



Village of Caseyville

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Caseyville, Illinois 62232

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REGULAR BOARD MEETING MINUTES

February 15, 2017

LEN BLACK
Mayor

ROB WATT
Village Clerk

WALTER ABERNATHY
Trustee

JOHN BUCKLEY
Trustee

JACKIE MITCHELL
Trustee

MATT MODROVSKY
Trustee

G.W. SCOTT, SR.
Trustee

BRENDA WILLIAMS
Trustee

BRIAN RADER
Supt. of Public Works

FRANK MOORE
Chief of Police

Call to Order:

The regular meeting of the Village of Caseyville was called to order at 7:00 P.M. by Mayor Leonard Black. The meeting was held on Wednesday, February 15, 2017 in the Council Chambers at 909 South Main, Caseyville, IL 62232.

The meeting opened with the Pledge of Allegiance and silent prayer.

Roll Call:

John Buckley, Brenda Williams, Wally Abernathy, Matt Modrovsky, G.W. Scott, Jackie Mitchell

Board Members absent: Clerk Rob Watt and Superintendent of Public Works, Brian Rader

Others Present: Mayor Leonard Black, Deputy Clerk Leslie Crane, Chief of Police Frank Moore and Village Attorney, Tom Zurliene

After Roll Call, Brenda Williams asks Attorney Tom Zurliene a legal questions. She mentions because she noticed our Agenda is out of order according to our Ordinance and wanted to make sure that this can still be considered a legal meeting because the Board did not give approval to change the format of the Agenda. Tom Zurliene mentions he doesn't see any issue with it so long as but Brenda Williams mentions so it's ok to break our Ordinance but we are still legal, right. Tom Zurliene states yes. Brenda Williams mentions that is interesting. Mayor Black asks Brenda Williams if she is satisfied and Brenda Williams mentions no, but it either breaks an ordinance that would means it's correct, she just wanted to make sure. She mentions how can you break an ordinance and it still be correct. Tom Zurliene mentions he would ask what the harm is, you know the agendas are posted but Brenda Williams mentions she didn't say there was any harm in it but the Board didn't approve



the change. She mentions she could have understood it if the Board approved the revamp of the Agenda for a certain requirement for tonight's meeting but since we were not aware she did not know if it would be legal and that was her legal question. Tom Zurliene mentions he was talking about the harm and doesn't see the harm in it. Brenda Williams mentions the Agenda doesn't go but Tom Zerliene mentions that no ordinance is going to be really invalid or anything of that nature just because the purpose of the Agenda is to give notice to the public and he thinks this adequately does give notice to the public and the State isn't so concerned, really it's a Village Ordinance and he doesn't know who would have standing in a challenge. Brenda Williams mentions if the public knows then the Board knows. Tom Zurliene mentions I'm sorry and Brenda Williams mentions that they are more concerned that the public knows then the Board knows. Tom Zurliene states yes. Brenda Williams states ok. Tom Zurliene mentions he's not sure what the harm is with and John Buckley mentions his question why did it get moved to begin with because we have done it that way for so long and what was the, he means it's not like we are going to miss it because if it's at the end or whatever. Tom Zurliene mentions that it got moved because, he believes, in the New Business there's the food truck ordinance was the issue. He mentions that we cannot approve a food truck application without having an ordinance in place regulating food trucks. He mentions that is the only thing there is and mentions how can you grant a food truck license without having an ordinance in place. He mentions so the thought was why not have the ordinance there first and he really didn't think there would be any harm. Brenda Williams mentions she was just asking because she wanted to make sure it was legal.

Minutes:

A motion was made by G.W. Scott, seconded by Wally Abernathy, to approve the minutes for the Regular Board Meeting held on February 1, 2017.

No further questions on the motion.

Voting on the motion: All Yeas, No Nays – **Motion Passed.**

Citizen's Input: None.

- Mr. Justin Powers comes before the Board with an issue concerning water use in a new residential development. He mentions that this new development that only 3 homes actually utilize Caseyville's water system right now. He mentions that the Village has a 6 inch main that runs here along the road. He mentions what is taking place, he thinks these are 20 years old, these water lines that run up, utilities sit here, and basically you guys brought an interconnect in you ran a main under the road here but these three homes here tap in and lines were run all the way back. G.W. Scott mentions there lines are laying out there and Mr. Powers states yes, sir. G.W. Scott mentions that they were put in there when he was Superintendent that's how long ago that was. Mr. Powers mentions he knows it was a long time ago. He mentions what happens is, he was out there looking at property and of course when buying a piece of property the only way to deal this is your going to call the Water Company, you have to make sure you have your utilities and he can fill in the whole story about how he was furnished this water access out here. He mentions that he understands things have changed because there is more developments than Brian Rader is aware of and he is not trying to drag this thing through the mud on things he was promised that didn't work out and he thinks a lot of this is sort of blurry and saying he can keep the access water way. He mentions that it then started to turn into a thing in old times that the only thing that is going to access water at this point is if you guys group together and sit there and build a water main. He mentions that the promise written on paper and then it changed out there which is totally understandable. He mentions we spent upwards of \$30,000 to put a water main in that was put in yesterday but the problem we have this whole process as it was going, he was talking to Brian Rader and Brian said that basically sitting in the middle of my property there are 3 manhole covers. He mentions the problem he has with that is when talking to Laclede Gas, they deal with these all the time, that these are lines sitting in the middle and the only way they can lay a pipeline is with these, that he is aware of, is they have a private easement on the property. He mentions if someone starts digging and G.W. Scott mentions that one person that own all that property and that is how that came about. Mr. Powers mentions doesn't think they ever had, there is nothing on record, that shows a private easement. He mentions his problem is we are putting in a brand

new main, doesn't it make the most sense to have these 3 one inch lines and G.W. Scott mentions we take them out of here and move them back here. He mentions we will take care of that and mentions that he had discussed a little bit of it with Brian before he went on vacation. He mentions he is sure we can work that out. Mr. Powers mentions the only course of action he can take the legal way and argue that. G.W. Scott mentions let us take care of it and let him take care of that. He mentions we can all get together and get this lined up and take care of it. Mr. Powers mentions that this could be less costly for the Village to get in there and get the work done now. G.W. Scott mentions we will get it right and mentions that Mr. Powers should get good water pressure out there and explains why. G.W. Scott gets his information.

- Ms. Pat Hendricks mentions before the Board that she was wondering if the Village has ever been approached about having one trash hauler for everybody in the Village and those bills be added on to our water bill. The reason why she is asking is she has neighbors who have no trash pickup. She mentions that there trash is in their backyard being burned and it's blowing all over the place. She mentions that the police were over there one day taking pictures. Mayor Black asks her for her address. She gives 8721 Del Mar Terrace. She mentions with the wind blowing the paper and all kinds of chip bags and other bags blowing all over the area. She mentions if you look in her neighbor's backyard it looks horrible. She mentions another neighbor who didn't have trash pickup but took it somewhere but she didn't know where. She mentions that she only asked about the trash hauling because it would be an easy way for everybody to get their trash picked up. Mayor Black mentions in previous years, when Mr. Davis was on the Board, it didn't go over real well in town. He mentions that however, times have changed and he has thought about it himself. He mentions coming up now, this finally, there is going to be a trash compacting station down here on the other side of the creek down there. He mentions it would be something that we would want to look into down the line if that comes about. He gives background on the legal hurdles of the waste facility. Ms. Hendricks mentions that it has been done in other areas and has worked out fine. G.W. Scott mentions that if you do the trash for the whole Village as one hauler you have to go out to referendum if he is not mistaken. He goes over how the referendum process works. Ms. Hendricks mentions an empty

lot that people throw trash on and also mentions a pile of rocks someone drops off at the end of the street. She mentions that two groups of neighborhood kids had a fight with them last year. She mentions she called and complained about them but the rocks are still there. Mayor Black mentions to call one of the Board Members or himself and they will take care of it. John Buckley mentions to call the Police and because the Board doesn't have the right to go and tell them to do anything, it is a law issue. A discussion ensues about the rocks and where they came from. Mayor Black mentions that we will get our Code Enforcement Officer there and will get in touch with Joe Clark, Street Foreman, down there tomorrow to see what it is and pick them up and get them out of there.

New Business:

- Motion was made by Wally Abernathy, seconded by G.W. Scott, to approve Resolution #1708 – A Resolution Approving the Proclamation and Naming of the Village of Caseyville, Illinois as a Purple Heart City.

Mayor Black read the Proclamation. Mayor Black mentions that it is very honorable and that this came from the VFW. Mayor Black gives Jeanine Bivens the opportunity to speak on behalf of the VFW. Jeanine Bivens mentions that Jim Bivens was contacted about it, it doesn't cost anything, it's something that we work on at the VFW and maybe there are some little banners or something that we can put up. Mayor Black mentions we can work on that and thought it was a very good idea. Matt Modrovsky mentions what if we were able to put a plaque on the new Veteran's Memorial Bridge and small discussion ensues.

Brenda Williams asks if we really need a resolution to approve this. She mentions she didn't think we had done resolutions before for proclamations. She mentions she doesn't have a problem and was just asking. Tom Zurliene mentions he doesn't know why. Brenda Williams mentions she saw this and thought that resolutions were to give them something. Tom Zurliene mentions that resolutions can be opinions and they don't have to be binding. Mayor Black thought that the letter he got from Jim Bivens was that we would get some signs and probably work with the VFW he would think to see how they would like us to do it.

No questions on the motion.

Voting on the motion: All Yeas, No Nays – **Motion Passed.**

Administrative/Communications & Technology

- Motion was made by Jackie Mitchell, seconded by Wally Abernathy, to approve the appointment of Keri Cary to be Office Manager retroactive to November 1st, 2017.

Brenda Williams mentions that she thought we had already done this but apparently it just slipped through but don't you need to put that back to the date that Denise Logan retired or are you going to go from now forward. Jackie Mitchell that we are going to make it retroactive. Brenda Williams mentions shouldn't that be in your motion. Mayor Black mentions that there was a questions at the Committee as to how far back we were going to pay her. Brenda Williams mentions that when they brought it back up back in December we said from that date forward and that should be in the motion to make sure Ms. Cary gets her back pay. Mayor Black asks which date you want to start from. Jackie Mitchell mentions back to when she first started in the office. Brenda Williams mentions that it would have to be after Denise's retirement date because you can't have two Office Managers. Brenda Williams mentions it should be from when Denise officially retired which was in October. Tom Zurliene mentions this is something we can discuss in closed session because it does implicate collective bargaining issues as well. Mayor Black mentions why don't we put it back in committee and we all agree to pay her back but what is reasonable. Brenda Williams mentions she wants to make sure she gets paid but she doesn't want to put it off because we thought this was done months ago but to her if you don't have at least a start date here she is not going to get her back pay. She gives an example of the motion that could be made adding that then effective date would be as of November 1st. Mayor Black mentions why don't we appoint an Office Manager and take back up with Charlie and by Committee and put it on the Agenda for next week and just pay her all the way back. John Buckley just put it on there so that it's the final day when Denise retired and make a motion. Brenda Williams mentions all she needs to do is amend her motion to that so she can get her back pay. John Buckley mentions from the date of the retirement of Denise. Mayor Black mentions we

can do that but it's just going to make her wait a week or two longer to get whatever she got because we can't amend this agenda right here. Brenda Williams mentions she didn't ask to amend the agenda she was just asking Jackie to amend her motion let's get her paid Mayor. Mayor Black asks Tom Zurliene if she can do that. Tom Zurliene mentions that you are talking about compensating a Union member, right and would say that there are collective bargaining implications with that. He mentions he would say that we should probably discuss that in closed session. Brenda Williams asks can't we at the end of our agenda can we close our meeting and go into closed session and come back and approve it. John Buckley mentions we already did this once and Jackie Mitchell agrees. Mayor Black thinks that the problem is how far back we were going to go. Brenda Williams mentions we all agreed that it was supposed to start a month ago so why out it off and make her wait. Tom Zurliene mentions that if you want to do a motion to retroactive to the date and Wally Abernathy mentions November 1st.

No further questions on the motion.

Voting on the motion: All Yeas, No Nays – **Motion Passed.**

Public Works/Building

- Motion was made by G.W. Scott, seconded by Wally Abernathy, to approve the Collinsville High School Band hosting a fundraising activity at the Caseyville Community Center on March 18, 2017 at the reduced rate of \$300.

No questions on the motion.

Voting on the motion: All Yeas, No Nays – **Motion Passed.**

- Motion was made by G.W. Scott, seconded by Wally Abernathy, to approve Ordinance #1704 - An Ordinance Authorizing the Execution of the Illinois Public Works Mutual Aid Network Agreement (IPWMAN).

No questions on the motion.

Voting on the motion: All Yeas, No Nays – **Motion Passed.**

- Motion was made by G.W. Scott, seconded by John Buckley, to approve Resolution #1706 - A Resolution Authorizing the Purchase of a Tennant T300 Walk-Behind Floor Scrubber for a Total Cost of \$4,914.50.

No questions on the motion.

Voting on the motion: All Yeas, No Nays – **Motion Passed.**

Planning/Zoning

- Motion was made by Wally Abernathy, seconded by John Buckley, to deny Ordinance #1705 - An Ordinance Establishing Rules, Regulations, and Permitting for the Operation of Food Trucks on Streets within the Village of Caseyville.

Matt Modrovsky asks do you need to change it. Wally Abernathy says yes because we haven't read it and we don't know what all is in it.

No further questions on the motion.

Voting on the motion: G.W. Scott - **Yea**, Jackie Mitchell - **Nay**, Wally Abernathy - **Yea**, John Buckley – **Yea**, Brenda Williams – **Yea**, Matt Modrovsky – **Nay**

4 Yeas, 2 Nays – Motion Passed.

- Motion was made by Wally Abernathy, seconded by Brenda Williams, to approve Resolution #1707 - Resolution Authorizing the Issuance of a Business License to Ms. Angee's Bakery.

No questions on the motion.

Voting on the motion: All Yeas, No Nays – **Motion Passed.**

Old Business:

- Motion was made by Wally Abernathy, seconded by Brenda Williams, to deny Resolution #1703 - A Resolution of the Village of Caseyville, St. Clair County, Illinois, Regarding the Acceptance/Rejection of a Recommendation of the Planning

Commission to Grant a Special Use Permit by Alfredo Pina (Applicant) and William Cumberland (Property Owner) for a Food Truck at 600 S. Main Street, Caseyville, IL 62232. Parcel Number 03-07.0-408-009 & 03-07.0-408-008 in a B-1 Business District.

Matt Modrovsky mentions would we just make a motion to table that until we get the resolution resolved. Wally Abernathy mentions that we don't know if that property where money is owed to the Village on TIF and we don't know if that property is clear or who owns it. He mentions there are liens against it and who owns it. Wally Abernathy mentions if you park something on that property are we going to be liable for something that happens. Matt Modrovsky mentions he thought we received a letter from the Attorney stating that information. Wally Abernathy asks that there is no liability to the Village on that property. Tom Zurliene mentions he is not so sure you have to make a pretty far leap to be able to consider that as an option to determine it Special Use. Tom Zurliene mentions that he knows one of the factors is the effect of the tax base as a whole. He mentions he was thinking perhaps you can make an argument that the lien somehow drives down the entire tax base of the Village of Caseyville he thinks that's kind of a leap and guesses that's probably what you would say here. He mentions your argument would be that you deny these zoning things can raise all kinds of issues. Mayor Black mentions we don't have anything to say with the lease between the owner and the vendor. Tom Zurliene mentions that is true too. He mentions you are specifically talking about the person in standing is the Lessor of the property correct who is an innocent party to that. He mentions now you are granting a Special Use permit and also the Special Use is giving you some value out of the property wouldn't otherwise be there. He mentions perhaps the Village can somehow recoup some money out of this. He mentions he fully understands why you would do that. Wally Abernathy mentions do we know that he owns that piece of property that he is going to let this gentlemen be parked on. He mentions he may not own it, it's tied up in court, back taxes is owed on it for 3 or 4 years and we don't know what it all tied up in that property. Tom Zurliene mentions his concern is potentially exposing the Village to any liability. Wally Abernathy mentions that is what he is asking. Matt Modrovsky mentions liability to what though. Tom Zurliene mentions liability for taking into consideration and

proper factor in granting or denial of Special Use permit. John Buckley mentions so when there are liens on property like your house has a lien on it the banks foreclosing on it, it's ok to lease your property out to somebody else to rent even though it being foreclosed on there's liens on it. He mentions that this is basically what we are dealing with here. Tom Zurliene states yep and mentions he would say but John Buckley mentions they owe the Village money, they haven't paid the Village these funds, they haven't in the years since that building has burned down but yet want this. Tom Zurliene mentions that he is not saying that he agree with the legal language. John Buckley mentions he is not in favor of this. Brenda Williams mentions the issue with the location. She mentions that it is a triangle, people will pull out in front of people, you are going to have people parking over there and crossing the street to use the restrooms should all be a factor. She mentions this is something our citizens should have to put up with. Mayor Black mentions where we could allow them to cross the street to go to the restroom and he never heard of that. Brenda Williams mentions that is all part of the problem. Mayor Black mentions that he agrees with her.

No further questions on the motion.

Voting on the motion: All Yeas, No Nays – Motion Passed.

After the vote, Jackie Mitchell asks if this will be back on the Agenda when all the issues are resolved.

Mr. Alfredo Pina came before the Board and mentions he understands what you are talking about but I have been dealing with this since September. He mentions you guys told me to go a different way. He mentions you asked me to apply for a Special permit. He mentions that he spent almost \$750 for all the permits applying you guys asked him to do but now you guys are denying me six months later when he should have been denied in the beginning where he didn't have to spend this money for nothing. He mentions he doesn't understand where you asked me to do something and then you guys are going to deny it. John Buckley mentions it was originally going to be where the dart shop is, correct and that fell through. Mr. Pina mentions no, that his Special Permit he applied for was for that lot. He mentions you guys asked me to apply for the Special Permit. He mentions last week or two weeks ago when he was here you guys say you were going to wait because

you don't have rules to put trucks and said ok, two more weeks. He mentions now he comes back two weeks later and you guys are changing the game. He mentions you guys should have known this in the beginning so he didn't have to spend all this money. He mentions that you guys should have known in the beginning that the guy owed money to the city. He mentions the guy owns the lot, he owes taxes to the County, he owes you guy's money but he owns the lot. He mentions he printed the record for him and that there are no liens holding his property. He mentions you guys do not have any legal options against him to collect the money from that property. He mentions in that way he is trying to rent the property for him not for you. He mentions you guys get any legal issue to collect the money to hold the lot is one of those things you check. He mentions but right now, you guys have nothing against him just to collect money but he didn't pay it. He mentions you didn't sue the guy, you didn't try to collect the property against fund for the city. He mentions he doesn't see why you guys rule against that now. He mentions you should have told me in the beginning you can't use the lot, don't apply for a Special Permit, and don't spend this money for nothing. He mentions he has paid the application fee two times which is \$100 for what. He mentions that is his question, why don't you guys tell me that in the beginning so he can move on. He mentions, just because he owes money to the city that means I cannot rent the lot from him which is a total other legal issue. He mentions legally you guys did not sue that guy yet, right, to collect the money. Tom Zurliene mentions he is not aware of anything. Mr. Pina mentions now you believe a legal issue to pursue against him to get money. He mentions if you did that it would put a hold on his property then he cannot do anything. He mentions but right now he understands you guys don't have anything like that. Mayor Black mentions he doesn't think we have a lien on it do you remember. Wally Abernathy mentions there has been a lien on that property. Mayor Black mentions he knows the Government has a lien on it. A discussion ensues concerning the different liens and what is owed to the Village. A person from the audience asks why did you guys tell him two weeks ago to come back. Jackie Mitchell mentions we did. The person from the audience mentions that's what you guys did. Mr. Pina mentions you guys told me two weeks ago and now you throw the rules away. Mayor Black asks how the Board wants to handle this and what do they want to do. Brenda Williams mentions she thinks the meeting is out of order. Mayor Black asks what you suggest we tell this gentleman. Brenda Williams reiterates that the meeting is out of order. Mayor Black

asks how we should proceed with this. Brenda Williams mentions, again, that the meeting is out of order. Tom Zurliene mentions you don't have to say anything. Mayor Black mentions he believes the gentleman deserves some kind of an answer, not an answer, but some way to abolish it altogether. Mr. Pina mentions all he wants to do is open a discussion. He mentions if it makes the world he will go buy the property and you guys get the money because he can buy the property and you guys get the money. Mayor Black mentions we have allowed Mr. Pina the opportunity to state his case and doesn't have a suggestion for him. Mr. Pina mentions if you agree with him or not give him his money back for his Special Permit. He mentions that is what you guys should just do because he spent all the money for that. Mr. Pina mentions you guys now agree that you don't know how to handle this in the beginning so you throw me in a position that I spend money for nothing that is what you are suggesting. Mayor Black asks who told him that. Mr. Pina states all of you. Mayor Black states not me. Mr. Pina states yes and mentions all of you suggest that I have to apply for a Special Permit. Mayor Black mentions he thinks that's true, probably. Mr. Pina states it's true and mentions otherwise he wouldn't do it. Mayor Black asks Mr. Pina if he did apply for the Special Permit. Mr. Pina mentions he applied for the Special Permit and spent over \$700, \$350 in the beginning and over \$300 something the last time and looks for the receipts. Mayor Black states ok and mentions we will take it under advisement, talk to our Attorney and he guesses he can talk to him too. He mentions we will go from there and that the Board made a decision to deny you. He mentions that is all he can say. Mr. Pina mentions you guys made a decision and he doesn't understand. Mayor Black mentions we need to move on and he is sorry he has to tell him that. Mr. Pina mentions that sorry doesn't get his money back.

Mayor Black moves on to the Notice of Veto of Resolution 1701A and asks if there is a motion on the Board to accept that. Brenda Williams mentions she has a legal opinion. She mentions she would like to note if this is legal and can you veto something that has already been settled and paid. Tom Zurliene mentions going over the whole thing he would say Resolution 1701A is ineffective regardless because the Resolution 1701A created a new settlement agreement right. Brenda Williams states no as does John Buckley. Brenda Williams mentions the only thing that was added was the retirement date. Tom Zurline mentions that it changed the settlement agreement that was entered by the Court from December

2016. Brenda Williams states no and mentions that the agreement state to add it and return it. Tom Zurliene mentions that the Judge signed off on the first thing on December 21st. He mentions that you can disagree with what the Judge said but the Judge signed off on it, 30 days went passed and nobody appealed. He mentions so it is a final order and it's not appealable anymore. He mentions you can't open up a case for some travesty of justice. He mentions now you can say you disagree with the Court, you can pass an ordinance. He mentions that the Judge signed the order and that's it. Brenda Williams mentions she doesn't understand why there is a veto on this. Tom Zurliene mentions well, the Mayor would respond why there is a veto. Brenda Williams mentions it is agreed upon, dated and paid why there is a veto. Tom Zurliene mentions he is not speaking for the Mayor here. John Buckley mentions that the point is that the checks are already cashed and everything is done so why is there a veto. Tom Zurliene states right and mentions then the other question would be why there is a resolution that is ineffective. He mentions he thinks that resolution doesn't change anything. Brenda Williams mentions that this resolution doesn't change anything. Tom Zurliene mentions you can't change a settlement agreement that has been signed off by the Judge after the Judge has signed it and 30 days have gone past you just can't do that. Jackie Mitchell asks if it had a date and Matt Modrovsky states yes. Mayor Black mentions it probably shouldn't have been on there he would say. Jackie Mitchell mentions so the settlement that we signed didn't have a date on it. Tom Zurliene states that it didn't have a date on it at all. Jackie Mitchell state ok. Brenda Williams mentions in other words even though you, the Attorney, knew that we vetoed that, you did not respond on purpose that is what you are saying. Tom Zurliene mentions that even though I knew you'd vetoed that I didn't respond. Brenda Williams states yes and mentions that you knew that we had vetoed it once so why didn't you respond to the Judge's order. Tom Zurliene asks when did you veto and you know that I knew the Judge's and John Buckley mentions back in December, wasn't it, the first part of January we have been dealing with this for so long it is hard to tell. Tom Zurliene mentions he doesn't know which veto, are you talking about this veto. Brenda Williams states no and mentions that the Mayor had already vetoed it once and we revoked the veto. She mentions this is the second veto. Tom Zurline states ok and mentions without knowing that veto or knowing what resolution was veto he's not sure. Brenda Williams mentions that his Law Firm should. Tom Zurliene mentions he will check. John Buckley mentions that the rest of the

settlement got changed somehow from what we got here to the backroom the date was on there. Brenda Williams mentions that we revoked it on December. John Buckley mentions so then what you are saying if there wasn't a date on it somebody took the date off when it got in the backroom. Tom Zurliene states no. John Buckley mentions that this has the date on it. Tom Zurliene mentions that you are talking about paragraph 12. He mentions paragraph 12 of the one that the Judge signed off on only says that Mr. Alvarez was considered to have left under good standing with the Village of Caseyville. He mentions the Resolution 1701A passed a paragraph that he is paraphrasing here that he would be considered to resign March 15th, or something of that nature, 2015. He mentions that changes what the Judge signed off on in paragraph 12. He mentions you just can't, I mean he doesn't know or have any opinion as to why or maybe it would help the Village to know. Brenda Williams maybe he needs to write a note to the Judge because you're Firm knew that this Board was rejected or revoking those vetoes and you let it slide and then didn't respond to the Judge's response to you guys. Tom Zurliene mentions that he has talked to the Judge. Mayor Black mentions why don't he research it. John Buckley mentions that he has already cashed the check so as far as he is concerned he's gotten his money. He mentions we are not accruing anymore, where are we at \$150,000 to give up \$37,000 in a settlement just because somebody didn't want him to get settled. He mentions that is the basic point here and it wasn't anything about a date. He mentions you keep carrying on about this date all you want there is wording in this agreement that states all of that. He mentions you are hung up on a date that doesn't mean anything, he doesn't get any pension from the Village, that was stated, and there is nothing that went on with the contract with the Village. He mentions it is all about one person's vendetta and secondly the Judge ruled a number of times on it and we voted a number of times on it, you just can't keep vetoing something. He mentions you can veto it and then you're done and that's it. He mentions once it comes voted back or two thirds of the majority then that's it. He mentions he's already cashed his checks so as far as he is concerned it's all mute he's got his money. He mentions the Village is free of liability. Brenda Williams mentions that's her point, why veto something when it has already been settled. John Buckley mentions we are not racking up hundreds of thousands of dollars in a lawsuit that should have been settled right away. He mentions there is no reason for \$37,000 that we spent over \$150,000 in lawyer expenses. He mentions that is a vendetta plain and simple. Brenda Williams

mentions she doesn't know the reason, she doesn't think you explained it well by the notice of veto that is on here but to play the game we will be revoking this veto. Mayor Black states ok. John Buckley mentions then we will vote on it again so put it on the agenda and Brenda Williams mentions at the next meeting. She also mentions that they will be contacting the Judge because you all played a game and makes a comment about the Law Firm. Tom Zurliene mentions he will stand by his Law Firm. Brenda Williams mentions I know you will but we will stand by what we told and what that Attorney knew, that works for your law firm, and you let it slide. Brenda Williams mentions we will send a letter to the Judge and he can this and that so we will be revoking it at the next meeting. Tom Zurliene mentions he will just say that his Law Firm does everything in the best interest of the Village and he is ethically bound to do that. Brenda Williams yeah, yeah we have dealt with that. Mayor Black asks for a motion and Brenda Williams mentions we don't need a motion we are going to revoke it Mayor but we will have to do it at the next meeting. Mayor Black asks her is she wants to put it on the Agenda and Brenda William states that's what I said, yes and thank you.

Correspondence: Deputy Village Clerk Leslie Crane did not have anything for this meeting. Matt Modrovsky mentions kudos to Gary Crowe for the Suzanne Court cleanup. He mentions that guy was fined \$856 and kudos to Gary for continuing to go over there every other day to check on it. Chief Moore mentions to thank the guy right next to you, Tom Zurliene. Matt Modrovsky mentions good job to him because there have been conversations about that property. He mentions it looked ridiculous but he is making real strides.

Approval of Bills:

A motion was made by Matt Modrovsky, seconded by Jackie Mitchell, to authorize the expenditures of the bills in the amount of \$312,700.42 and the money drawn from the proper accounts, when the funds become available. He mentions to Leslie Crane that the \$4900 will come out of the Community/Building Fund

Mayor Black asked about a bill for Attorney Tom Keefe for \$800 and what that is for. Leslie Crane mentions that he is a Court Reporter for the hearings. Mayor Black mentions that this is part of a cost, he thinks was to try to get people kicked off of the

ballot. He mentions so this cost the taxpayers \$800 plus \$200 plus another \$1000 or so just to get people kicked off the ballot. He mentions so it cost the taxpayers a couple thousand bucks trying to get those people. John Buckley mentions your signature was on there too, wasn't it Mayor. Mayor Black states his signature was on it and John Buckley states yeah and that he was a part of that little deal. Mayor Black mentions we sent two employees and paid those employees. Mayor Black mentions the taxpayers aren't responsible for your Attorney calling them. John Buckley mentions Mayor, they are not responsible for a lot of things. Mayor Black mentions tell me this John, you took two girls from the office, subpoenaed. John Buckley mentions I didn't take them. Mayor Black mentions your Attorney did, he subpoenaed them. John Buckley mentions they were on Village time. Mayor Black mentions it's not taxpayer's money. John Buckley mentions why were you here on Christmas Day with little Ricky in the office in there doing stuff. Mayor Black mentions he comes down here in this office anytime he wants and he doesn't know what he is talking about. John Buckley mentions something but Mayor Black is talking over him. Mayor Black asks him is John Buckley in here every day and he is talking about money. John Buckley mentions he is not here after hours doing things that and Mayor Black states that's your business. John Buckley mentions that's right and that's why he is not here after hours. Mayor Black mentions he is talking about taxpayer's money here. John Buckley mentions Mayor Black was in on that little deal too and he had plenty of protests and that. Mayor Black mentions it didn't cost the taxpayers nothing from me. John Buckley mentions, Oh Ok. Mayor Black mentions you cost them \$200 and mentions the subpoenaing of the two girls in the office. John Buckley mentions that Mayor Black and his buddy cost the Village \$150,000 plus in lawyer expenses. Mayor Black mentions he would like to see those figures too. John Buckley states yep. Mayor Black mentions when you get them ready let him see them. John Buckley mentions go and pull them out. Mayor Black mentions the settlement only cost us \$10,000 from one Insurance Company and we only paid him \$15,000.

No further questions on the Motion

Voting on the motion: All Yeas, No Nays – Motion Passed.

Chief of Police – Chief Frank Moore read the Caseyville Police Department Statistics for January 2017.

Superintendent of Public Works - Superintendent Brian Rader was absent from the meeting but G.W. Scott mentioned that Brian passed on items to him for the Committee Meeting.

M.K. Dashke – M.K. Dashke was not present for the meeting to give an update.

Village Attorney – Attorney Tom Zurliene had nothing for the Meeting.

Adjournment

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

Voting on the motion: All Yeas, No Nays – **Motion Passed.**

Meeting adjourned at 7:53 p.m.

Respectfully Submitted by



Rob Watt
Village Clerk