks are to be used, and may contain such other reasonable regulations and restrictions concerning the use of such fireworks as the mayor shall deem proper for insuring public safety.

(Code 1970, §§ 7-3-1–7-3-6; Code 1987, §§ 5-36–5-41)

State Law reference— Fireworks, 425 ILCS 30/1 et seq.; local regulation of fireworks, 425

AFTER AMENDMENT

12.08.030 Fireworks

- A. Definitions: The following words, terms and phrases, when used in this section, shall have the meanings ascribed to them in this paragraph, except where the context clearly indicates a different meaning: FIREWORKS: Any explosive composition or any substance or combination of substances, or article prepared for the purpose of producing a visible or audible effect of a temporary exhibitional nature by explosion, combustion, deflagration or detonation, and shall include blank cartridges, toy cannons in which explosives are used, the type of balloons which require fire underneath to propel the same, firecrackers, torpedoes, sky rockets, Roman candles, bombs or other fireworks of like construction and any fireworks containing any explosive compound; or any tablets or other device containing any explosive substance, or containing combustible substances producing visual effects. The term "fireworks" shall not include snake or glow worm pellets; smoke devices; sparklers; trick noisemakers known as "party poppers," "booby traps," "snappers," "trick matches," "cigarette loads" and "auto burglar alarms"; toy pistols, 25/100 grains or less of explosive compound are used, provided they are so constructed that the hand cannot come in contact with the cap when in place for the explosion; and toy pistol paper or plastic caps which contain less than 25/100 grains of explosive mixture; the sale and use of which shall be permitted at all times.
- B. Enforcement: Every person having the custody or control of any minors shall assist in the enforcement of this section. Every person owning or occupying real estate within the city shall assist in the enforcement of this section. It shall be unlawful for any person having the custody and control of any minors knowingly to permit or allow any such minors to violate any of the provisions of this section, and for any person occupying or owning real estate in the city knowingly to permit or allow any violation of this section upon the real estate so owned or occupied by him.
- C. Police To Confiscate; Destroy: If any of the police officers of the city shall discover that any fireworks are being stored, possessed, sold, given away, delivered, exploded, discarded or ignited in violation of this section, it shall be the duty of such officer to thereupon seize such articles of fireworks, and to destroy the same, in accordance with the requirements of state law, and arrest the person guilty of the violation of this section.
- D. Storage; Sale: It shall be unlawful, except as provided in paragraph F, for any person to store, possess, sell, give away or deliver any fireworks.
- E. Discharge; Ignition; Explosion: It shall be unlawful, except as provided in paragraph F, for any person to discharge, ignite or explode or to cause to be discharged, ignited or exploded any article of fireworks within the city.
- F. Permit:
 - 1. Notwithstanding the provisions of paragraphs D and E, fireworks may be

sold, delivered and exploded within the city in connection with fairs, carnivals or other public celebrations or exhibitions in accordance with state law, after first securing from the city written permission therefor.

2. Any person or group of persons desiring to explode or to cause to be exploded fireworks in connection with any of the enterprises specified in paragraph F, 1 shall file an application with the clerk, at least ~~fifteen~~ five days before the date on which it is proposed to use said fireworks, ~~a written statement in which it shall be stated the date and place when it is proposed to so explode fireworks and the person from whom it is proposed to buy said fireworks. If, in the opinion of the mayor, the public safety will not be endangered by the proposed use of fireworks, he shall, under his hand, grant written permission for the use of such fireworks, which written permit shall state the date and place where such fireworks are to be used, and may contain such other reasonable regulations and restrictions concerning the use of such fireworks as the mayor shall deem proper for insuring public safety.~~

3. No person shall possess, store, use, or explode any fireworks unless he shall have been issued a fireworks display permit. No person under the age of 21 years old shall be eligible to be issued a display permit.

- a. Application for any fireworks display permit shall be filed on the form approved by the City of Oregon and Oregon Fire Protection District and shall be available in the office of the city clerk. No application shall be accepted nor permit approved unless application is made 15 days or more in advance of the date of display. Each application shall include proof of insurance in a sum not less than \$1,000,000 conditioned on compliance with the provisions of this Code and the regulations of the state fire marshal. The City of Oregon and the Oregon Fire Protection District must be named as additionally insured. The permittee shall be responsible for all damages or injuries occurring as a result of any display permitted, the amount not limited to the insurance provided. All individuals applying for a display permit must include a copy of his/her lead pyrotechnic operator license issued by the office of the state fire marshal.

- b. The city clerk shall forward all completed application forms to the Oregon Fire Protection District (OFPD) within five working days of receipt.

- c. The OFPD Chief shall investigate or cause to be investigated, each application to determine whether the display is of a character and so located, so as not to constitute an unreasonable hazard to any person or property and complies with all requirements for fireworks displays contained in the NFPA 1123 Code for Fireworks Display, 2018 Edition.

- d. If, upon completion of the investigation, if the OFPD determines that all requirements of this article are satisfied, the OFPD Chief or his designee shall approve the display permit and return it to the city clerk for city approval.

- e. In the event that the OFPD Chief or his designee does not approve and issue the display permit, the applicant shall be informed by the City Manager or his designee, in writing, of the reasons thereof.
- f. The possession and use of fireworks by the permittee shall be lawful only for the purpose of display contained in the permit.
- g. The permit granted hereunder shall not be transferable. Only the person named on the permit shall be authorized to possess and display fireworks.

(Code 1970, §§ 7-3-1–7-3-6; Code 1987, §§ 5-36–5-41)

State Law reference— Fireworks, 425 ILCS 30/1 et seq.; local regulation of fireworks, 425 ILCS 30/24; "Fireworks" defined, 425 ILCS 30/2.

SECTION 2: **ADOPTION** “12.08.035 Hours Of Display” of the City of Oregon Municipal Code is hereby *added* as follows:

BEFORE ADOPTION

12.08.035 Hours Of Display (Non-existent)

AFTER ADOPTION

12.08.035 Hours Of Display(*Added*)

Displays shall not be conducted before 10:00 a.m. or after 11:00 p.m., except where prior approval is granted through the permit process by the City of Oregon.

SECTION 3: **ADOPTION** “12.08.40 Penalty” of the City of Oregon Municipal Code is hereby *added* as follows:

BEFORE ADOPTION

12.08.40 Penalty (Non-existent)

AFTER ADOPTION

12.08.40 Penalty(*Added*)

Any person who violated any provision of this chapter, for which another penalty is not already provided shall be fined according to the general penalties set forth in Chapter 1.16 General Penalties of this code.

PASSED AND ADOPTED BY THE CITY OF OREGON COUNCIL

_____.

	AYE	NAY	ABSENT	ABSTAIN
Council Member Kurt Wilson	_____	_____	_____	_____
Council Member Terry Schuster	_____	_____	_____	_____
Council Member Tim Krug	_____	_____	_____	_____
Council Member Mel Cozzi	_____	_____	_____	_____
Mayor Ken Williams	_____	_____	_____	_____

Presiding Officer

Attest

Ken Williams, Mayor, City of Oregon

Cheryl Hilton, City Clerk, City of Oregon



Our Mission: To foster an environment of economic growth and opportunity through effective partnerships with our citizens, businesses, and visitors while maintaining a high standard for quality of life in a progressive community which embraces its heritage.

CITY OF OREGON

115 N. 3rd Street, Oregon, IL 61061

Phn: 815-732-6321/ website: cityoforegon.org

To: Mayor Ken Williams & Oregon City Council
From: Darin J. DeHaan, City Manager
Re: Bi-monthly Report

DATE: Sep 10, 2024

I am pleased to provide Mayor Williams and the Oregon City Council with the following synopsis of City Business for – Aug 24, 2024 – Sep 6, 2024

Submitted by Darin DeHaan - City Manager:

- I have finished the initial review process for upgrading our building codes. Next step will be to hold a city council work session to work through each of the codes before adoption. The code update is required by state law. We are working on the following code adoptions:
 - 2024 International Residential Code.
 - 2024 International Building Code.
 - 2024 International Existing Building Code.
 - 2024 International Fire Code.
 - 2024 International Mechanical Code.
 - 2024 International Fuel Gas Code.
 - 2024 Illinois Energy Conservation Code.
 - 2023 International Property Maintenance Code.
 - 2024 NFPA 101 Life Safety Code.
 - 2023 National Electrical Code
 - Illinois State Plumbing Code (current edition).
 - Illinois Accessibility Code (current edition).
 - 2024 International Swimming Pool and Spa Code.
- We held an AOP planning meeting with emergency services as well as AOP board members. I appreciate all of the efforts put into making this a safe and successful festival for our community. No major changes from last year other than we will make some adjustments on barricading and the detour route will turn on Webster instead of Clay this year.

- Cheryl and I looked at a demo for a council agenda software through civic plus. The software has some great features. No decision yet we will discuss it some more. Our goal is to increase accessibility for the public as well as streamline the agenda building process with all of the attachments each meeting.
- I spent a significant amount of time this week working on housing with our Exec team and Charlene Couloumbe, Executive Director of the Ogle County Economic Development Corporation. We continue to forge ahead with various strategies to fix the housing gap in Oregon. We are not alone; this is a major topic for most Illinois communities.
- Met with a potential new business for a downtown location. I connected them with the Oregon Chamber of Commerce. They will look at the site and will work with our building inspector on possible improvements.
- On September 4th we held a public meeting to present the draft of our Sustainability Plan for public input. We had around 12 people attend the presentation. Thank you Lauren Kleve for providing a great overview and facilitating the discussion. The plan will get one final review by the committee then will be presented to the City Council for final approval.
- We went to bid for the Sarah Phelps LED message board project. Bid openings will be held on September 11th at 3:30 p.m.
- We added a computer to the service desk at City Hall. This will allow staff quicker access to utility records when they are helping the public and providing information that's requested.
- I had the great pleasure to teach Procedural Justice at the Sauk Valley Community College Police Academy. Our new Officer Taylor Buckwalter is in her first week of the academy. Graduation date is set for December 19th, 2024. The academy is 16 weeks long.
- I'm working through the transition from Republic to Northern Illinois Disposal for our new garbage contract. **PUBLIC REMINDER**: that we will be working with Republic to pick up their garbage and recycling totes which will be replaced by NID's. We will push out information via social media and our website. Please be patient as this will be a major transition.
- Reminder Senator Andrew Chesney will be conducting a public Community Connection meeting on 9/12/24 at 5:45 p.m. at Nash Recreation Center. Mayor Williams will be introducing him.
- I'm working with our City Attorney to review the new Refuse Contract with Northern Illinois Disposal. Please be aware that we will have a transition period where Republic will be collecting their cans and NID will be deploying the new cans. Bear with us!

City Hall - Cheryl Hilton - City Clerk:

- The next brush pickup is scheduled for September 30th.
- 10 Building Permits were issued for the month of August.
- Petition Packets for the upcoming Consolidated Election are available for pickup at City Hall.

MEETING INFORMATION

Economic and Community Development Committee:

Next meeting: I'm currently working to set up a work session to develop the future vision for Economic Development as it relates to our updated Comprehensive Plan.

Planning & Zoning:

Next meeting Sep 17, 2024 at 5:30 p.m. Oregon City Hall Council Chambers.

- Public Hearing for a Short-Term Rental Request - 114 River Road.

City Council Meeting:

Next meeting Sep 24, 2024 at 5:30 p.m. Oregon City Hall Council Chambers

Sustainability Committee:

Next meeting: Oct 14, 2024 The committee will complete the final review of the sustainability plan and then it will be presented to the City Council for adoption.

Public Art Commission:

Next Meeting TBD

Tree Board:

Next Meeting TBD

PUBLIC WORKS:

Director of Public Works Submitted by Bill Covell:

- Monthly Fuel Reports
- Approve driveway and tree permits
- Setup and attended meeting with Frontier Communications
 - Items discussed were low lines, service installs, and repair work
- Help with storm damage and scheduled additional storm work

- Trestle Ridge
 - Communicate with Engineer on operating permits and as-builts
 - On-site observation on water and sewer installation
 - Trained Andy on construction observation
- Daily Scheduling
- Assist with purchase of new Bobcat I28 machine
 - This will assist with sidewalk snow removal, leaf clean-up, sidewalk removal and more.

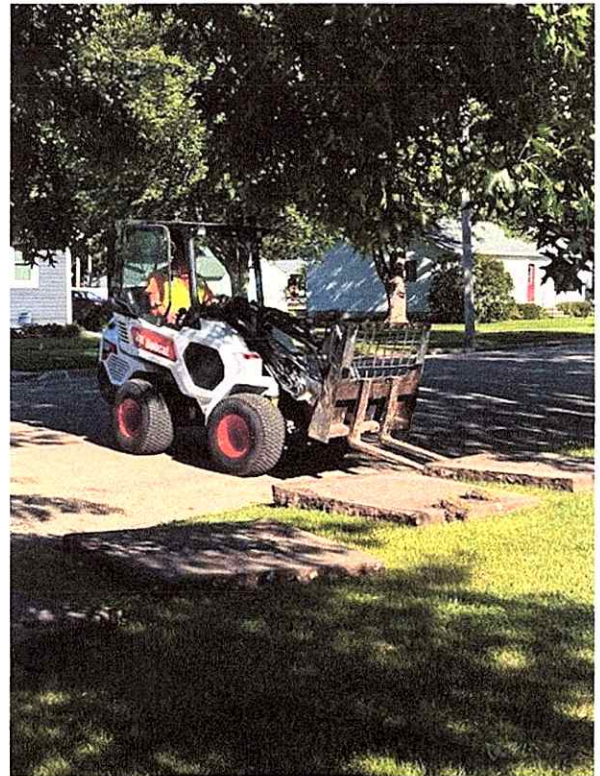


- Using this for snow removal will save the City on overtime costs and provide cleaner sidewalks.
- Using on sidewalk removal allowed us to remove the concrete panels without disturbing the vegetation around the sidewalk. This will lead to a cost saving and make the work more efficient.



- Worked on headworks project
- Walked Streetscape project for final punch-list
- Worked on lead inventory and help get submitted to IEPA
- MFT
 - Check in numerous times daily with on-site engineering company
 - Provide on-site observation
 - Help resolve homeowner issues
 - Help resolve issues on RT 64.
- Rt 64 IDOT Paving
 - Resolved pothole issue on S 1st Street
 - Reviewed and requested chimney seals for sanitary manholes
 - Requested schedule updates
- Prepared bills for payment
- Helped with SCADA upgrades
- Start preliminary work on South 10th Street
- Call in Julies for stump removals
- Helped with ditch work on South 10th Street
- Assisted with the demo of the old street garage
- Helped pour foundations for fence at WWTP





Street Department Submitted by Jordan Plock:

- Crew continued mowing for the 2024 season
- Crew continued street sweeping in heavy areas.
- Street Department Foreman continued with his continuing education classes
- Crew did cleanup for storm debris after the thunderstorm
- Crew is continuing with stump removal and restoration of the terrace.
- Crew is in the process of spraying weeds on the curb lines throughout the city.
- Crew is working on trimming low hanging branches and brush throughout the city.

- Crew has been working on updates to the street garage to keep it up to date and within compliance.
- Crew completed the monthly brush pickup.
- Street foreman worked on oversight of the chip and seal project.
- Crew demoed the old street garage in house.
- Crew diagnosed sinking curb issues on North 5th St.



Sewer Department Submitted by Scott Wallace:

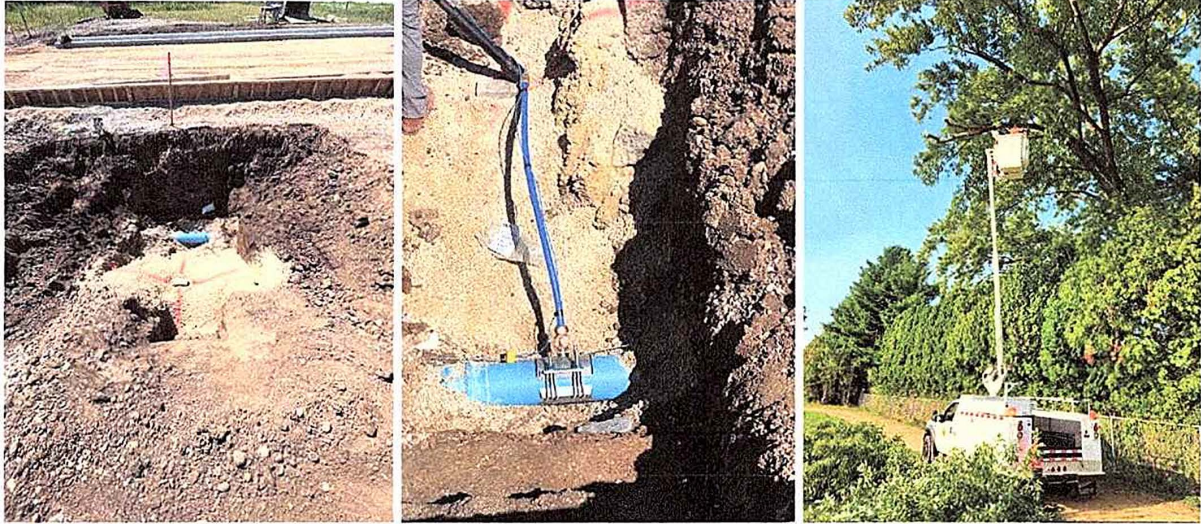
- Daily chores
- Complete testing (process control/EPA Monitoring)
- Half testing (process control)
- Pumped SludgDaily chores
- Complete testing (process control/EPA Monitoring)
- Half testing (process control)
- Pumped Sludge
- Cleaned Rotomat daily- Multiple times a day due to rain
- Daily netting of Tanks
- Daily reporting of National Weather Service recordings
- Lift Station usage recording
- Assisted the Water department when needed
- Cleaned clarifiers (weirs and channels)
- Generator/ Well checks
- Worked with various customers on water and sewer issues(leaks, sewer backups)
- Monthly reports to EPA
- Chemical Delivery
- Training of new employee
- Worked on Management classes

- Cleaned drying beds of branches and debris.
- Trimmed Trees ahead of fall issues
- Corrected Sludge permit with IEPA
- Worked with Clerk and IEPA on NPDES compliance
- Received draft of new NPDES permit
- Met with Fehr Graham on the headworks project (Yard piping and utilities)
- Cleaned Splitter box with Benesh and Sons
- Cleaned Rotomat daily- Multiple times a day due to rain
- Daily netting of Tanks
- Daily reporting of National Weather Service recordings
- Lift Station usage recording
- Assisted the Water department when needed
- Cleaned clarifiers (weirs and channels)
- Generator/ Well checks
- Worked with various customers on water and sewer issues(leaks, sewer backups)
- Monthly reports to EPA
- Chemical Delivery
- Training of new employee
- Worked on Management classes
- Cleaned Fence rows and drying beds of branches and debris.
- Trimmed Trees ahead of fall issues
- Repaired Clarifier weir plate- installed new bolts
- Worked on Correcting Sludge permit with IEPA

Water Department Submitted by Jeff Pennington:

- Daily water chores
- Bac-t samples were taken on September 5th for EPA compliance
- Fluoride samples were taken on September 5th for EPA/Health Department compliance
- Replacement sample for SOCs at well #5 due to lab equipment failure (Pace)
- Disinfectant By Product sample was taken On September 5th for EPA compliance
- Daily water testing
- Repair and Replacement of Chemical feed pump issues as needed
- Chemical Delivery
- Julie Locates
- Worked on monthly paperwork
- Andy worked on yard Maintenance/Trimming
- Assisted the Sewer department when needed
- Water shutoffs

- Water turn-ons
- Final reads
- Worked with various customers on water and sewer issues (leaks, sewer backups)
- Generator/ Well checks
- Continued working on the meter replacement program
- Worked on Management classes
- Training of new employee



Submitted by Chief Matthew Kalnins: Police Department:

- On 08-27-2024 Mayor Williams swore in our new officer, Taylor Buckwalter. Officer Buckwalter has been a resident of the Rochelle area her whole life where she attended high school. After high school Officer Buckwalter obtained her Associates degree and a Bachelor's degree in Criminal Justice. She enjoys traveling, being with family/friends and working out. Officer Buckwalter will be attending the Sauk Valley College Police Academy.

