

AUGUST 7, 2006  
REGULAR MEETING  
7:30 P.M.

Regular meeting of the Village Board held at the Village Hall and called to order by President Peterson with the following members present: Schmitt, Austin, Ryner, Kness, Peterson and Johnson. Absent: Molberg.

Motion by Schmitt, second by Kness to approve the July 10, 2006 Public Hearing on the Proposed Budget and the regular meeting minutes. Roll call votes: Austin – aye, Ryner – aye, Kness – aye, and Schmitt – aye.. All votes were in favor, and the motion was carried.

Mr. Tom Whiting present to make a complaint on the Village's police. He stated that on July 25<sup>th</sup> his son's toy was stolen from his garage, and that he reported it to the Village's Police Chief, but that the police officer has still not been there to investigate the matter. Mr. Whiting also made a complaint about the Police Chief having a ride along in the squad. President Peterson stated that the police may have a ride along as long as it is work related and the Village President or Police Chief deems it necessary as long as it is known in advance. President Peterson also stated that there has been a police situation where the ride along was police related. Mr. Whiting complained that he sees the ride along every night. President Peterson stated that he will talk with the police personnel.

Mr. and Mrs. Womack present and complained that the Police Chief came in with his girlfriend to their home. The Board stated that they will talk with the Police Chief on the ride along policy. Mrs. Womack asked how do they find out why she was there? President Peterson stated that there is a record of the situation she is questioning, and that they can do a vocal complaint or make a written complaint and send it by certified letter, but they must do the process of the law.

Mr. and Mrs. Womack stated that they moved into the Village in October 2005, but received a notice of delinquent Wheel Tax on the last day of July, and that they had come in to the Village on Tuesday protesting the Wheel Tax. They stated that they do not feel they should pay because they did not know about, and they do not read the newspaper, advertiser, signs in the post office, nor do they get a water bill. They further stated that they have no problem paying the Wheel Tax, but do not want the late fee penalties. President Peterson stated that it was their responsibility and that the Village had given notice by posting, publishing, and putting it on the back of the water bill. Village Attorney Steele stated that the statute provides for certain fees (non-knowledge, non-intent). Trustee Schmitt stated that the owner of their residence should notify them. The Board upheld the ordinance.

Jim Morrison present to make complaints on the Village police for harassment, because his son is followed for no reason, anything that happens the police talk to other people about his son, the police speak of personal matters such as his son's bi-polar medications, and the police question his eleven year old son without he, as his father, there. President Peterson stated there is a procedure to follow, and the issues will be discussed, but Mr. Morrison should file a complaint in writing and send it certified.

President Peterson stated that he and the Board would sit down with the Police Chief and discuss each issue. President Peterson stated that the complaints should be

current issues, not old issues, and that the complaints should be in writing and sent by certified letter.

Mr. Morrison stated that when the police talk to his kids, he wants to be present. Police Chief Carr stated that he does not have to get parent permission if he has to talk to the child. President Peterson stated that Chief Carr should take the child to the parent. The Board agreed to address the matters. Village Attorney Steele stated that the complaints should be in writing with the date, time and where, when, and what happened.

President Peterson appointed Jamie Dillbeck as Trustee to the Board to fill the Tim Trout vacancy. Motion by Kness, second by Ryner to accept the appointment. Roll call votes: Schmitt – aye, Austin – aye, Ryner – aye, and Kness – aye. All votes were in favor, and the motion was carried.

Cami Sue Creger and Cara Jane Myers, daughters of Helen Creek, present concerning their mother's property along Mercer Street that was sold at auction, but the land has part of Mercer Street in it. Village Attorney Steele reported that Mercer Street as platted is going straight down according to 1958 plat, but it is not straight and angles. He stated that in 1958 the Board vacated the street and location moved 40 feet, but there was no dedication of the 40 feet of street to the north, lots 1-10 Block 23, Lots 1-10 Block 22, and Lots 1-10 Block 21. Cami Sue Creger stated that her mother's property never got the land that should have been vacated, and that nothing has been recorded. She requested that the Village vacate that portion of Mercer Street. She stated that she cannot get a free title due to Mercer Street. The Board would have to have a public hearing to vacate this area. Village Attorney Steele checked with Village Engineer John Roegiers concerning drainage or septic area, but Mr. Rogiers did not see why the Village would need it due to the height that would cause the pumping to go up.

Motion by Schmitt, second by Ryner to enter into an agreement to vacate a portion of 8<sup>th</sup>, 9<sup>th</sup>, and 10<sup>th</sup> Avenues North of Mercer Street in the Village of Windsor, New Windsor, and to dedicate a certain portion of blocks of Johnson and Wiley's Addition 21,22, and 23 (Mercer Street as physically used) to the Village of Windsor, New Windsor in consideration of the mutual covenants that the landowners agree to convey and dedicate to the Village that portion of land used as Mercer Street lying on the southern portion of their land the north line of said conveyance shall be 20 feet from the center line of the asphalt of Mercer Street as presently used, the Village agrees to vacate the northern extension of 8<sup>th</sup>, 9<sup>th</sup>, and 10<sup>th</sup> Avenues north of Mercer Street and between blocks 20 and 21, 21 and 22, 22 and 23, and the alley between lot 1 through 10, and 11 through 20 in Block 23 of Johnson and Wiley's addition to the Village, and the Village shall cause the land conveyed to it at its cost as well as the cost for such vacation and conveyances, with this agreement effective when signed by all parties, Chris and Gayla Ralston, Connie and Ronnie Hargis, Helen Creek, Richard and Janet Bland., and Michael Peterson , President for the Village of Windsor, New Windsor, Illinois. Roll call votes: Schmitt – aye, Austin – aye, Kness – aye, and Ryner – aye. All votes were in favor, and the motion was carried.

\*Trustee Dillbeck had to leave this meeting at 9:30 P.M. due to work schedule.

Police Chief Carr presented the police report for July 2006. He reported 29, 792 miles on the squad, 19 traffic stops, 7 state citations issued, theft complaint, dog complaint with animal control contacted ,drug arrest, domestic call, follow up reports,

ambulance assist, and theft complaint with arrests. Chief Carr reported concerns on Officer Meier not working, and the need for another deputy.

Police Chief Carr stated he had taken the NIMS test.

The Police Committee had met and recommended a salary increase for Chief Carr of \$500 per year and an extra pay of \$300 per month for health insurance.

Motion by Kness, second by Austin to increase the Police Chief salary \$500 per year paid semi-monthly, and \$300 per month extra pay for health insurance effective the September 1, 2006 payroll. Roll call votes: Kness – aye, Ryner – aye, Austin – aye, and Schmitt – aye. All votes were in favor, and the motion was carried.

Motion by Kness, second by Ryner to purchase for the Police department a PBT (portable breath test) at \$400 with use of SVF funds for this purchase. Roll call votes: Austin – aye, Ryner – aye, Kness – aye, and Schmitt – aye. All votes were in favor, and the motion was carried.

Chief Carr requested a taser. The Board tabled this matter.

Motion by Austin, second by Kness to go in to Closed Session for police personnel reasons. Roll call votes: Schmitt – aye, Austin – aye, Kness – aye, and Ryner – aye. All votes were in favor, and the motion was carried.

#### CLOSED SESSION 9:40 P.M.

The Meeting was reopened.

President Peterson stated that everything concerning the police complaints had been discussed, and he will talk to Chief Carr to see how responses can be handled along with Village Attorney Steele.

The Board released Chief Carr from the meeting.

Mr. and Mrs. Womack stated that they can pay their Wheel Tax on September 3, 2006, and the Board held the rate at \$22.

President Peterson stated that no bill had been received yet for tree work, but that the park was done.

Village Clerk Johnson reported that the Audit would be done Wednesday, August 9, 2006.

Motion by Kness, second Schmitt to pass Ordinance 3, Series 2006 Tax Levy. Roll call votes: Austin – aye, Ryner – aye, Kness – aye, and Schmitt – aye. All votes were in favor, and the motion was carried.

Motion by Schmitt, second by Kness to replace both garage doors at the Village Hall at a cost of \$2,115 by Dan's Overhead Doors Company, but there would be no windows on the doors. Roll call votes: Schmitt – aye, Ryner – aye, Kness – aye, and Austin – aye. All votes were in favor, and the motion was carried.

Village Attorney Steele reported on the Bi-State Regional Commission information concerning grant funds for the septic/sewer system. He stated that he had not heard from the EPA on the drainage matter. The Board tabled the Bi-State information until September 11, 2006 meeting. President Peterson stated he would contact Bi-State for more information.

President Peterson presented his veto of the Mercer County Animal Control contract for the reason that the County would not pick up animals, the Village would have to impound them. The Board had approved the contract at the July 2006 meeting. President Peterson stated that he had talked to Alpha, the Vet Clinic, and they also required that the Village bring in the dog, but the cost would be a per incident basis, \$10 a day, \$35 to euthenize, and \$15 to dispose of. The Board was concerned with transportation of the animal and the present cage. President Peterson asked Trustee Kness to check on a hitch for the squad car. The Board noted that Mercer County had wanted \$216 per month for their contract, but the matter was vetoed, and the Board stated that no more payments would be made to Mercer County. President Peterson stated he would check with the Alpha Vet Clinic for more information on an agreement.

Motion by Schmitt, second by Kness to authorize an ad for a sesquicentennial meeting on Wednesday, August 23, 2006 at 7 P.M. at the C.E. Building . Roll call votes: Schmitt – aye, Austin – aye, Kness – aye, and Ryner – aye. All votes were in favor, and the motion was carried.

Motion by Schmitt, second by Kness to authorize the July 2006 bills. Roll call votes: Schmitt – aye, Austin –aye, Kness – aye, and Ryner – aye.. All votes were in favor, and the motion was carried.

Motion by Schmitt , second by Kness to adjourn, Voice Votes: All votes were in favor, and the motion was carried. Meeting adjourned.

Claudine D. Johnson, Village Clerk