



# Village of Caseyville

909 South Main Street  
Caseyville, Illinois 62232

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## COMMITTEE MEETING MINUTES May 7, 2014

LEN BLACK  
Mayor

ROB WATT  
Village Clerk

WALTER ABERNATHY  
Trustee

RICK CASEY, JR.  
Trustee

KERRY DAVIS  
Trustee

G.W. SCOTT, SR.  
Trustee

RON TAMBURELLO  
Trustee

BRENDA WILLIAMS  
Trustee

BRIAN RADER  
Supt. of Public Works

JOSE ALVAREZ  
Chief of Police

**Meeting called to order 7:00 p.m.  
Meeting adjourned at 8:30 p.m.**

### COMMITTEE REPORT:

#### Annexation

Trustee G.W. Scott. had nothing to add to the Board Meeting Agenda.

#### Clerk/Communications/Technology

Trustee Brenda Williams had the following items for the agenda:

- Approval for Tammy Bova to have outside band once a month for May, June, July, August 2014 from 6-10pm.
  - Wally Abernathy stated that this request has been made for years and only once did she exceed the time limit and the neighbors complained. Chief Miller stated he has been researching the noise ordinance with Clerk Rob Watt and other individuals but could only come up with an ordinance concerning loud noises in the park. G.W. Scott mentioned that we used the ordinance before the election concerning the trash man picking up trash at 4:30am. He stated that Mayor Chance, he, Vern and the trash man met and he thought they used the ordinance from the Police Department. Mayor Black asked if we had a nuisance ordinance. Candi Eaves stood up and said it was a standard noise ordinance but did not know if it was State, County or Village. Brenda Williams thought that it

was under code enforcement. Kerry Davis said that we just set a time like 10pm to 6am in the morning but said we will find the ordinance we have. If not, we will just have to adopt a new one. Kerry Davis mentioned that he spoke to Tammy Bova several times before about having the speakers placed towards her building instead of the towards the homes. He asked that we mention this to her again. MK Daschle spoke to the noise issue from the bar and stated she had no problem with the time but if it went passed the time it did cause issues. Brenda Willaims stated if she didn't shut it down then it would be shut down for her.

### **Finance/TIF/Grant/Insurance**

Trustee Brenda Williams had the following items for the agenda:

- Resolution #1419 – A Resolution Authorizing the Mayor to Execute Documentation Required for Renewal of the Village Health Insurance Plan.
- Approval to donate \$200 to the Caseyville Food Pantry.
- Approval to hire Kevin Kaufhold as the TIF Attorney.
  - Kerry Davis mentioned that Kevin Kaufhold was very knowledgeable on the Forest Lakes Project especially when it came to the bonding with the banks and items like that.

### **Police**

Trustee Brenda Williams had the following items for the agenda:

- Approval for the Caseyville Police Department to stop doing Vehicle Lockouts unless in an Emergency situation.
  - Brenda Williams asked if this should be an ordinance but Attorney Gilbert stated that it didn't have to be. He said that it would be fine for it to be placed as is in the Police Policy Manual. Brenda Williams asked Chief Miller if this was in the Police Procedure manual.

Chief Miller stated no but that was what they were trying to do. He said that they would just have to number it and it would fall right in line in their manual. Mayor Black asked if this was a problem and if we had that many damaged cars. Brenda Williams stated that it hasn't happened yet but it could happen anytime. Mayor Black stated he has been involved in two incidents one in which a baby was locked in a car. Brenda Williams mentioned that they would open the car if someone was inside and they couldn't get in. She stated that they would not refuse help in that kind of incident. Mayor Black stated that he didn't mind offering the service. G.W. Scott mentioned that it would cost a huge amount if we did do it and it damaged a car. Chief Miller mentioned that he checked with surrounding agencies and they do not offer this service. He also mentioned that if we were to damage the air bags that would be \$6,000 in damages. Brenda Williams also mentioned that we cannot ask them to sign a statement that we are not liable for any damages if we do perform the service. They could come back and say they signed this under a moment of distress.

- Approval for all Caseyville Employees to take CPR Certification classes and to pay overtime, if necessary.
  - Kerry Davis asked where will it be held. HE was told it would be held at the Fire Department. Wally Abernathy asked if it had to be overtime hours and was told it had to be because there was no other time to do it and they all had to be there. Kerry Davis asked if we were having it why not offer to all employees. Brenda Williams asked if Chief Miller knew the time and date and he told her he was waiting for approval before he set those details. He mentioned that once set up that he would give all employees a 15-day notice. Chief Miller stated they do not have any AED's but could do a grant to purchase them. Wally Abernathy asked him to check with the Red Cross and that they may be able to loan us one. Brenda Williams mentioned it would be good to do the grant because our officers are the first on the scene and could save a life one day. Kerry Davis asked G.W. Scott how he got his AED and he told him that they purchased it as a training expense from their training fund.

### **Planning/Zoning**

Trustee Wally Abernathy had the following items to add to the Board Meeting Agenda:

### **Public Works/Building**

Trustee G.W. had the following items to add to the Board Meeting Agenda:

- Approval to Waive the Caseyville Community Center Rental Fee for the Caseyville Neighbors Helping Neighbors Cosmic Bingo on May 30<sup>th</sup>, 2014.
  - Kerry Davis asked about the costs and who was going to pay it. Those costs included the soda, the bartenders, the cleanup and the Community Center Manager being on-hand to open and close the Center up. Mayor Black stated they could open and close. Derek Parker, on behalf of Neighbors Helping Neighbors, stood and told the Board that all the fees in question will be paid by the organization. They were just asking for the rental fee to be waived.
- Approval to Waive the Caseyville Community Center Rental Fee for the United Way Training Meeting on July 9<sup>th</sup>, 2014.
- Approval to get man out of the Hall for Water Company for the water line relocation on Bunkum and Long Street Bridge.

### **Ordinances**

- Approval for Ordinance #1409 – An Ordinance covering the Inspection and Enforcement of Problems in Commercial Building and Structures.
- Kerry Davis mentioned that Wally Abernathy obtained a copy of Fairview Heights inspection form that we could make work for our purposes but he doesn't think we have an ordinance that covers enforcement. Attorney Gilbert stated that we could come up with one if we do not have one. Kerry Davis said we have one for residential but nothing for commercial. He stated we use to do the inspections using a form we had when John Aiple was inspecting but nothing since. Mayor Black stated that we needed to get this done but needed to know how to pay

it. Kerry Davis stated that we needed to look at the Ordinances that Collinsville and Fairview Heights had and come up with something similar. Kerry Davis asked if we could have this done by the Board Meeting and Attorney Gilbert stated they could. Wally Abernathy stated he would get a copy of Fairview Heights' ordinance. Chief Miller asked if they were Municipal Code violations in Rachel Briley could do something. Kerry Davis stated that Municipal codes applied to new construction and deferred to Wally Abernathy. Wally Abernathy said the County does all inspections on new construction and items like that for residential. He stated that we haven't had anyone at the hotels but now have Jerry Keel. Brenda Williams asked if he was certified to do commercial and Wally Abernathy said he was. Kerry Davis mentioned that we can pay the Inspector out of the Hotel/Motel Fund but we didn't have a means to penalize the hotel owner if violations were found.

### **Miscellaneous**

- Mayor Black spoke about the week of 12-16 May 2014 was National Police Officer Week with 15 May being Police Officer Memorial Day. Caseyville Police Officers will be wearing black bands over their badges on that day to honor Police brothers and sisters who have died in the line of duty.
- Interim Police Chief Scott Miller told those in attendance that Phillip Smith pled guilty to armed robbery for the shooting of Judy Ferguson. The U.S. Attorney's Office is recommending that Smith be sentenced to 25 years and the sentencing should be happening in the next few months. Chief Miller thanked all the officers, area police departments, the Caseyville Street Department and residents who aided in the search.
- Brian Rader spoke about the Long Street Bridge Project and the water line relocation. This will have to go out to bid. Brian will have the sealed bids being returned by the June 4<sup>th</sup> Committee Meeting. They will be read there by the Village Clerk and the winning bid will be voted on at the June 18<sup>th</sup> Board Meeting. Kerry Davis asked if we were calling the personnel to work before these projects begin. G.W. Scott said that they needed to get someone there right away to get water lines shut down before they tear the bridge down. The water lines are tied into the bridge and that has to happen first.

- Brenda Williams told the Board that she met with the New Treasurer and that he would have budgets from the last 2-3 years to the Department Heads so that they can begin work on this year's budget.
- Brenda Williams informed the Board about a memo that she is putting out that deals with administrative practices and safeguarding of sensitive information while they are at work and when they leave for the day. Wally Abernathy brought up that Fairview Heights made everyone take a Security Class that went over the items that Brenda Williams mentioned in her memo. Wally Abernathy stated that we need to make sure that the ladies in the offices need to ensure that everything is locked up. This included information on their desks, their office doors, the cabinets and that no visitors should be back there unless they were there to conduct business. He mentioned that he came in one time and saw someone's Social Security Card on the desk , a file on a person's medical history, the drawers was unlocked with everybody's information. He stated that there is no reason for that and that there is too much information in that office for people to have access to. He stated who know who could walk out with something and use it against somebody. Brenda Williams asked Wally Abernathy if we needed the office personnel to take a Security Class. Wally Abernathy states that we needed to ensure that we pay our bills especially the Water Bill and our Lease Bill. Brenda Williams reiterates if we need them to take a Security Class. Rick Casey, Jr. mentions that you can only pay bills when the money is available and Wally Abernathy said he understood that but reiterated that the main bill needs to be taken care of no matter what. Rick Casey, Jr, asks which one is that and Wally Abernathy said it was the Water Bill. He also stated that we pay a penalty on that bill if we do not pay it on time. Rick Casey, Jr. stated that it's a month behind for a reason which is that there is no money in that account. G.W. Scott stated that they made every effort to ensure that we did not have to pay the \$5,000 surcharge and the payment never happened.
- Brenda Williams informed the Board that Paco, Police Canine, did not need surgery and that they did an MRI and Physical Therapy and he was back to work on Monday.
- Brenda Williams informed the Board that the Police Commissioners met and extended the Part-time to Full-Time employment for Officer Cody Wiley for another 60-days. By then they should have their entire testing ready to hire a couple

of Police Officers. She also mentioned that Officer Wiley had applied.

- Chief Miller stood before the Board to recognize Officer Gerard Spratt and Officer Andrew Schuler for representing the Caseyville Police Department for the Illinois Police Memorial in Springfield, Illinois on May 1, 2014.
- Wally Abernathy mentioned the Raffle Ordinance and deferred to Attorney Gilbert. Attorney Gilbert mentioned that the Raffle Ordinance is setup for Not-for-Profit Organizations to hold raffles. We need to find a way to enable private bars to continue their weekly drawings without running into trouble with the Gaming Commission. The problem was that the Village has gotten a tacit blessing from the Liquor Control Office and the Gaming Commission but we are getting complaints from neighboring communities.
- Wally Abernathy informed the Board that he went by Handee Mart and Prince Patel was not there. He stated that the property is graded and has dirt but needed a silk fence around the property. Wally Abernathy was told that he had done that. Wally Abernathy stated that he told Prince that he could put bales of hay around the property but they had to be staked down so that sediment would not get in the streets or the alley. Mayor Black stated that Prince had it looking pretty good but Wally Abernathy stated he had not been down there since he talked to him.
- G.W. Scott mentioned the 6 properties that we have for demolition if we could push them to get done. Attorney Gilbert stated that Kathy Opel from his office and Keri are working to get those moved along. He stated they have a plan in place that he saw in e-mails. G.W. Scott mentioned if that meant going before the Judge. Attorney Gilbert stated that they are going to expedite the cases as quickly as they can. He stated that Kathy Opel is working with Keri to get the information along with Brian Rader. G.W. Scott mentioned that he went down there and stated that we needed to take care of it or we would have 50 people down here. Brian Rader was asked if he had been in touch with the residents. He stated that he has but they state that they are in the middle of fixing the properties up. He stated that we let them go and then come back and get the same answer. Attorney Gilbert stated we were going to file on them immediately. G.W. Scott stated that they need to be filed against immediately and that no building

permits be issued. Kerry Davis asked if the properties were posted as unsafe and G.W. Scott said that they were. Mayor Black asked Brian Rader if they qualified and that the County was going to pay for some of those. Brian stated that the County would pay on some. Mayor Black did not know the number that qualified and the County would pay for. G.W. Scott stated they needed to come down and so did Mayor Black. Kerry Davis mentioned those properties in TIF II and that we had the money to pay for it out of there. He also mentioned that TIF funds were allowed to be used for such purposes. Attorney Gilbert said he would research the progress of this issue and report back to the Board. Candi Eaves asked if anyone had checked with the City of Madison because she has never seen rundown buildings taken down as fast as in that City. She continued that the Village should check and see because when they find out they are unsafe and uninhabitable they give a 30-day notice and then they are taking them down. It was determined that the City of Madison was home-ruled.

- Mayor Black wanted to add the contract for the Fireworks on the 5<sup>th</sup> of July to the agenda.
  - Kerry Davis asked Mayor Black if we were getting a good show for the money. Mayor Black stated that he believed so.
- Mayor Black read a letter from Representative Jay Hoffman as it pertaining to Grants from the Illinois Department of Natural Resources.
  - MK Dashke spoke to the Grant information that Mayor Black read. She stated that we should try to see if we could get this grant for our park. She stated that we could use the funds to enhance our park. One of the projects that was mentioned in her meeting was disc golf. This activity has popped up in many parks and is quite popular amongst the younger age groups. She stated that they are open to getting grants that will better our park and our community. Mayor Black stated that we do not have much time to apply and gave the timeline of May 1, 2014 to July 1, 2014. He stated it was a worthwhile cause and would help out our park. MK Dashke gave a brief explanation of what Disc golf was. She said it was something we could add to the park without upsetting what we already have.



- Candi Eaves stood up to say that she understood the benefits to the community, the businesses, and the bringing in of funds to the Village as it pertained to Park upgrades. She said she was going to speak to the elephant in the room but did not want to start a war here but it is very irresponsible of the City to not address the dock and it not being safe. She continued by stating that if something were to happen that we would be in the position to be sued since we have been notified. She thinks our priority isn't to point a finger but ok this is a problem and how do we fix it. She believes that she be first and foremost. Mayor Black stated that he would have to look back but he thinks the Attorney General was supposed to come down and look at that. He said he would have to follow through to see where it's at right now. Candi Eaves asked if she was ill-advising or putting on notice that it has not been inspected, nothing meets state Statute or code and by allowing visitors to use it and someone gets hurt we are able to be sued. Attorney Gilbert stated that the risk is there but he has seen limited information on this about the fact that it was not built to code or something. He stated that he did not know all the facts but they will get back into it. He stated that it was an exposure for sure. Kerry Davis stated that the dock was built by Padgett who was awarded a full contract. Wally Abernathy stated that the City Engineer can inspect anything for the city and that you do not need an outside engineer to come in to inspect it on a city project. He continues that the Engineer, and points out that Brian Rader is an Engineer, had passed it. The item in question was the railing that they were going to have all around the dock low enough for handicap persons. The fear was that kids would ride their bicycles down the path, hit that rail and flip into the lake. He stated that the rails were raised for that reason and that handicap person in a wheel chair could still sit there and fish. Mayor Black stated that he researched that thoroughly and knows about the ADA because of his wife. Mayor Black mentioned the railing and that he talked to Brian Rader about a person who does welding. He stated that the railing had to go down ever so many feet on all three sides so that a person in a wheel chair can fish not just in one spot but multiple spots. He also stated that the rail has to be high enough for someone with a walker could lean against the railing. He stated that it has to have all that. Kerry Davis stated that it was never, never in the application or the planning that it was going to be a handicap dock. It was going to be an easy access dock to allow anyone with problems to get to the edge of the water to fish or feed the ducks. It was just a means

to get out on the water and it was nothing in the application said handicap or ADA. It was an easy access dock to get to the water for everybody. He continued that the railing raising and lowering was discussed but you had the issue that someone with a walker, person with crutches or a small child could go over the lowered railing and into the lake. There was a compromise that the rails would be raised to a safe height that was safe for everybody and that a person in a wheelchair or scooter could still use it. He said he had Ronnie Turner go down in his scooter and everything was fine. He said that it was never intended to be just built to ADA standards and it was built heavy. He continued that the pipes were 3 times heavier than the need to be. He said they took all that into consideration and that if anyone wanted to get he plans from Ron Padgett who was a reputable and Union builder who took great pains to make this safe for our community he would like someone to talk to him. Kerry Davis state that instead, this rumor keeps floating around that it's unsafe and don't go on the dock. He stated that he would not of allowed that as a Trustee to let that happen. The dock is safe, get someone to come inspect it and certify it. He continued that Mr. Padgett could come down here and that no one has talked to Mr. Padgett and he was the one that built the thing. Kerry Davis stated that he was sorry but he has heard about this dock enough. Mayor Black stated that it should be a multi-purpose railing on it. Wally Abernathy stated that all we had to do was notch it out. Mayor Black said it could be really simple for \$1000, get it to ADA standards and everyone should be happy. Kerry Davis asked Brian Rader to get in touch with Mr. Padgett to meet with the Board to explain to us how it was built, what the weight capacity is and things like that. He wanted to put this thing to rest. Mayor Black said the only questions he had, because he was tired of this issue too, was if you were in a wheelchair or a chair how you could cast your line over a 3 foot railing and pull a fish over it. Kerry Davis states that is another concern but pulling a fish over a 3 foot railing or a child falling into the lake which is the major concern. Mayor Black states that the ADA knows all these problems and they set them up for everybody. Kerry Davis mentions that it was not built for ADA standards and Mayor Black stated maybe it should have.

- Kerry Davis asks if we are going to have public comments tonight because it is not on the agenda. Mayor Black states no.

- MK Dashke wanted to add information on the Independence Day Picnic and Fireworks. She states that she hopes they do get a good show for their money. The representative from J&M fireworks came to meet with him and told them about the different fireworks and what a show entails and all the details. Kerry Davis mentioned that they were very good at this and even gave in additional fireworks. He stated that is what he meant when he asked if we were getting a great deal and that we are. MK took the opportunity to introduce the Firework Committee. She stated that fliers went out to organizations and businesses and that if you are one but did not get a flier to let her know. They are looking for vendors for food and novelties.
- Chief Miller read the monthly Police stats for the month of April.
- Brian Rader mentioned that the Water Tower project is underway and the backup is next and should be done by next week
- Brian Rader mentioned that he submitted the park grant for the exercise equipment for the park. We should see something in July.
- John Wilson spoke to the Board about an incident at the railroad crossing that the Hollywood Heights Fire Department was asked, by Chief G.W. Scott, to assist on. He mentions that while other fire departments in the area were receiving funds from the Village, Hollywood Heights received nothing. Even though this was the case, they are still a part of this Village and if needed, they would be there to assist with their services. He asked if there is any extra money, they would welcome it but keep them in mind if that ever becomes the case. He wanted to thank the Caseyville Fire Department for believing in them to assist we needed.
- Mayor Black stated that he welcomes comments and learns from that interaction. He is open to anything the Board wants to do as it pertains to this subject. He states that in other communities that they are limited to 2-minutes to speak. He said that he can take the heat and welcomes all suggestions from the Board. Kerry Davis states that they established an Ordinance the sequence for these meeting. In that sequence, the public input was a part of that. He continues that if he doesn't want to give the public input then we have to change the Ordinance. He states that we have had public input for the

last year and why we would change it. Mayor Black states that he doesn't want to change it. Kerry Davis mentions it is not on the Agenda. Mayor Black states he will talk to the Clerk about it. Attorney Gilbert states it wasn't taken off on purpose. Mayor Black also states that he has gone by allowing the public to speak and asks that it be on the agenda for next time. Mayor Black begins to go into closed session but is asked by Kerry Davis if he is going to let the public speak first. Mayor Black states he didn't see anyone raise their hand.

- Derek Parker informs the crowd about the C.O.W. Neighborhood Watch meeting that will be taking place and that they will be training their Block Captains at this meeting. He also brings up the Cosmic Bingo and what it entails that is being held on 30 May 14 for the Neighbors Helping Neighbors organization. He mentions this organization helps those in need in the Village of Caseyville.
- A Caseyville Township Trustee Rick Donovan stood to inform those in attendance about Caseyville Road District's Recycle Disposal Day on May 17<sup>th</sup>, 2014 from 8am to Noon. All items can be dropped off at the Caseyville Road District's Office. Rick Casey, Jr. asked if they take any type of paint and Mr. Donovan said that they would.
- MK Dashke asked when looking at the noise ordinance could we talk about cars with loud stereos. Chief Miller stated there was already a State Statue for that. If it happens to call the Caseyville Police and report it.
- Pam McDaniel stood and informed the Board about the Electronic Recycling event at the Caseyville Public Library on May 31<sup>st</sup>, 2014.

A motion was made by Wally Abernathy, seconded by G.W. Scott, at 8:00pm, to go into closed session for personnel matters pursuant to 5 ILCS 120/2 (c) 2.

No questions on the motion.

**Voting on the motion:** All yeas and no nays - **Motion passed**

A motion was made by Brenda Williams, seconded by G.W. Scott, to reconvene the meeting at 8:26pm.

No questions on the motion.

**Voting on the motion:** All yeas and no nays - **Motion passed**

**Adjournment:**

There was no additional business to bring before the Board. A motion was made by Brenda Williams, seconded by Wally Abernathy, to adjourn the meeting.

No questions on the motion.

**Voting on the motion:** All yeas and no nays - **Motion passed.**

Meeting adjourned at 8:30 p.m.

**Respectfully Submitted by**

**Rob Watt  
Village Clerk**