

**MINUTES FOR THE REGULAR MEETING  
OF THE CORPORATE AUTHORITIES OF THE  
VILLAGE OF CAMPTON HILLS**

January 15, 2019

7:00 P.M.

CAMPTON TOWNSHIP COMMUNITY CENTER  
5N082 OLD LAFOX ROAD  
Campton Hills, IL

1. **CALL TO ORDER** - President Blecker called the meeting to order at 7:01 p.m.
2. **ROLL CALL** - Clerk Quail called the Roll:

*Present*

Trustee Susan George  
Trustee Nick Girka  
Trustee Mike Millette  
Trustee Mike O'Dwyer  
Trustee Mike Tyrrell  
Trustee Wendy K. White Eagle  
President Harry Blecker

*Absent*

None

*Also Present*

Village Administrator Ron Searl  
Police Chief Steve Millar  
Treasurer Laura Henry  
Village Clerk Vanessa Quail  
Village Attorney Julie Tappendorf

3. **PLEDGE OF ALLEGIANCE** - President Blecker led all those present in the Pledge of Allegiance.
4. **PUBLIC COMMENTS** - *President Blecker invited public comments regarding matters other than video gaming, with the suggestion that the public comments relating to video gaming be moved to Item 7 on the Agenda. There was no objection.*
  - *Patsy Smith, of Homeward Glen Dr., suggested that the Village resurrect the idea of a business directory, which had been in the past a good resource for residents, and an important way to support local businesses. She also encouraged the Board to look into whether or not the Village is properly collecting business sales tax from the Wasco business district establishments that do not have mail delivery.*
  - *Sue Windland, of Kingston Ct., expressed her dissatisfaction with the delay of the Citizen of the Year Award, which was originally scheduled for tonight's meeting.*
5. **CONSENT AGENDA**
  - a. Motion to approve the minutes of the December 18, 2018 Regular Meeting
  - b. Motion to approve the minutes of the January 2, 2018 Regular Meeting
  - c. Motion to approve payment of bills per Warrant List #19-18
  - d. Motion to accept the resignation from Silvana King from the Community Relations Commission
  - e. Motion to accept the resignation from Phillis Nowicki from the Community Relations Commission

Trustee Tyrrell pulled Item "A" of the Consent Agenda.

**MOTION TO APPROVE ITEMS B, C, D, AND E, OF THE CONSENT AGENDA**, made by Trustee Tyrrell; and seconded by Trustee White Eagle.

Roll Call Vote: [AYES: 6] [NAYES: 0] [ABSENT: 0] Motion  
**CARRIED**

George  
Girka  
Millette  
O'Dwyer  
Tyrrell  
White Eagle

**MOTION TO APPROVE THE MINUTES OF THE DECEMBER 18, 2018, REGULAR MEETING, AS AMENDED (ITEM "A" OF THE AGENDA),** made by Trustee Tyrrell; and seconded by Trustee George.

Trustee Tyrrell called for the correction one a minor typographical error. There was no objection.

Voice Vote: [AYES: 6] [NAYES: 0] [ABSENT: 0] Motion **CARRIED**

**6. Department Reports – December 2018**

**a. Treasurer**

- i. *Monthly Financials Report Update* - Treasurer Henry provided a summary of the monthly report, noting nothing remarkable.
- ii. *Police Pension Funding Report Update* - Treasurer Henry reported an estimate of 13.7 months to reach the \$2.5 million threshold for the Village to diversify its pension investments.

**b. Police**

Police Chief Millar provided his monthly report, noting nothing remarkable in the statistics. He reported several complaints of vehicles passing school busses, on which 5 citations were recently made - one of which resulted in an arrest of an individual on whom there was an outstanding warrant. He announced that the Police Department was awarded a plaque in recognition of Toys for Tots, which was one of the highest participants at 180 Christmas gifts to families in need. He expressed his gratitude and appreciation to the community.

Chief Millar reported that the Department's *Too Good for Drugs* program graduated 86 students; and that the 2019 Citizens Police Academy is underway with 14 participants.

Chief Millar also explained that one of the officers assembled an in-depth proposal to bring in a K-9 unit to the Village. President Blecker asked Administrator Searl to place it on the next meeting agenda.

Trustee Tyrrell thanked Chief Millar for his excellent reporting.

Trustee Millette inquired about recent accidents on Route 38 and Harley Road; and Chief Millar explained that one was a case of a distracted driver; and the other was a visibility problem at sunset.

Trustee George inquired about any issues related to the Larson lights show; and Chief Millar reported zero complaints.

Trustee White Eagle asked how the need for K-9 units is met currently; and Chief Millar explained that the County has resources they will dispatch if needed.

i. *Intergovernmental Administrative Adjudication Update*

Chief Millar reported that he recently talked with Elburn's Police Chief, who said that their Board is in support of the initiative. Chief Millar added that the Elburn Fire Chief is yet to be contacted, and that there was more work to be done to figure out how it would work on a rotating basis.

c. *Building and Zoning*

Administrator Searl reported that he was contacted the Norton Lakes developer regarding the final plat review which will first go to the Plan Commission/Zoning Board of Appeals, and then to the Board for their consideration.

Trustee O'Dwyer said that the construction truck traffic in Fox Mill has yet to be resolved; and Administrator Searl said that he and Chief Millar will work together to resolve it.

**7. ACTION ITEMS**

***PUBLIC COMMENTS ON VIDEO GAMING***

*Matt Feeney, of Deer Run Dr.*, said that he is a 22-year resident and thinks it unfair for the Board to deny businesses the money generated from video gaming. He urged the Board to come up with a plan to temporarily allow it.

*Patsy Smith, of Homeward Glen Dr.*, expressed her thanks to the Board for placing video gaming back on the referendum. She recalled that the last time it was up for referendum, it was a contentious time with a divided community which resulted in 70% of voters opposed to video gaming. She added that one of the reasons for incorporation was to give people a voice where they otherwise did not have one, and therefore emphasized the importance of public input.

*Andro Lerario of Robert Frost Circle*, identified himself as a member of the Village's Public Works Committee, and stated that he understood both sides of the video gaming issue; but encouraged the Board to understand the difficulty restaurant owner have in retaining customers, and to also analyze the potential revenues and sales tax which would be generated from video gaming.

*Todd Johnsen, of Route 38*, stated that it is important the keep the businesses stable, and to work toward retaining the good businesses we have. He also noted that Old Towne Pub in particular does a lot of philanthropic work in the community.

*Ed Fiala, of Longfellow Pl.*, said that he has been a resident since 1998, and expressed his support for the referendum. He added that the residents of Campton Hills made a choice to incorporate in order to have a voice over special interest groups. He challenged the notion that the residents should not have a voice in matters of the business community and reiterated that the residents have a right to be heard.

*Kim Weiss, of Blue Lake Circle*, identified herself as owner of Old Towne Pub. She cited studies illustrating the difficulty restaurants have sustaining themselves if they do not follow trends. She said that restaurants need to be competitive, and likened video gaming to other forms of entertainment in bars, such as open mics and darts games. She said she loves Campton Hills and would envision giving back to the community through sponsorship of events as well as community festivals.

*Jayne Holley, of Kings Mill Rd.*, said that she has been a resident since 1991, and President of the Homeowners Association. She suggested more education be made available through the Village so that people can get a better understanding of the issue. She also expressed her disappointment that the *Citizen of the Year Award* was postponed from tonight's meeting, and definitively stated that the Award should not have been delayed.

*Mary Fredrick of Phar Lap Drive*, said she has been a resident since 1991, and stated her desire for more education on the issues, particularly on compliance matters and management of revenue. She said she supports the referendum because the process will allow for people to be educated on the issue.

*Thomas Stutesman, of Silver Glen*, identified himself as a Campton Township Trustee; and he stated that no decision should take place without an advisory referendum. He read the entirety of a Campton Township Resolution dated January 10, 2019, in which the Township stated its support for the referendum. [*See Attachment A.*]

*Steve Adams, of Limberi Lane*, stated that he is a 30-year resident who has voted in every election, including a vote against the 2012 Referendum on Video Gaming. He stated his firm support for the referendum and encouraged the Board to support the people of the community.

*Christine Brauer, of Fox Creek Dr.*, stated that she personally knows nothing about video gaming; but very much wants an opportunity to be educated on the matter. She stated her support for getting the input from the people, and said she also understands the position of the businesses. She said that it would be imprudent to make a decision without adequate education; but also emphasized that the community should have been alerted to this matter in advance of it appearing on the Board's agenda. She urged the Board to resolve the matter expediently.

*Chris Schink, of 444 W. Belmont Ave., Chicago, IL*, - presented a comparison of video gaming revenue from other nearby establishments. He stated that establishments and municipalities which do not have video gaming lose a lot of money. He added that if it is not allowed, then people's choice is taken away and the local businesses will be hurt.

*Ron D'Aversa, identified himself as a business owner in Campton Hills, as well as developer of Campton Square*. He stated his disappointment that the Board brought video gaming to referendum rather than making a decision. He said that the residential/business ratio is 98%:2%, and therefore urged the Board to be responsive to the business owners. He stated that it is in the interest of the Board to separately poll the business community before it reaches a final decision.

*David Eshoo of Ickenham Ln.*, identified himself as a resident since 1986, owner of Helping Hand IT in Campton Hills, as well as former Chairman of the Village's Economic Development Committee (EDC). He expressed his dismay, and that of the

EDC, over the dissolution of the committee. He expressed a generally shared sentiment of the committee members that the Board lacks concern for the business community. He expressed his support for video gaming, as well as his solidarity with the concerns presented by the businesses over the course of the discussions. He characterized video gaming as an investment which would bring money back to the community.

*Kristin Leblanc, of William Cullen Bryant St.*, identified herself as a Board Member of the Fox River and Countryside Fire Rescue District, as well as the Fox Mill Homeowners Association. She stated that she has worked with the Village Board previously, and asked the Board to take care of the business owners. She said that the video gaming issue is not about businesses versus residents. She expressed concern that the referendum is too soon and will not allow for enough time to educate people. She stated her firm support for video gaming and recommended that the Board consider a trial run in the short term.

*Timothy Pearce, of Robert Frost Circle*, identified himself as a member of the Village's Finance Committee. He stated that he voted against video gaming in 2012, in line with what he described as an "emotional reaction." Since then, he said he has done research on statistics which yielded impactful results for the case in favor of video gaming. He added that, from a finance perspective, the Village would benefit from additional forms of revenue. He stated his support for a pilot implementation of video gaming.

*Brad Nemeec, of Lenz Rd.*, stated that he voted against video gaming in the 2012 Referendum, due to a lack of education. He added that video gaming has been in existence long enough to see that there are no compelling reasons to oppose it. He firmly expressed his opposition to the impending referendum, and support for the implementation of video gaming.

*KJ McCann, of Shawnee Ct., Bartlett, IL.*, stated that she currently is employed with a marketing firm, and also has experience bartending, and working in bars. Speaking from personal experience, she said that municipalities with video gaming benefit from the businesses who reinvest money in the community. She stated that the failure of the 2012 Referendum was unfortunate, but attributed it to a lack of education and a bias about crime. She suggested several resources on the Illinois Gaming Board web page.

President Blecker thanked all those who participated in public comments.

a. **MOTION TO APPROVE ORDINANCE 19-01, AMENDING THE VILLAGE CODE TO ALLOW VIDEO GAMING**, made by Trustee Girka; and seconded by Trustee Millette.

- Trustee Girka stated that the Board should educate itself, and that it does not have an obligation to educate public. He cited other matters before the Board which did not go to referendum, and expressed his opposition to the referendum. He added that he had considered the matter at length, and wrote a list of proposed amendments to the Ordinance which had been provided to President Blecker and to the Village Attorney for review. The amendments included a range of considerations including a sunset clause, the formation of a Video Gaming Commission; the prohibition of sexually explicit content; and the limitations on graphics that might be appealing to minors.
- Attorney Tappendorf summarized her comments on Trustee Girka's proposals, noting that the Illinois Gaming Board already has extensive rules governing video gaming, and that it functions with sole jurisdiction on everything from lighting to location of the

machines. She added that the implementation of a “Gaming Commission” on the Village level would be fine, although it would have no legal jurisdiction but at the very least could be a channel through which complaints are heard. With regard to the sunset clause, Attorney Tappendorf explained that the Village should consult the businesses since there are substantial expenses associated with the installation of the machines. She noted that there are improvements to the establishments that must be made, such as a partition; and that the gaming companies may not be willing to enter into a lease with the knowledge of the possibility that video gaming would then be taken away.

- Trustee White Eagle asked Trustee Girka if it is his intent for any and all of his proposed amendments be added to the Ordinance. Trustee Girka confirmed that he would like as many of his amendments that are legally sound to be incorporated, with the Board’s discussion. He thanked Trustee White Eagle for asking the question. Discussion followed about whether or not the vote should take place based on Trustee Girka’s amendments. Trustee Girka characterized the advisory referendum as a “cowardly act by the political class,” and insisted that the Village will lose out on potential revenue for so long as it does not allow video gaming.
- Trustee George suggested that people need to be educated on the issue, and she concurred with Trustee Girka that the Board also needs to be educated on the issue. She stated that the advisory referendum is part of the education process. She said that the Board should talk to other elected officials, poll the businesses, and explore the expanse of legal questions.
- Trustee Millette provided a summary of the January 11, 2019, Special Meeting of the Village Board, in which concerns were raised about how the result of the referendum would be applied. He reiterated the likelihood of a fairly even split of those who support or oppose, and posed the question of how the Board should weigh such close results. He expressed support for video gaming on a trial basis for two years, in order to ascertain how it functions in this community. He also concurred with Trustee Girka’s recommendation for a Village Video Gaming Commission. He stated that he would vote in favor of the amendments as presented, but would equally respect his fellow trustees if they would prefer to see a draft form of those amendments on paper for full consideration at a later time.
- Trustee White Eagle asked if it would make sense to table the matter so that Trustee Girka’s amendments could be explored and reviewed more closely. (Attorney Tappendorf advised as a matter of procedure that a Motion to Table would take precedence over the present “seconded” Motion.) Trustee White Eagle reiterated remarks by Mr. David Eshoo in the Public Comments portion of the meeting, namely that this is an interdependent community that needs balance. She noted that a prominent theme in Public Comments overall was the need for education the issue. She encouraged the businesses, as a business owner herself, to use the 10 weeks as an opportunity to campaign on the issue and educate the residents. She said she favored the idea of everyone gaining a better understanding, while continuing to provide opportunity for input from businesses and the community.
- President Blecker added that anyone can go to the FAQ’s section on the Illinois Gaming Board web page.

- Trustee Millette asked what the next window would be for the referendum, after the one in April; and Administrator Searl said that the County’s calendar does not go out far enough to know. Attorney Tappendorf indicated that she thought it would probably be the Primary next Spring.
- Trustee O’Dwyer raised objection to making a decision tonight on an issue which was just decided upon on January 11, 2019, when there was lengthy discussion and a 5:1 vote in favor of the referendum. He said that a decision has to be made after the referendum, noting that it would not make sense to tell the public we want their opinion, and then turn around and make a decision about that same issue. He added that the public should be able to provide input just like the businesses.
- Trustee Girka added that the Agenda had been published and that people had an opportunity to speak. He said that he though the action taken on the January 11th meeting was intended to block the ordinance, and that he brought forth amendments as a way to resolve the differences. He surmised that if the meeting and vote on the referendum did not take place, then the ordinance would have passed; and he urged the business owners to seize the opportunity to accomplish video gaming in the near future. Likewise he urged the Board to keep working on it.
- President Blecker suggested that the matter not be tabled for too long because people need an answer.
- Trustee George said that the residents should be allowed to speak; and that the public should not be led to believe that a decision must be made now. She added that there is considerably more public engagement on this issue than there was in the past. Speaking from her 10 years of experience in office, the best outcomes and best decisions are made when adequate time is spent gathering facts. She recalled Trustee Girka’s idea for an *ad hoc* committee, as another option to continue the dialog.
- Trustee Tyrrell reiterated the 5:1 results of the January 11th vote on the referendum, and concurred with Trustee White Eagle’s remarks in favor of the businesses using the next 10 weeks to help educate the public. He added that education is never the wrong thing to do. He stated his support for making an informed decision, and therefore suggested that if the matter is tabled, it would make sense to discuss again after the April 2nd ballot.
- Trustee White Eagle added that by discussing the matter after referendum, it will afford the businesses and the residents ample opportunity to gather adequate facts and information, and to consider the results in a balanced way.

**MOTION TO TABLE ORDINANCE 19-01 AMENDING THE VILLAGE CODE TO ALLOW VIDEO GAMING, TO ALLOW FOR INPUT AND REVISED LANGUAGE FOR AMENDMENTS TO THE ORDINANCE, AND TO BE RECONSIDERED AT THE MEETING ON APRIL 16, 2019, made by Trustee White Eagle; and seconded by Trustee George.**

Roll Call Vote: [AYES: 4] [NAYES: 2] [ABSENT: 0]  
 George                      Girka  
 O’Dwyer                    Millette  
 Tyrrell  
 White Eagle

Motion **TABLED**

Trustee Girka left the meeting at 9:12 p.m.

- a. **MOTION TO TABLE RESOLUTION 19-02 INTENDED USE OF REVENUES DERIVED FROM VIDEO GAMING**, made by Trustee Millette; and seconded by Trustee George.

Voice Vote: [AYES: 5] [NAYES: 0] [ABSENT: 1] Motion **TABLED**

**8. DISCUSSION ITEMS - Administrator Searl said that there are no updates on the items below.**

- d. Item for **future consideration** [*NO ACTION NOR DISCUSSION*]:
  - i. **Strategic Plan** Goals Review
  - ii. Establishment of a **Census 2020 Complete Count Committee**
  - iii. **401k Plan Administrator** (Employer Defined Contribution Plan- Police)
- a. Legislative Counsel Usage

**9. ADDITIONAL ITEMS FROM THE VILLAGE PRESIDENT, TRUSTEES, VILLAGE ADMINISTRATOR, VILLAGE ATTORNEY OR STAFF**

- Administrator Searl informed the Board of the need to change the April 2, 2019, regular Village Board Meeting to April 3, 2019, due to Election Day.
- Trustee Millette announced the St. Charles North winter play production of *Fools*, which will take place on January 31st, February 1st and 2nd.
- President Blecker asked Attorney Tappendorf to explain the rules for the impending referendum. Attorney Tappendorf said that the Village could not use village time or resources to support or oppose the referendum. She said that information in the form of “FAQ’s” would be acceptable; but that no elected official or employee of the Village can use their position or title to influence the referendum. Attorney Tappendorf said that she will provide a memo of reminders as well as samples used in other communities.

**10. CLOSED SESSION - MOTION FOR THE BOARD TO GO INTO CLOSED SESSION AS PERMITTED BY THE OPEN MEETINGS ACT TO DISCUSS ONE OR MORE OF THE FOLLOWING MATTERS:**

- a. **LITIGATION THAT IS FILED AND PENDING OR IS PROBABLE OR IMMINENT 2(c)(11);**
- b. **APPOINTMENT, EMPLOYMENT, COMPENSATION, DISCIPLINE, PERFORMANCE, OR DISMISSAL OF SPECIFIC EMPLOYEES OR OFFICIALS, INCLUDING LEGAL COUNSEL 2(c)(1) & (3)**, made by Trustee Millette; and seconded by Trustee Tyrrell.

Roll Call Vote:[AYES: 5] [NAYES: 0] [ABSENT: 1] Motion **CARRIED**

George	Girka
Millette	
O’Dwyer	
Tyrrell	
White Eagle	



The Board went into Closed Session at 9:24 p.m.;  
President Blecker reconvened the regular meeting at 9:53 p.m.

Clerk Quail called the Roll:

**Present**

Trustee George  
Trustee Millette  
Trustee O'Dwyer  
Trustee Tyrrell  
Trustee White Eagle  
President Blecker

**Absent**

Trustee Girka

**Also Present**

Administrator Searl  
Attorney Tappendorf  
Clerk Quail

**MOTION TO EXTEND THE MEETING PAST 9:30 P.M.**, made by Trustee Millette; and seconded by Trustee O'Dwyer.


Voice Vote: [AYES: 5] [NAYES: 0] [ABSENT: 1] Motion **CARRIED**

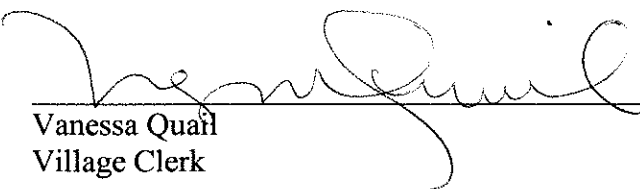
**11. ACTION PERTAINING TO CLOSED SESSION** - There was no action.

**12. ADJOURNMENT - MOTION TO ADJOURN THE MEETING AT 9:54pm** made by Trustee Millette; and seconded by Trustee White Eagle.

Voice Vote: [AYES: 5] [NAYES: 0] [ABSENT: 1] Motion **CARRIED**

Approved this 5<sup>th</sup> day of February, 2019

  
\_\_\_\_\_  
Harry Blecker  
Village President

  
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Vanessa Quail  
Village Clerk