

MINUTES FOR THE REGULAR MEETING
OF THE CORPORATE AUTHORITIES OF THE
VILLAGE OF CAMPTON HILLS
MAY 16, 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 7:00 p.m.

2. ROLL CALL

Clerk Quail called the Roll:

Present	Absent	Also Present
<i>President Blecker</i>	<i>Trustee Millette</i>	<i>Administrator Searl</i>
<i>Trustee Anderson</i>		<i>Attorney Tappendorf</i>
<i>Trustee George</i>		<i>Treasurer Fischer</i>
<i>Trustee Girka (arrived 7:06 p.m.)</i>		<i>Police Chief Hoffman</i>
<i>Trustee O'Dwyer</i>		<i>Clerk Quail</i>
<i>Trustee Tyrrell</i>		

3. PLEDGE OF ALLEGIANCE

President Blecker led all those present in the Pledge of Allegiance.

President Blecker requested a **MOTION TO MOVE AGENDA ITEMS 6 (Certificate of Appreciation to Tracy Johnson) AND 7 (Certificates of Appreciation to Officers Daniel Hatt and Steven Millar) UP ON THE AGENDA** (out of consideration for those being recognized).

So moved by Trustee George; and seconded by Trustee Tyrrell

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

4. President Blecker presented a Certificate of Appreciation to Tracy Johnson in recognition of her hard work and dedication, also noting Ms. Johnson's valuable contribution in handling a wide spectrum of village matters, particularly in times of transition.

5. President Blecker presented Certificates of Appreciation to Officer Daniel Hatt and Officer Steven Millar of the Campton Hills Police Department, in recognition of their outstanding leadership and commitment to the Civilian Police Academy.

At 7:08 p.m. President Blecker ordered a 15-minute recess for those gathered to enjoy refreshments and hospitality.

At 7:23 p.m. President Blecker reconvened the meeting and announced the new Village Clerk, Vanessa Quail, who was approved by Board appointment on May 2, 2017, to complete the term of the position vacated by Mr. Nick Girka who was elected as Village Trustee.

6. PUBLIC COMMENTS

President Blecker opened the floor to public comments.

Kristin Scharringhausen, of 41W665 Foxtail Circle, offered words of thanks to the Village Board, President Blecker and Attorney Tappendorf for the outcome of the Maxxam drug-treatment center vote.

Jim Cartee, of 41W815 McDonald Road, Elgin, offered words of thanks to the Village Board and President on behalf of Plato Township, and expressed his support for the outcome of the Maxxam vote. Mr. Cartee noted his own position as a Plato Township Trustee.

Patsy Smith, of 7N087 Homeward Glen, made technical suggestions to various items on the Consent Agenda, and offered considerations of policy, administrative and finance-related topics.

Van Richards, of 39W965 Cutwood Lane, offered words of thanks to the President and Board for sending Attorney Tappendorf to speak to the County Board regarding the Maxxam facility, stating in particular how well Attorney Tappendorf explained the implications of the Fair Housing Act.

Jeff Zwier, of 41W660 Fox Bend Drive, expressed thanks to the leadership of the Village for their expertise and courage regarding the vote on the Maxxam facility, and commended the decision to include Attorney Tappendorf in the discussion with the County Board.

Charles Chappell, of 6N812 Longacre, expressed his appreciation to the Board for the resources allocated to support the interests of the community regarding the Maxxam facility vote.

Abe Andrzejewski, of 41W547 McDonald Road, expressed his appreciation to the Village leadership and offered accolades to Attorney Tappendorf regarding the outcome of the Maxxam facility vote; and conveyed his gratification for an overall positive experience participating in the public comments.

Barbara Wojnicki, of 41W150 Brown Road, expressed her gratitude to the Board for attending the hearings with the County Board regarding the Maxxam facility, and noted Attorney Tappendorf's eloquent arguments pertaining to the Fair Housing Act.

President Blecker read a letter from a resident who also expressed appreciation to the Board, and praised the Village leadership for their opposition to the Maxxam facility.

President Blecker noted that the success of the opposition to Maxxam is also credited to the hundreds of citizens who attended the hearing. He thanked everyone who was involved.

Trustee Andersen noted that she received a resident's request for the Village to post or otherwise share the Kane County Board's roll call vote, so that Campton Hills residents know how individual County Board members voted on the Maxxam matter.

7. CONSENT AGENDA

- a. Motion to approve the minutes of the May 2, 2017 Regular Meeting
- b. Motion to approve payment of bills per Warrant List #17-26
- c. Motion to approve payment of bills per Warrant List #18-02
- d. Motion to approve Resolution 17-07 to enter into a KaneComm Subscriber Agreement for dispatch services
- e. Motion to accept the resignation of Janet Thompson from the Economic Development Committee
- f. Motion to approve the President's appointment of Rob Santoro to serve on the Plan Commission/Zoning Board of Appeals for a term to expire May 2022
- g. Motion to approve the President's appointment of Phillis Nowicki to serve on the Community Relations Committee for a term to expire May 2020
- h. Motion to approve the President's re-appointment of Ancel Glink for Village Attorney services for a term to expire May 15, 2018
- i. Motion to approve the Village Clerk's re-appointment of Tracy Johnson as Deputy Village Clerk for a term to expire May 15, 2018

Trustee Andersen pulled Items b, d, f, and h.

Trustee Tyrrell pulled Item a.

Trustee O'Dwyer pulled Item f.

MOTION TO APPROVE CONSENT AGENDA ITEMS c, e, g AND i, made by Trustee George; and seconded by Trustee Tyrrell.

Roll Call Vote: [AYES: 5] [NAYES: 0] **Motion CARRIED**
Trustees: Andersen
George
Girka
O'Dwyer
Tyrrell

DISCUSSION OF CONSENT AGENDA ITEMS

Item a: Trustee Tyrrell noted a correction requiring amendment to Item #12 in the Roll Call, that "Clerk Quail" be changed to "Vanessa Quail" because the Village Clerk appointment actually took place in the next action item (#13).

MOTION TO APPROVE THE MINUTES AS AMENDED OF THE MAY 2, 2017, REGULAR MEETING, made by Trustee Tyrrell; and seconded by Trustee O'Dwyer.

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

Item b: President Blecker noted that the law firm of Montana & Welch, retained by the Trustees as legislative counsel, appears to have billed for services exceeding the \$6,000 amount approved by the Board in November 20016, for general legislative services. Trustees Andersen and Tyrrell reviewed the details of the legal descriptions and expenditures. Attorney John Wise from Montana & Welch answered questions from President Blecker, pertaining to the common practices of legal billing. Mr. Wise indicated he could obtain more information from his firm. Trustee George suggested a partial approval, leaving the balance for discussion once the Board obtains the information they need to consider the remainder.

MOTION TO APPROVE WARRANT LIST #17-26 AS SUBMITTED, made by Trustee Girka; and seconded by Trustee Andersen.

Roll Call Vote: [AYES: 3] [NAYES: 2] **Motion FAILED**
Trustees: Andersen George
Girka O'Dwyer
Tyrrell

Trustee O'Dwyer noted that, because the approved amount is in question, the Board should consider placing this matter on the agenda again for the next meeting, to increase the previously approved \$6,000 amount allocated for legislative matters.

Attorney Tappendorf clarified that the Board's approval of the \$6,000 amount was a motion passed by the Board, and not an ordinance. Therefore, the Board's consideration of an increase over that amount would have to be presented in the next meeting's agenda, as a separate motion.

MOTION TO RECONSIDER THE APPROVAL OF WARRANT LIST #17-26, made by Trustee Andersen; and seconded by Trustee George.

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

MOTION TO APPROVE WARRANT LIST #17-26 AS AMENDED, FOR THE AMOUNT OF \$3,487.65 TO MONTANA & WELCH, made by Trustee Andersen; and seconded by Trustee George.

Roll Call Vote: [AYES: 4] [NAYES: 1] **Motion CARRIED**
Trustees: Andersen Girka
George
O'Dwyer
Tyrrell

Item d: The Board discussed the Village's emergency dispatch. Police Chief Hoffman stated the necessity for public safety dispatch, without which the Police Department could not function. The merits of entering into a service agreement with KaneComm (Kane County Emergency Communications Dispatch) were discussed.

MOTION TO APPROVE RESOLUTION 17-07 TO ENTER INTO A KaneComm SUBSCRIBER AGREEMENT FOR DISPATCH SERVICES, made by Trustee George; and seconded by Trustee Tyrrell.

Roll Call Vote: [AYES: 4] [NAYES: 0] [ABSTAIN: 1] **Motion CARRIED**
Trustees: George Andersen
Girka
O'Dwyer
Tyrrell

Item f: President Blecker pulled Item f from the agenda.

Item h: MOTION TO TABLE ITEM h UNTIL THE NEXT MEETING, made by Trustee Tyrrell; and seconded by Trustee O'Dwyer.

Voice Vote: [AYES: 4] [NAYES: 1] **Motion TABLED**

8. PRESENTATION BY CONSERVATION FOUNDATION

Dan Lobbes from the Conservation Foundation made a presentation regarding natural resources in the area, and noted things that the Village can do to protect its natural resources, particularly the green infrastructure and groundwater. Trustee George noted she and Administrator Searl attended a CMAP LTA grant symposium; and explained that the Board could benefit from tools to aid in development decisions.

9. DEPARTMENT REPORTS

- *The Treasurer's Report* was presented by Taunya Fischer, who noted that the Village revenues continue to be greater than the expenses, the latter of which are expected to increase since some fiscal year-end expenses have not yet come through. Some State revenue items have also not yet come through. The police pension rebounded well, and the Fund's performance has improved as compared to last year.
- *The Police Report* was presented by Chief Hoffman. He explained the highlights of the April Report, which included 12 accidents. He emphasized the Department's placement of radar in strategic positions to reduce accidents. Incident reports are up as compared to last year, since a speeding violation of over 30 mph is now a Class A misdemeanor – which must be categorized as an incident rather than a citation. He noted that two part-time, experienced officers were recently hired. Chief Hoffman expressed a necessity for video cameras with better technology to be installed and/or replaced in the booking area and interview room as well as on the exterior of the building. There is no annual fee for the new video cameras, in addition to a 3-year warranty on the equipment. The current contract would have to be canceled by May 30th.
 - The Board expressed its support for Chief Hoffman to make the decision to cancel the existing camera contract, and enter into a new one according to his best judgment.
- *Building & Zoning Report:* There was no discussion of the content of the report. Trustee Tyrrell commended the use of an Excel spreadsheet and the reduction in paper as compared to past reporting.

10. PURCHASE OF FINANCIAL SOFTWARE

- Village Treasurer Taunya Fischer presented her research of options for new financial software. She discussed a comparison of the Village's use of Quick Books versus Civic Systems, the latter of which is web-based, and can generate more sophisticated reports tailored for government finance.

- Trustees O'Dwyer and Andersen discussed licensing and improved payroll efficiencies, tax tables, as well as the steep expense of purchasing Civic Systems. Trustee Tyrrell requested a "features vs. benefits" side-by-side comparison. President Blecker asked for more information to be provided for the second meeting in June.

MOTION TO TABLE DISCUSSION AND CONSIDERATION OF THE PURCHASE OF FINANCIAL SOFTWARE (UNTIL THE REGULAR VILLAGE BOARD MEETING JUNE 20, 2017), by Trustee Tyrrell; and seconded by Trustee George

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

11. **MOTION TO TABLE DISCUSSION AND CONSIDERATION OF A RESOLUTION TO ENTER INTO AN IGA WITH CAMPTON TOWNSHIP HIGHWAY DISTRICT FOR ROAD MAINTENANCE ON VILLAGE ROADS LOCATED WITHIN CAMPTON TOWNSHIP AND PLATO TOWNSHIP** (because minor modifications are necessary, as noted by Trustee Tyrrell and Administrator Searl), by Trustee Tyrrell; and seconded by Trustee O'Dwyer.

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

At President Blecker's request, Attorney Tappendorf explained the procedure for Items 12 and 13, such that the former must be presented and be carried, in order for the latter to be moved.

12. **MOTION TO RECONSIDER THE ORDINANCE AMENDING SECTION 1-7-10 OF CHAPTER 7 OF TITLE 1 OF THE VILLAGE CODE REGARDING THE EXPIRATION OF THEIR TERM OF OFFICE OF APPOINTED OFFICER APPROVED AT THE VILLAGE BOARD MEETING ON APRIL 18, 2017**, by Trustee Tyrrell; and seconded by Trustee Andersen.

- *President Blecker began discussion by presenting research on 80 different Illinois villages and cities which have the wording of the State statute.*
 - *Trustee O'Dwyer requested a copy be given to the Board's legislative counsel.*
- *Trustee Tyrrell discussed the Board's role to provide "advice and consent," and requested that Attorney Tappendorf and Attorney Wise (the Board's legislative counsel) speak on the matter of legal definitions for home rule/non-home rule.*
 - *Attorney Tappendorf expressed concern over the withholding of compensation for a holdover officer who dutifully serves in a position.*

President Blecker requested a **MOTION TO EXTEND THE MEETING PAST 9:30 P.M.**, so moved by Trustee Tyrrell; and seconded by Trustee Andersen.

Voice Vote: [AYES: 3] [NAYES: 2] **Motion CARRIED**

At 9:30 p.m., President Blecker ordered a five-minute recess.

At 9:37 p.m., President Blecker called the meeting back to order.

Discussion resumed (of MOTION TO RECONSIDER THE ORDINANCE AMENDING SECTION 1-7-10 OF CHAPTER 7 OF TITLE 1 OF THE VILLAGE CODE REGARDING THE EXPIRATION OF THEIR TERM OF OFFICE OF APPOINTED OFFICER APPROVED AT THE VILLAGE BOARD MEETING ON APRIL 18, 2017, by Trustee Tyrrell; and seconded by Trustee Andersen) with a prepared statement by Trustee Girka in which he stated the importance of proper scrutiny for appointed positions. He also stated his opinion that this ordinance is not the best remedy; and further expressed his belief that there is a flaw in the Illinois Municipal Code, as well as a flaw in the Village Code descriptions of individual elected positions. He also stated concerns over rifts between the executive and legislative bodies of the Village government, and encouraged consensus-building as well as citizen participation.

- *The issue of compensation of holdover positions was discussed; and Trustee Tyrrell expressed concern over situations where appointed positions may not have the qualifications or may not exhibit values consistent with the Village's values, particularly in cases where the person in the position is also not performing.*
- *Trustee Tyrrell asked Attorney Wise to speak on the matter of a legal opinion issued by Ancel Glink, in which the municipality of Riverdale sought guidance about diminishing or eliminating an appointed position at the expiration of the term, in order to save money.*
- *Additional discussion followed regarding the Board's power to remove holdover people in positions, the President's authority to appoint, and the lack of remedy for the Board to remove a holdover, if that individual is unfit.*
- *Attorney Tappendorf reiterated the concern that a holdover's wage, which is protected by State statute, should not be diminished or withheld as a penalty aimed at the President.*
- *Final discussion points included what is in the best interest of the residents of the Village, as well as the Board's recourse versus the President's power.*
- *Attorney Tappendorf clarified that this situation is not the same as Riverdale because Riverdale dealt with reduction in compensation; whereas this issue is a penalty for not following an appointment process.*

Roll Call Vote: [AYES: 3] [NAYES: 3] **Motion FAILED**
 Trustees: Andersen George
 O'Dwyer Girka
 Tyrrell
 President Blecker
 (Four "ayes" needed to pass)

MOTION TO RECONSIDER #12 made by Trustee Tyrrell; and seconded by Trustee Andersen.

Voice Vote: [AYES: 4] [NAYES: 1] **Motion CARRIED**

MOTION TO APPROVE ITEM #12 made by Trustee Girka; and seconded by Trustee Tyrrell.

Roll Call Vote: [AYES: 4] [NAYES: 1] **Motion CARRIED**
 Trustees: Andersen George
 Girka
 O'Dwyer
 Tyrrell

13. **MOTION TO APPROVE THE ORDINANCE AMENDING SECTION 1-17-10 OF CHAPTER 7 OF TITLE 1 OF THE VILLAGE CODE REGARDING THE EXPIRATION OF THE TERM OF OFFICE OF APPOINTED OFFICER OVER THE VILLAGE PRESIDENT'S VETO, WHICH VETO WAS PRESENTED AT THE LAST REGULAR BOARD MEETING HELD ON MAY 2, 12017**, made by Trustee Andersen; and seconded by Trustee Girka.

Roll Call Vote: [AYES: 3] [NAYES: 2] **Motion FAILED**
 Trustees: Andersen George
 O'Dwyer Girka
 Tyrrell

14. **MOTION TO TABLE DISCUSSION AND CONSIDERATION OF AN ORDINANCE AMENDING SECTION 1-7d-1 OF ARTICLE D OF CHAPTER 7 OF TITLE 1 OF THE CAMPTON HILLS VILLAGE CODE REGARDING THE TERM OF OFFICE OF THE VILLAGE ATTORNEY**, made by Trustee Tyrrell; and seconded by Trustee Girka.

Voice Vote: [AYES: 4] [NAYES: 1] **Motion TABLED**

15. **MOTION TO ADOPT THE VILLAGE OF CAMPTON HILLS PERSONNEL POLICIES MANUAL**, made by Trustee Tyrrell; and seconded by Trustee George.

Roll Call Vote: [AYES: 5] [NAYES: 0] **Motion CARRIED**
Trustees: Andersen
George
Girka
O'Dwyer
Tyrrell

16. **ADDITIONAL ITEMS**

- a. New Items: President Blecker suggested to move discussion regarding the Economic Development Committee's Facebook Page Report, to the next meeting.
- b. Updates
 - i. President Blecker stated there are no further updates on Maxxam.
 - ii. President Blecker stated there are no further updates on Fox Mill.
 - iii. Administrator Searl indicated that there is an upcoming meeting with Finance Committee regarding the Village Investment Policy.
- c. Follow-up: Administrator Searl indicated that there is nothing new to report on any of the follow-up items on the agenda, with the exception of the Watershed Management Plan, for which he and Trustee George are reviewing a CMAP application. Trustee George requested this be an agenda item at the next meeting because the grant application is due on June 29th.
- d. Trustee O'Dwyer inquired about applications received for Planning & Zoning Committee. A brief discussion followed regarding the processing of applicants.

MOTION TO ADJOURN was made by Trustee Tyrrell and seconded by Trustee O'Dwyer.

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

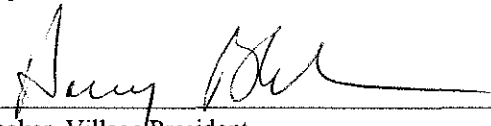
The meeting adjourned at 10:34 p.m.

17. **CLOSED SESSION**

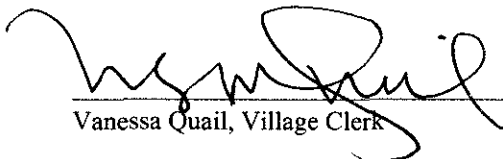
A closed session was not held.

Approved this 6th day

of June, 2017



Harry Blecker, Village President



Vanessa Quail, Village Clerk