

President Munroe called the meeting to order at 5:34 pm followed by the Pledge of Allegiance.

Members Present: Trustee Andrade, Trustee Carver, Trustee Eandi, President Munroe, Clerk Gerberding, Attorney Schuering; **Members Absent:** Trustee Kindred, Trustee Reiss

Motion – Trustee Carver made a motion opening the public hearing for Section 25 of the Local Governmental Acceptance of Credit Cards Act, 50 ILCS 345/25. Trustee Andrade seconded the motion. The motion passed unanimously.

Discussion –

Atty. Schuering explained this open hearing is required by law. The open hearing is to allow residents the opportunity to express concerns or thoughts around credit cards within the Village. Trustee Andrade asked if this is to allow the Village to utilize credit card payments. Atty. Schuering answered yes. While we have been accepting credit payments, this is a step to make sure everything is in compliance and would also relate to the ordinances later on the agenda. Trustee Andrade asked if there is a difference between a credit card and debit card payment? Atty. Schuering explained that the difference is not denoted in the law. He then added this would mean:

- Village would be able to allow for credit card payments via a 3rd party vendor
- No surcharge to the Village as part of the regulations
- Limitations in the act state a cap is the actual amount owed to the Village. We can add a surcharge through code if we want.
- If a payment is made via a credit card, the amount due to the Village does not go to \$0 until the money comes to the Village.
- Employees that follow the code are not personally responsible for any of fees incurred.

Office Manager Marsh explained the Village currently uses PSN and they have a flat fee with an amount over X going to a percentage. Debit and Credit cards run the same with a processing fee. All of the fees added to the amount due goes to PSN, the processor.

Trustee Eandi made a motion closing the public hearing. Trustee Andrade seconded the motion. The motion passed unanimously.

APPROVAL OF THE MINUTES OF THE REGULAR BOARD MEETING ON July 14, 2025, 2025.

Due to a lack of quorum of Trustees, no votes could be taken.

APPROVAL OF FINANCIAL STATEMENTS AND BILLS

Due to a lack of quorum of Trustees, no votes could be taken.

ANNOUNCEMENTS AND PRESENTATIONS

N/A

PUBLIC FORUM:

- A. Lori Maltby – Oak Hills Subdivision – years ago there was a street representative group. That group was reestablished this past Saturday. They have talked with Supt. Foster about various issues.
- #1 issue – their roads – most are over 60 years old. They have only had tar and chip in that time. Many roads are down to 1 lane. Mishawaka have holes that need more attention than tar and chip. Are there plans to update, replace their roads anytime soon? Pres. Munroe stated that the Village is working on finding funding for roads in the Village. This will be added to our wish list. Supt. Foster added the road with holes is on the list.
- #2 issue – Penecook has low-hanging limbs. Garbage trucks are having to drive around into the other lane to get around the limbs.

#3 – Roanoke – There is 1 yard in particular that is really bad and needs help and has been an issue for at least 5 years. She will share that address with Supt. Foster directly.

#4 – Is the maintenance schedule for the Village posted anywhere? Residents don't want to complain, but they would like to know if they are on a planned list or not. Supt. Foster stated that there is not a list at this point. It tends to be on a triage basis - what is the worst and needs the most attention. It is difficult to create a list because then when something else happens items on that list may get pushed.

- B. Brian Brewer – passed out handouts – He has been a resident of Oak Mill Estate subdivision for about 1 year. There is an individual in their subdivision with a sign hanging that has caused lots of discussion. Mr. Brewer is asking for some ordinances around signage in the neighborhood. He shared Facebook posts, HOA documentation, and requests for help from the Village. Everything that has been attempted up to this point has not been successful. RPD has reached out to the Sangamon County State's Attorney's office regarding this issue and they were told specifically requested to do nothing as it is First Amendment Right issue and will open the RPD up to a lawsuit. Mr. Brewer stated that as an HOA, they are not state actors so the 1st Amendment issue is defunct. Per HOA rules, signage is against rules – political or otherwise – so it goes against multiple HOA issues. Now, vulgarity is coming into play. Atty. Schuering addressed Mr. Brewer and thanked him for all of his work. He continued to explain that the Village cannot adopt content-based restrictions; we can do time-based restrictions. The issue becomes the rebuttal in a court is that the 1st amendment is not here for the information that everyone agrees with. It is here for all of the stuff that everyone disagrees with. Atty. Schuering is willing to read through all of the provided information, but does not appear at first review to have enough for the Village to do anything.

Mr. Brewer is open to a conversation if anyone is interested. Trustee Andrade asked if the resident in question has broken the HOA rules. Mr. Brewer answered yes. Trustee Andrade then asked if anything had been done by the HOA at this point. Mr. Brewer responded not yet. They are looking for some support from the Village to see what can be done. He shared various Village Codes that this impacts – signage, nuisances, etc.

- C. Aaron Beetzel – Ordinances that were put forward on the agenda, where can the public see the ordinances that are proposed? The ordinances seem to get put forward but the community doesn't seem to have access to the proposed ordinances until the topic comes up at the meeting and is then discussed and voted on. Atty. Schuering explained the Open Meetings Act requires that an agenda be published. This was brought up in late 2024 with our current structure and the OMA Office approved this structure. Mr. Beetzel asked why aren't the complete ordinances put out for the public. Pres. Munroe explained that sometimes there are still moving parts so sharing out the ordinances ahead of time is not always an option. Mr. Beetzel asked if there is a way to change the structure. At what point does transparency actually happen? Supt. Foster explained that similar to meeting minutes, ordinances are not shared until they are approved because they are a draft. Mr. Beetzel stated that all of the documents should be shared out with the residents.

Trustee Andrade shared that per the State General Assembly practices and rules, the language has to be out for at least 1 week before it is voted on. Atty. Schuering stated that was a fair point. Additionally, the question becomes what are we required to do to meet legal requirements and then what are options that can be done internally with processes.

REPORTS

Chief of Police – Tim Sommer

See attached report – highlights below.

- A. Officer Doolin shared the report this month.
- B. "Trucks for Teachers" supply drive was a success and they received an additional \$1,000 donation for the cause. They will be talking with teachers about how to spend that donation money.

Public Works Superintendent – James Foster

See attached report – highlights below.

- A. All Boil Orders have passed on necessary attempts.
- B. All small meters have been transitioned to cell meters.
- C. Lead and Copper samples – will be happening in September. 20 new homes have been contacted and will be tested. If lead is found, a plan needs to be in place for how to resolve the situation.
- D. Lift Station issues are continuing.
- E. There have been a couple of sink-holes on Gilson.
- F. Snow route for Potomac is still an upcoming topic.
- G. Talked with Pres. Munroe about the pond. The Village has talked with 2 different companies. The Village Engineer has referred a 3rd company. The plan is to have the engineers figure out the plan for how to fix the pond and then send that plan to the 3 companies for their bids and estimates.
- H. Mack Truck was on the agenda tonight. The Township requested it come off the agenda because it has not been surplussed on their end yet.
- I. Houses on Roanoak that back up to Penacook – code says the property owner is responsible for maintenance from the property line to the street. Mr. Beetzel spoke up and shared that his property is one of these houses and then explained that the land around his property should be maintained by various people. Foster explained that the Village used to maintain several pieces of property around the Village, which they no longer maintain. This has caused lots of discussion around who should do the maintenance.

Trustee Andrade asked why was Petersburg Plumbing brought in to deal with the watermain break. Supt. Foster explained that the break was too deep for our machines to dig and we don't have the required shoring walls. Trustee Andrade then asked if it would make sense for us to purchase any of that equipment. Supt. Foster stated that it would not be cost efficient and probably wouldn't be used much.

Trustee Carver volunteered to be part of the pond design with Village Eng. Kuhn.

OLD BUSINESS:

N/A

NEW BUSINESS

With limited number of board members, Pres. Munroe will cancel the Committee of the Whole meeting, and hold a Special Board Meeting at that time.

Ordinances:

Due to a lack of quorum of Trustees, no votes could be taken.

Resolutions:

Due to a lack of quorum of Trustees, no votes could be taken.

Motions:

Due to a lack of quorum of Trustees, no votes could be taken.

UPCOMING DATES:

Upcoming Dates to Remember: (some meetings are tentative and could change, but will have the proper 48 hours posting notice)

Tuesday, August 19, 2025	Planning and Zoning Commission Meeting at 7 pm
Monday, August 25, 2025	Committee of the Whole Meeting @ 5:30 pm
Monday, September 1, 2025	Village Office CLOSED in Observance of Labor Day
Monday, September 8, 2025	Village Board Meeting @ 5:30 pm

Motion to Adjourn

Trustee Carver made a motion to adjourn the meeting. Trustee Eandi seconded the motion. The motion passed unanimously at 6:38 pm.

Respectfully submitted,

Angela Gerberding
Village Clerk