

Requester's Name	Diane Benjamin
Request	1. Minutes from all meetings held in May 2010
Public Body	Village of Stanford
Disposition of Request	<input checked="" type="checkbox"/> - Granted <input type="checkbox"/> - Denied <input type="checkbox"/> - Granted in part, denied in part <input type="checkbox"/> - Neither granted nor denied because no responsive records exist within the possession of the public body <input type="checkbox"/> - Neither granted nor denied because requested record is published on the public body's website. To access the record, visit: _____ and navigate to _____.
Manner of Denial (if denied)	<input type="checkbox"/> - Records have been withheld entirely <input type="checkbox"/> - Records have been redacted
Legal Basis for Denial(s)	<p><i>If your request is denied in whole or in part, box(es) below will be checked to identify the legal basis for denial. A description of each is on the "General Information" page.</i></p> <input type="checkbox"/> - Private Information (5 ILCS 140/7(1)(b)) <input type="checkbox"/> - Law Enforcement Records (5 ILCS 140/7(1)(d)) <input type="checkbox"/> - Personal Information (5 ILCS 140/7(1)(c)) <input type="checkbox"/> - Closed Session Minutes (5 ILCS 140/7(1)(l)) <input type="checkbox"/> - Attorney-Client Communication (5 ILCS 140/7(1)(m)) <input type="checkbox"/> - Insurance/Risk Management Records (5 ILCS 140/7(1)(s)) <input type="checkbox"/> - Other: <u>Unduly Burdensome – 5 ILCS 140/3(g)</u>
Factual Basis for Denial(s)	<p><i>If your request is denied in whole or in part, a detailed factual explanation of the application of any exemption claimed follows:</i></p>
Fee Due	<p><i>An explanation of the restrictions on fees is found on the General Information page.</i></p> <input checked="" type="checkbox"/> - No fee <input type="checkbox"/> - Fee of \$ _____ for _____.

GENERAL INFORMATION

<p style="text-align: center;">Appeal Rights</p> <p><i>Please read this section if your request was denied in part or in whole</i></p>	<p>Appeal Rights: You have a right to have the denial of your request reviewed by the Public Access Counselor (PAC) at the Office of the Illinois Attorney General. 5 ILCS 140/9.5(a). You can file your Request for Review with the PAC by writing to: Public Access Counselor, Office of the Attorney General, 500 South 2nd Street, Springfield, IL 62706, Fax: 217-782-1396, E-mail: publicaccess@atg.state.il.us. You also have the right to seek judicial review of your denial by filing a lawsuit in the State circuit court. 5 ILCS 140/11. If you choose to file a Request for Review with the PAC, you must do so within 60 calendar days of the date of this denial letter. 5 ILCS 140/9.5(a). Please note that you must include a copy of your original FOIA request and this denial letter when filing a Request for Review with the PAC.</p>
<p style="text-align: center;">Website Documents</p> <p><i>Please read if your request was neither granted nor denied because record is published on the public body's website</i></p>	<p>A public body is not required to copy a public record that is published on the public body's website. If you are unable to reasonably access the record online, you may re-submit your request for the record stating your inability to reasonably access the record online. The public body shall make the requested record available for inspection or copying thereafter</p>
<p style="text-align: center;">Copying Fees</p> <p><i>Please read if you are being charged a fee for copying or for electronic media.</i></p>	<p>Except for when a fee is otherwise fixed by statute, a public body may charge fees reasonably calculated to reimburse its actual cost of reproducing and for the use of the equipment of the public body to copy records. No fee shall be charged for the first 50 pages of black and white, letter or legal sized copies. The fee for black and white letter or legal sized copies shall not exceed 15 cents per page. If a public body provides copies in color or in a size other than letter or legal, the public body may not charge more than its actual cost for reproducing the records. If electronic records are produced, the public body may charge the requester for the actual cost of purchasing the recording medium, such as a compact disc.</p>
<p style="text-align: center;">Private Information</p> <p><i>Please read if the Private Information box is checked</i></p>	<p>Private information is exempt from disclosure under the FOIA (5 ILCS 140/7(1)(b)). The Freedom of Information Act defines "private information" as "unique identifiers, including a person's social security number, driver's license number, employee identification number, biometric identifiers, personal financial information, passwords or other access codes, medical records, home or personal telephone numbers, and personal email addresses. Private information also includes home address and personal license plates, except as otherwise provided by law or when compiled without possibility of attribution to any person."</p>
<p style="text-align: center;">Law Enforcement Records</p> <p><i>Please read if the Law Enforcement Records box is checked.</i></p>	<p>The Freedom of Information Act exempts from disclosure certain law enforcement records at 5 ILCS 140/7(1)(d). This section exempts records in the possession of any law enforcement agency if disclosure would, (1) interfere with pending or actually and reasonably contemplated law enforcement proceedings, (2) interfere with active administrative enforcement proceedings, (3) create a substantial likelihood that a person will be deprived of a fair trial or impartial hearing, (4) unavoidably disclose the identity of a confidential source, confidential information furnished by the confidential source, of persons who file complaints with police, or of persons who provide information to police, (5) disclose unique or specialized investigative techniques related to detection, observation or investigation of incidents of crime or misconduct, (6) endanger the life or physical safety of law enforcement personnel or of any other person, or (7) obstruct an ongoing criminal investigation.</p>
<p style="text-align: center;">Personal Information</p> <p><i>Please read if the Personal Information box is checked</i></p>	<p>Under the FOIA, 5 ILCS 140/7(1)(c), personal information that if disclosed would constitute a clearly unwarranted invasion of personal privacy is exempt from disclosure. An "unwarranted invasion of personal privacy" means a disclosure of information that is highly personal or objectionable to a reasonable person and in which the suspect's right to privacy outweighs any legitimate public interest in obtaining the information. If this box was checked on page 1, the public body has determined disclosure would constitute an unwarranted invasion of personal privacy.</p>
<p style="text-align: center;">Closed Session Minutes</p> <p><i>Please read if the Closed Session Minutes box is checked</i></p>	<p>The Freedom of Information Act at 5 ILCS 140/7(1)(1) exempts from disclosure minutes of meetings of public bodies closed to the public as provided in the Open meetings Act until the public body makes the minutes available to the public under Section 2.06 of the Open Meetings Act.</p>
<p style="text-align: center;">Attorney-Client Communication</p> <p><i>Please read if the Attorney-Client Communication box is checked</i></p>	<p>The Freedom of Information Act, 5 ILCS 140/7(1)(m), provides that "communications between a public body and an attorney . . . representing the public body that will not be subject to discovery in litigation" are exempt from FOIA disclosure. Attorney client communication is generally exempt from disclosure in litigation where communications made for the purpose of seeking legal advice from a professional legal advisor is made in confidence between the client and the attorney. Illinois Education Association v. Illinois State Board of Education, 204 Ill 2d 456, 467 (2003). With specific regard to attorney client billing, pursuant to PAC Opinion 14-002 & People ex rel Ulrich v. Stukel, 294 Ill.App.3d 196 (1st Dist. 1997) itemized attorneys bills could properly be withheld from disclosure under the FOIA to the extent they reveal the substance of confidential attorney-client discussions, particularly in the description of work performed.</p>
<p style="text-align: center;">Insurance/Risk Management Records</p> <p><i>Please read if the Insurance/Risk Management Records is written in the Other box on Page 1</i></p>	<p>Any and all proprietary information and records related to the operation of an intergovernmental risk management association or self-insurance pool or jointly self-administered health and accident cooperative or pool are exempt from disclosure pursuant to 5 ILCS 140/7(1)(s). Also exempt from disclosure under that same section is insurance or self-insurance (including any intergovernmental risk management association or self-insurance pool) claims, loss or risk management information, records, data, advice or communications.</p>
<p style="text-align: center;">Prevailing Wage Employee Info</p> <p><i>Please read if Prevailing Wage Employee Info is written in Other box</i></p>	<p>Certified payroll records submitted to a public body under Section 5(a)(2) of the Prevailing Wage Act are public records subject to inspection and copying in accordance with the provisions of this Act; except that contractors' employees' addresses, telephone numbers, and social security numbers must be redacted by the public body prior to disclosure pursuant to 5 ILCS 140/2.10.</p>
<p style="text-align: center;">Law Enforcement Database</p> <p><i>Please read if Law Enforcement Database is written in Other box</i></p>	<p>The Freedom of Information Act at 5 ILCS 140/7(1)(d-5) exempts from disclosure law enforcement record created for law enforcement purposes and contained in a share electronic record management system if the law enforcement agency that is the recipient of the request did not create the record, did not participate in or have a role in any of the events which are the subject of the record, and only has access to the record through the shared electronic record management system.</p>

VILLAGE OF STANFORD
100 W. Boundary
Stanford, IL 61774

PRESIDENT AND BOARD OF TRUSTEES

Thursday, May 27, 2010

SPECIAL MEETING MINUTES

Minutes of the Special Meeting of the President and Board of Trustees of the Village of Stanford, held at the Stanford Village Hall at 7:00pm.

The Meeting was called to order at 7:00pm by President George F. Brawner, Sr.

1. ROLL CALL: Present: 4 - Trustees Eric Geurts, Natasha Owen, Nydra Owen and President George F. Brawner, Sr.

Absent: 2 - Trustees Johnalee Alwes and Rowana Robles.

It was the consensus of the Board to appoint Trustee Natasha Owen to take the minutes on behalf of Clerk Streenz who is absent.

2. NEW BUSINESS:

- A. Trustee Nydra Owen moved, seconded by Trustee Geurts, to amend a previous motion from the May 20, 2010 meeting approving Ed Moser to pay Invoice #99 from Yoder's and waiving the \$39.72 for fuel from the original bill.

On roll call the vote was:

AYES: 4 - Trustees Geurts, Natasha Owen, Nydra Owen and President Brawner.

NAYS: 0

ABSENT: 2 - Trustees Alwes and Robles.

There being 4 affirmative votes, the motion carried.

- B. It was the consensus of the Board to table the discussion of an Intergovernmental Agreement for Police Protection, adding the possibility of hiring Chris Gleason as part time Police Chief on the next board meetings agenda and have President Brawner check with Attorney Mark McGrath about possibly placing an advertisement for Police Chief.

- C. Trustee Nydra Owen moved, seconded by Trustee Geurts, to approve the Illinois

Environmental Protection Agency's contract for a water testing program, Region H, if possible, for chloroform testing for the amount of \$1,490.24 plus \$13.46 per sample for chloroform and authorize President Brawner to sign.

On roll call the vote was:

AYES: 4 - Trustees Geurts, Natasha Owen, Nydra Owen and President Brawner.

NAYS: 0

ABSENT: 2 - Trustees Alwes and Robles.

There being 4 affirmative votes, the motion carried.

- D. Trustee Geurts moved, seconded by Trustee Natasha Owen, to approve the payment and modification of the FCC License agreement and amending the following: 1. Take Brian Neal off as Director and add Kyle Batterton as Director, 2. Change address to the Village Hall's address, 3. modify the number to increase the number of mobiles if applicable.

On roll call the vote was:

AYES: 4 - Trustees Geurts, Natasha Owen, Nydra Owen and President Brawner.

NAYS: 0

ABSENT: 2 - Trustees Alwes and Robles.

There being 4 affirmative votes, the motion carried.

3. MOTION TO ADJOURN @ 7:46PM

There was no further business to come before the Board. Trustee Alwes moved, seconded by Trustee Chase to adjourn. Motion carried.

Minutes taken by :
Trustee Natasha Owen

Prepared By:
Kara M. Streenz
Village Clerk

Village of Stanford

100 W. Boundary

Stanford, IL 61774

PRESIDENT AND BOARD OF TRUSTEES

Thursday, May 20, 2010

REGULAR MEETING MINUTES

Minutes of the regular meeting of the President and Board of Trustees of the Village of Stanford, held at the Village Hall at 7:00pm.

1. ROLL CALL:

Present: 6 - Trustees Johnalee Alwes, Ben Chase, Eric Geurts, Natasha Owen, Nydra Owen, Rowana Robles and President George F. Brawner, Sr.

Absent: 0

Also Present: Attorney Mark McGrath, Sheriff Mike Emery.

1. APPROVAL OF MINUTES:

Trustee Nydra Owen moved, seconded by Trustee Geurts, to approval the minutes from the April 15, 2010 regular meeting as presented.

All in favor. AYE.

1. INTERNAL AUDITOR'S REPORT:

Trustee Nydra Owen stated there was no report at this time.

1. TREASURER'S REPORT:

Trustee Nydra Owen reported for Treasurer Jassman.

Trustee Geurts moved, seconded by Trustee Natasha Owen, to approve the Treasurer's Report as presented.

On roll call the vote was:

AYES: 6 - Trustees Alwes, Chase, Geurts, Natasha Owen, Nydra Owen and Robles.

NAYS: 0

ABSENT: 0

There being 6 affirmative votes, the motion carried.

1. **FINANCIAL REPORT:**

Trustee Nydra Owen reported for Treasurer Jassman.

Trustee Geurts moved, seconded by Trustee Chase, to approve the Financial Report as presented.

On roll call the vote was:

AYES: 6 - Trustees Alwes, Chase, Geurts, Natasha Owen, Nydra Owen and Robles.

NAYS: 0

ABSENT:0

There being 6 affirmative votes, the motion carried.

1. **MONTHLY DISBURSAL:**

Trustee Nydra Owen reported for Treasurer Jassman.

Trustee Geurts moved to approve the Monthly Disbursal as amended, by moving the Stark bill under MFT and not paying the Yoder's bill for squad repairs until after further discussion later in the meeting.

On roll call the vote was:

AYES: 6 - Trustees Alwes, Chase, Geurts, Natasha Owen, Nydra Owen and Robles.

NAYS: 0

ABSENT: 0

There being 6 affirmative votes, the motion carried.

1. **APPOINTMENTS:**

President Brawner stated there was an empty seat on the Zoning Board but does not have anyone to appoint at this time.

1. **PUBLIC CONCERNS:**

John Beanblossom and Daryl Shields, representatives of the Stanford First Christian Church, had questions about the church not being notified whenever the locks were changed on the Police Department after the Police Chief resigned. The area that the locks were changed is a common area, where anyone using the facilities can go and is not part of the leased Police Department.

Trustee Natasha Owen apologized and stated she did not realize it was a common area.

President Brawner stated in hind site there should have been communication, but our intentions was to protect the Police Department and it's contents. Beanblossom did thank the Board for the new locks stating that it was unknown how many persons had a key to the old locks.

Beanblossom also spoke of concerns with no police presence with in the Village and of a juvenile disturbance near the parsonage.

1. **PRESENTATION:**

Ron Downs with the Farnsworth Group presented the 2010 Motor Fuel Tax (MFT) program from the State for the Village's road and street repair.

Downs and Trustee Geurts both stated that the Village will be spending less this year because the Village has been spending into it's surplus the past several years and only has one year of surplus left. Downs suggested that maybe the Village would only do the road program every other year to let the surplus build back up again.

Trustee Geurts moved, seconded by Trustee Alwes, to approve Resolution 04-10: Motor Fuel Tax (MFT) Program for the year 2010 and authorize President Brawner to sign.

On roll call the vote was:

AYES: 5 - Trustees Alwes, Chase, Geurts, Natasha Owen and Robles.

NAYS: 1 - Trustee Nydra Owen.

ABSENT: 0

There being 5 affirmative votes, the motion carried.

1. **EXECUTIVE SESSION CALLED AT 7:31PM:**

Trustee Natasha Owen moved to go into executive session for the personnel issues pursuant to IL Statute 5 ILCS 120/2(c)(1) and request Sheriff Emery and Attorney McGrath to stay.

There was no second the motion died.

President Brawner requested the representatives from Danvers Police Committee to speak before the Board goes into Executive Session.

1. **PRESENTATION (CONTINUED):**

Nan Birkey and Steve Girdler Trustees of the Danvers Village Board and Chairs of the Police Committee, presented information of a possible Intergovernmental Agreement between the two Villages for Police protection.

Some specifics that were presented was:

- Chief Gleason would be Chief of both departments
- the merger of both departments into one.
- Township agreement for patrol.
- Sheriff would have to approve.

- Main department in Danvers with substation at Village Hall in Stanford.
- would use Stanford's squad and Chief would be the only one to drive Stanford's squad and possible would be taken home by Chief.
- fuel bill
- major repairs/routine maintenance.
- would like to patrol the Township 1 hour/day, 2 shifts
- sample intergovernmental agreement from Deer Creek/Goodfield.

Attorney McGrath advised the Board that if decided yes, that this would be a conflict of interest for him since he is the Attorney for both entities. McGrath would refer one Village to another Attorney for review.

Sheriff Emery stated that he would sign a Township agreement and an Intergovernmental Agreement between the two agencies. Sheriff Emery spoke highly of Chief Gleason's abilities stating he has had little complaints about her.

John Beanblossom asked why can't Ed come back? This will be discussed in Executive Session.

Ida Jane Clark stated that the people of Stanford did not like it when the police had township jurisdiction or the squad car being in Danvers.

Sheriff Emery stated that to hire his deputies back for patrol would cost the Village \$38.50/hour with no administration fee.

1. **EXECUTIVE SESSION CALLED @ 8:09pm:**

Trustee Natasha Owen moved, seconded by Trustee Nydra Owen, to go into Executive

Session to discuss police and personnel issues pursuant to IL State Statute 5 ILCS 120/2(c)(1) and request Attorney McGrath and Sheriff Emery to stay.

On roll call the vote was:

AYES: 5 - Trustees Alwes, Chase, Natasha Owen, Nydra Owen and Robles.

NAYS: 1 - Trustee Geurts.

ABSENT: 0

There being 5 affirmative votes, the motion carried.

1. **ROLL CALL @ 9:04pm:**

Roll call after the close of Executive Session.

Present: 7 - Trustees Johnalee Alwes, Ben Chase, Eric Geurts, Natasha Owen, Nydra Owen,

Rowana Robles and President George F. Brawner, Sr.

Absent: 0

Also Present: Attorney Mark McGrath and Sheriff Mike Emery.

1. **COMMITTEE REPORTS:**

A. Streets:

Trustee Geurts reported that he has contacted the Laborersâ€™™ about sidewalk repairs and they will not start concrete classes until the end of June or beginning of July.

It was the consensus of the Board that the sidewalk on W. Boundary would be first priority for any repairs.

1. Drainage:

Trustee Chase reported.

1. Clerk Streenz requested for someone to contact Cindy or Lyle Masters about an email that was sent in reference to drainage issues in their area. Trustee Geurts stated he will contact them.

1. Trustee Geurts reported that Minnie Atkins on E. Main would like for a screen to be put on a drainage pipe on the north side of the railroad bed to help keep debris from coming out of the field into her yard.
1. Trustee Geurts reported that Mike Boitnott, Public Works Director, has made a pass in two backyards on E. Boundary to help the water flow towards the culvert. It seemed to have helped the yard dry up quicker.
1. It was the consensus of the Board to have Mike Boitnott, Public Works Director, to put 2 culverts in the alley (not on any private property) in the area of 110 E. Boundary.
1. Trustee Geurts and President Brawner reported that they have spoke with Scott Brand, the owner of the field surrounding Circle Lane, and he has denied any tile work to be installed in his field.
1. It was the consensus of the Board to amend the current Easement Agreement from Attorney McGrath for E. Boundary, to increase the width to 15' from center line of swail and deposit soil on the edge of easement.

Trustee Geurts moved, seconded by Trustee Alwes, to authorize Attorney McGrath to amend the temporary Easement Agreement and allow the Village to accept it.

On roll call the vote was:

AYES: 6 - Trustees Alwes, Chase, Geurts, Natasha Owen, Nydra Owen & Robles.

NAYS: 0

ABSENT: 0

There being 6 affirmative votes, the motion carried.

1. Water:

1. Trustee Nydra Owen reported that Layne Western stated the proposal was not for a specific well just for a preventative maintenance program. The testing could be \$2,700.00 - \$3,000.00, to pull pump would be an additional \$12,000.00 Layne Western also recommends testing every year on the wells. The last time Well #3 was worked on was June of 1996. They also suggested the Village to switch wells weekly or monthly. Trustee Nydra Owen suggests for Mike Boitnott to run a flow rate test to get a curve on Well #3. if ok wait a year for maintenance. Trustee Nydra Owen will also check with Mike Boitnott about switching the wells back and forth. This may not be possible with the way the wells are set up.
1. Trustee Nydra Owen reported that the IEPA just sent a water testing program renewal and it is not on the agenda. She will speak with Brad Bode, Water Operator, about it and possibly get it on the agenda for a Special Meeting.

1. Health, Beautification & Welfare:

1. Trustee Rowana Robles requested the Recycling Program be tabled until the June meeting.

1. President Brawner, stated the Good Old Days Committee approached him about for them to get a food license through McLean County they need to prove they are non-profit. Health Department will waive the fees if they show a FEIN #. They will speak to another entity about their situation.

1. Community Development:

1. Trustee Alwes reported that Kyle Batterton, EMA Director, has advised her that the FCC License needs to be renewed. Clerk Streenz advised the Board that she has not received any paperwork about it. Trustee Alwes will speak with Batterton about getting the necessary paperwork to the Clerk for modification.

1. President Brawner stated he still has not heard back from Marty Vanags and the EDC.
1. John Williams, owner of Tweaker's Bar & Grill, was present to ask about the Village's intentions to either allow or prohibit video gambling.

It was the consensus of the Board to not prohibit video gambling.

1. Police:

1. Trustee Natasha Owen moved, seconded by Trustee Nydra Owen, to approve the resignation of Chief Ed Moser from the Stanford Police Department.

On roll call the vote was:

AYES: 4- Trustees Chase, Natasha Owen, Nydra Owen and Robles.

NAYS: 2 - Trustees Alwes and Geurts.

ABSENT: 0

There being 4 affirmative votes, the motion carried.

1. Trustee Natasha Owen moved, seconded by _____, to accept Ed Moser's proposal for payment of the repairs to the squad car by Ed Moser via his final check of

\$692.00 for repairs and \$39.72 for fuel.

On roll call the vote was:

AYES: 5 - Trustees Alwes, Chase, Geurts, Natasha Owen and Nydra Owen.

NAYS: 1 - Trustee Rowana Robles.

ABSENT: 0

There being 5 affirmative votes, the motion carried.

1. The McLean Intergovernmental Agreement was tabled until we have a new Police Department.
1. Attorney McGrath advised, because of limited financing, before entering into an agreement with the Village of Danvers for police coverage, the Board needs to know how much we are going to spend and what will they provide. The Board also needs to consider the Township agreement for patrol and the lease agreement with the First Christian Church.
1. Legal:

1. President Brawner advised the board of an email that was received about a fall that happened at an event held at Distinctive Affairs. The stairs in question was looked at by Mike Boitnott and President Brawner and a response was sent to the concerned parties.

1. A request was made to shut off the water at 114 W. Main by the owner.
1. Clerk Streenz spoke to the Board about 2 properties, 310 N. Kathleen and 209 S. Division, both in foreclosure. The properties need to be cleaned up and mowed but has not had any response from the companies in control of either property.

Attorney McGrath advised the Clerk to have Public Works mow 310 N. Kathleen

and place a lien on the property. Attorney McGrath also advised the Clerk to send a letter to both the bank and lawyer in control of 209 S. Division.

1. Trustee Geurts moved, seconded by Trustee Natasha Owen, to accept the Freedom of Information Act (FOIA) document and place on website.

On roll call the vote was:

AYES: 6 - 6 - Trustees Alwes, Chase, Geurts, Natasha Owen, Nydra Owen & Robles.

NAYS: 0

ABSENT: 0

There being 6 affirmative votes, the motion carried.

1. **NEW BUSINESS:**

A. It was the consensus of the Board to table the discussion of conflicting fines until the June meeting.

1. It was the consensus of the Board to table the Zoning Board recommendations until the

June meeting.

1. **MOTION TO ADJOURN @ 10:40pm:**

There being no further business to discuss, Trustee Natasha Owen moved, seconded by Trustee Robles to adjourn.

All in favor.

Prepared by:

Kara M. Streenz

Village Clerk/Collector