

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

April 18, 2017  
7:00 P.M.

CAMPTON TOWNSHIP COMMUNITY CENTER  
5N082 OLD LAFOX ROAD  
CAMPTON HILLS, ILLINOIS

**1. Call to Order**

President Blecker called the Meeting to Order at 7:03pm

**2. Roll Call**

Clerk Girka Called the Roll:

Present: President Blecker, Trustee Andersen, Trustee George, Trustee McKelvie,  
Trustee O'Dwyer, Trustee Tyrrell, Trustee Millette (arrived at 7:12pm)

Also Present: Administrator Searl, Attorney Tappendorf, Treasurer Fischer, Clerk  
Girka

**3. Pledge of Allegiance**

President Blecker led the Board and audience in the Pledge of Allegiance

**4. Public Comments**

None

**5. Consent Agenda**

- a) Motion to approve the minutes of the April 11, 2017 Rescheduled Regular Meeting
- b) Motion to approve payment of bills per Warrant List #17-24
- c) Motion to accept the resignation of Wendy White Eagle from Plan Commission
- d) Motion to accept the resignation of Emad Essa from the Fire and Police Commission
- e) Motion to advise and consent to the Village Clerk's Appointment of a Second Deputy Clerk for a term expiring April 30, 2018
- f) Motion to approve a Resolution to enter into an agreement with Trotter and Associates, Inc. Engineering Services for Campton Township Highway District work

President Blecker pulled Item e

- No appointment at this time

Trustee McKelvie pulled Item b

Trustee Tyrrell pulled Item f

**Motion to approves Items a, c, and d made by Trustee George; seconded by Trustee Tyrrell**

Voice Vote:

5-Ayes

0-Nays

Motion Carried.

Discussion ensued about Item b:

- Trustee McKelvie asked about attorney bills and if they are for ordinances and other matters.
  - Attorney Tappendorf provided explanation.
- Trustee Andersen asked if direction was given to provide an alternative ordinance.
  - Attorney Tappendorf confirmed it was.
- Trustee Tyrrell asked about if reimbursements will be made for the Theur project.
  - Attorney Tappendorf advised that they will through escrow.

**Motion to approve payment of bills per Warrant List #17-24 made by Trustee George; seconded by Trustee Tyrrell**

Roll Call Vote:

4-Ayes: Trustees: Andersen, George, O'Dwyer, Tyrrell

1-Nay: Trustee McKelvie

Motion Carried.

6. Department Reports

- Treasurer's Report March 2017
  - Treasurer Fischer provided explanation.
    - Trustee O'Dwyer asked how far behind are payments from the state.
    - Treasurer Fischer replied that they are actually fairly up to date and will check with auditors how to better report them.

*Trustee Millette arrived at 7:12pm*

- Building and Zoning March 2017
  - Trustees reviewed report. Zoning Officer Ranieri was not present to deliver report.

Return to Item 5 f.

- Trustee Millette provided a report to the Board about new procedures. This is going to require a new agreement with the Township. No action taken on an agreement with Trotter and Associates, Inc. Engineering Services for Campton Township Highway District work

7. Discussion and consideration of a Resolution for Maintenance of the Streets and Highways under the Illinois Highway Code Approving the Municipal Estimate of Maintenance Costs

Tabled by President Blecker

**Motion to move Item 8 to after Item 11 made by Trustee Tyrrell; seconded by Trustee Andersen**

Voice Vote:

6-Ayes

0-Nays

Motion Carried.

8. FY 2017/2018 Budget
- Discussion and consideration of an Ordinance Approving the Annual Municipal Budget for the Fiscal Year 2017/2018
  - Discussion and consideration of a motion approving the Ten-Year Capital Plan Beginning FY 2018
  - Discussion and consideration of an Ordinance Committing Portions of the General Fund Balance and Capital Projects Reserve Fund Balance and Transferring Funds to the Police Pension Fund.
  - Memo from Chief Hoffman regarding proposed budget
9. **Motion to approve the opening of a Motor Fuel Tax (MFT) fund account made by Trustee Millette; seconded by Trustee O'Dwyer**

- Administrator Searl advised that opening this account would make it possible to better track MFT funds.

Roll Call Vote:

6-Ayes: Trustees: Andersen, George, McKelvie, Millette, O'Dwyer, Tyrrell

0-Nays

Motion Carried.

10. **Motion to approve an Ordinance from the Village Attorney for Amending Section 1-7-10 of the Campton Hills Village Code regarding the Term of Office of Appointed Officers made by Trustee Tyrrell; seconded by Trustee Millette**

Discussion ensued:

- Trustee Tyrrell asked Attorney Tappendorf to provide explanation.
- Trustee Tyrrell also asked that Legislative Attorney Welsch be provided time for explanation.
- Suggestion to discuss both Item 10 and 11.
- Attorney Tappendorf provided opinions and explanation.
- Trustee O'Dwyer asked why some items give Attorney Tappendorf reserve?
  - Tappendorf explained in her opinion, that some of the items in the ordinance are not consistent with State Statute.
- Trustee McKelvie asked why there is a discrepancy between Village Code and State Statute.
  - Attorney Tappendorf explained that State Statute overrides Village Code.
- Trustee Millette suggested there are two separate Items, and they should be separated and dealt with separately.
- Legislative Attorney Matt Welsch provided his explanation and opinion.
- Trustee Millette asked who would be responsible for enforcing any violations.
  - Trustee O'Dwyer suggested that any matters that are brought to the Board's attention, the Board can deal with enforcement.
- Attorney Tappendorf reiterated in her opinion that proposed legislative ordinance violates State Statute in regards to the President's ability to appoint, and more directly affects the appointed person from serving in a position that is allowed for in State Statute. This proposal would expose the Village to a lawsuit, should an appointed person not being compensated.

- Trustee Andersen stated that the intention of this Ordinance is to protect the Village.
- Trustee Tyrrell provided commentary on the intentions of this suggested Ordinance and it would provide a balance of power between the legislative and executive branch. The legislative version of the Ordinance provides a mechanism for the Board to be able to take action should a roadblock be reached with the executive branch.
  - Trustee Tyrrell pointed out that legal counsel should have pointed out discrepancies in Code versus State Statute.
  - Attorney Tappendorf replied that State Statute is clear, that a hold over appointment remains in office until a replacement is found.
- Trustee McKelvie pointed out statements from previous meeting's minutes about statements made by legal counsel regarding the term of appointed officers.
- Trustee Tyrrell stated his concern that the Village attorney did not bring up discrepancies with Village Code.
  - Trustee Millette stated there are numerous discrepancies from the adopted version of code the Village enacted. Also, counsel has never been directed to review Village Code to discover these types of discrepancies.
- Trustee McKelvie stated he was shocked to find out that the Village Attorney has not completely reviewed the Village Code.
- Attorney Welsch pointed out that it is correct that a hold over appointee remains in office until a replacement is appointed, but the Board reserves the right to set the terms of compensation.
- Trustee O'Dwyer stated for point of clarity the hold over stays in place, but once the term has expired, the Board has the right to adjust compensation.
- Trustee Tyrrell asked both attorneys if they would change anything in their proposed option.
  - Attorney Tappendorf stated she would not.
  - Attorney Welsch stated he would include "as provided by Village Code or provided by law"
- Trustee Millette provided commentary and suggestions.

**Trustee O'Dwyer called the question on Item 10; seconded by Trustee Millette**

Roll Call Vote:

2-Ayes: Trustees: George, Millette

4-Nays: Trustees: Andersen, McKelvie, O'Dwyer, Tyrrell

Motion failed.

11. Discussion and consideration of an Ordinance Amending Section 1-7-10 of Chapter 7 of Title 1 of the Village Code Regarding the Expiration of the Term of Office of Appointed Officer

Discussion ensued:

- Trustee Millette began providing suggestions for revisions.

Board recess at 8:44pm

Board reconvened at 8:51pm

**Motion to approve an Ordinance Amending Section 1-7-10 of Chapter 7 of Title 1 of the Village Code Regarding the Expiration of Term of Office of Appointed officers with the following amendments:**

**Strike 5<sup>th</sup> Where as in its entirety**

**Strike 6<sup>th</sup> Where as, from “safeguards” to the “Village’s form of government”**

**Strike 7<sup>th</sup> Where as, everything up to “the Board of Trustees desire to amend”**

**Section 2 A. “Unless otherwise specified in the Village Code” add “as provided by law”. And change June 30<sup>th</sup>, to “expire on the immediately following the first meeting of the Board of Trustees in the following May.”**

**Strike sections C and D**

**Add The Board of Trustees shall adopt a policy outlining the procedure to consent to such appointments which shall include a timeline, to be followed, which shall be no less than 15 days from the expiration and no more than 30 days from the expiration from said term of office.**

**; seconded by Trustee George**

Roll Call Vote:

2-Ayes: Trustees: George, Millette

4-Nays: Trustees: Andersen, McKelvie, O’Dwyer, Tyrrell

Motion Failed.

**Motion to approve an Ordinance Amending Section 1-7-10 of Chapter 7 of Title 1 of the Village Code Regarding the Expiration of Term of Office of Appointed officers presented as Item 11 with the following amendments**

**Strike the whereas 5**

**Strike the whereas 6**

**Change the whereas 7, change in order to prevent “any” Village President from circumventing, and strike “further”**

**Insert Village Code and State Law**

**Insert immediately following the First Regular Meeting of the Board of Trustees in the Following May**

**: seconded by Trustee McKelvie**

**(Trustee Tyrrell asked to include 5<sup>th</sup> Whereas with minor amendments, since it is, in his opinion, the foundation of preserving the statutory authority of the Board of Trustees) Accepted by majority of Trustees to remove word “President” to Where as the Village has ignored**

- Trustee George asked why such inflammatory language would be included in the governance document.
- Trustees discussed wording in document to find consensus and 5<sup>th</sup> Whereas be stricken entirely.

Roll Call Vote:

5-Ayes: Trustees: Andersen, George, McKelvie, O’Dwyer, Tyrrell

1-Nay: Trustee Millette

Motion Carried.

Return to Item 8 Budget Discussion

Board recess at 9:15

Board reconvened at 9:19

**Motion to extend the Meeting past 9:30pm made by Trustee Tyrrell; seconded by Trustee Andersen**

Voice Vote:

4-Ayes

2-Nays

Motion Carried.

- Administrator Searl gave a Budget presentation.
  - A letter from Chief Hoffman was presented asking the Board to consider putting back in a salary increase to attract more full-time officers.
  - Consensus to go to 2.5% salary increase for all staff.

**Motion to approve an Ordinance Approving the Annual Municipal Budget for the Fiscal Year 2017/2018 made by Trustee McKelvie; seconded by Trustee Andersen**

Roll Call Vote:

6-Ayes: Trustees: Andersen, George, Millette, McKelvie, O'Dwyer, Tyrrell

0-Nays

Motion Carried.

**Motion to approve the Ten-Year Capital Plan Beginning FY 2018 made by Trustee Tyrrell; seconded by Trustee Millette**

Roll Call Vote:

6-Ayes: Trustees: Andersen, George, McKelvie, Millette, O'Dwyer, Tyrrell

0-Nays

Motion Carried.

**Motion to approve an Ordinance Committing Portions of the General Fund Balance and Capital Projects Reserve Fund Balance and Transferring Funds to the Police Pension Fund made by Trustee Millette; seconded by Trustee George**

Roll Call Vote:

6-Ayes: Trustees: Andersen, George, McKelvie, Millette, O'Dwyer, Tyrrell

0-Nays

Motion Carried.

*Treasurer Fischer left the Meeting at 10:08pm*

12. Additional Items, Updates and Follow-up Reports from the Village President, Trustees, Village Administrator, Village Attorney or Staff
  - Trustee Tyrrell wanted to recognize Trustee McKelvie for his service to the Village.
13.
  - a. New Items
  - b. Updates
    - i. Maxxam

- ii. Fox Mill Update
- iii. Village Investment Policy (*In process*)
- iv. Village Administrator Code (*In process*)
- v. Campton Highway District IGA (Expires June 1, 2017) (*May 2 Agenda Item*)
- vi. Watershed Management Plan
- vii. Employee Handbook (*May 2 Agenda Item*)

c. **Follow-up**

- i. Training Report Policy Development
  - ii. Strategic Plan Goals- Review (*Correlate Desired Outcomes with Budget*)
  - iii. Committee/Commission Members Handbook/Orientation
- No discussion of the above items listed

14. **Motion to enter into Closed Session at 10:09pm made by Trustee Millette as permitted by the Open Meetings Act to discuss one or more of the following matters, seconded by Trustee Tyrrell**

- a) Litigation that is filed and pending, or is probable or imminent. 2(c)(11)
- b) Collective negotiating matters. 2(c)(2)
- c) Appointment, employment, compensation, discipline, performance, or dismissal of specific employees or officials, including legal counsel. 2(c)(1) & (3)

Voice Vote:

6-Ayes

0-Nays

Motion Carried.

Board went into closed session at 10:09pm

Regular Meeting resumed at 10:17pm

Clerk Girka Called the Roll:

Present: President Blecker, Trustee Andersen, Trustee George, Trustee McKelvie, Trustee Millette, Trustee O'Dwyer, Trustee Tyrrell

Also Present: Administrator Searl, Attorney Tappendorf, Clerk Girka

15. **Motion to approve an Employee Leasing Agreement with GOVTEMPUSA, LLC made by Trustee Millette; seconded by Trustee Tyrrell**

Roll Call Vote:

6-Ayes: Trustees: Andersen, George, McKelvie, Millette, O'Dwyer, Tyrrell

0-Nays

Motion Carried.

16. **Motion to adjourn the Meeting at 10:23pm made by Trustee Tyrrell; seconded by Trustee Andersen**


Voice Vote:


6-Ayes

0-Nays.

Motion Carried.

Approved this 2 day of May, 2017.

  
Harry Blecker, Village President

  
Nicholas Girka, Village Clerk