

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

December 4, 2018

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 7:04 p.m.
2. **ROLL CALL** - Clerk Quail called the Roll:

***Present***

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

***Absent***

Trustee Girka  
Trustee White Eagle

***Also Present***

Administrator Searl  
Clerk Quail

3. **PLEDGE OF ALLEGIANCE** - President Blecker led all those present in the Pledge of Allegiance.
4. **PUBLIC COMMENTS** - There were no public comments.

President Blecker praised the efforts of the Community Relations Committee, Police Department, and Citizens Police Academy for their work on a very successful and well-attended Holiday in the Hills event.

5. **CONSENT AGENDA - MOTION TO APPROVE THE CONSENT AGENDA**
  - a. **Motion to approve the minutes of the November 20, 2018 Regular Meeting**
  - b. **Motion to approve the minutes of the November 20, 2018 Special Regular Meeting**
  - c. **Motion to approve payment of bills per Warrant List #19-15, made by Trustee Tyrrell; and seconded by Trustee George.**

Roll Call Vote	[AYES: 4]	[NAYES: 0]	[ABSENT: 2]	Motion <b>CARRIED</b>
	George		Girka	
	Millette		White Eagle	
	O'Dwyer			
	Tyrrell			

## 6. DISCUSSION ITEMS

- a. *January 8, 2019 - Workshop Meeting: Ten-Year Financial Forecast and Capital Plan Beginning FY2019, as well as extending an invitation for both the Finance and Public Works committee members to attend*

Administrator Searl explained that the January 8th date at 7:00 p.m. was selected because it is the Tuesday between the regularly scheduled meetings. Trustee Tyrrell asked if the working copy is the same as the one sent out two weeks ago; and Administrator Searl confirmed that it is. Administrator Searl also confirmed that the Village Treasurer, Laura Henry, will be present for the meeting.

- b. *Employer Defined Contribution Plan - Police Department*

Administrator Searl provided an overview of Public Act 100-0281 (HB0418), which was enacted to overcome the problem of “double dipping.” He explained that effective January 2, 2019, police chiefs will no longer be able to join IMRF. Instead, they will only be eligible for their city’s local police fund. He noted the law does not apply to police chiefs who become participants in IMRF before January 1, 2019. Additionally he explained that municipalities are required to design 401(k) style-plans for their police, over which the municipalities will have control. He added that only certain police officers will be eligible, and in some cases, will be required to participate in the plan going forward.

Discussion followed pertaining to the next logical steps the Village should take to achieve compliance with the new law. Administrator Searl explained that there is general consensus among municipalities who share the opinion that, although the intent is good, the new law appears vague; and that the Illinois Department of Insurance has been equally unclear in its guidance.

Going forward, Administrator Searl explained his plans to prepare for the impending hire of an additional officer, in the context of the new law. As a first step, Administrator Searl said that the Police and Fire Commission will need to form a new eligibility list; and that he will be meanwhile working with the Village Attorney on establishing the “401(k)-like plan.” He added that the aim is to have it completed in time for the new hire; and Trustee Millette noted that it is possible the new hire may not need the plan.

Trustee Tyrrell suggested obtaining input from Metro West or other municipalities who are facing the same situation. He also questioned what effect the new law might have on the police pension. Administrator Searl acknowledged that the new law may be a detriment to some municipalities, and that he intends on seeking more perspective from GFOA and other agencies.

*c. Legislative Counsel Usage*

Trustee Tyrrell provided a brief overview of the issue on which he has been working jointly with Trustee Millette, and on which Administrator Searl sought advice from Julie Tappendorf, the current Village Attorney. Trustee Tyrrell explained that the legislative counsel was created under the prior administration, and the legislative attorney at the time was Ancel Glink.

He added that an ordinance was created which stated that the legislative body is entitled to its own legislative counsel; but that the common interpretation of that ordinance assumes a spending cap was imposed on the legislative attorney, based on the way the motion was made at the time. Trustee Tyrrell offered an alternate interpretation, namely that the restriction on the Board's use, access and related spending was set for a particular matter relating to Fox Mill. In further support of his argument, Trustee Tyrrell cited Administrator Searl's research compiled from 45 local municipalities surveyed on legislative counsel usage - none of which place any restrictions on the legislative body's access to legal counsel. He concluded by stating that the goal is to correct wrong assumption and to rightly establish a legislative attorney to which the Board would have access.

Trustee Millette generally acknowledged some comments in Ms. Tappendorf's July letter, which he said made sense. He therefore suggested a future motion to establish Montana & Welch as the Board's legislative attorney, and to set up a way to track spending either by a separate account for legal/legislative or within general legal with the appropriate notations. *It had been noted by Trustee Tyrrell that there had already been such a motion, and that Montana & Welch has already been established as the Board's legislative attorney.*

Trustee Tyrrell added that there appears to be no segregation of accounts in other municipalities, further explaining that the legal spending should be governed by prudence where the process includes the administrator as a primary conduit to the Village Attorney; but he also noted that there may be times when it is appropriate to obtain a second opinion.

Trustee George emphasized the importance of the Board's option for legal counsel, noting that it is a "check and balance" function which gives the system a chance to work properly.

Trustee O'Dwyer spoke about the importance of the Board's fiscal responsibilities, and recalled that legal spending has historically been an important topic to the public. He added that the public was not in favor of the Village retaining two attorneys in the last election cycle; and that ultimately the public has the power to accept or reject such spending.

President Blecker suggested setting up two different accounts for legal spending, general and legislative, so that the public can easily see where the money is being spent.

The Board concurred with Trustee Millette's recommendation to provide a draft for the Board to review, ideally beginning with the corrections on the July 2018, memo from Julie Tappendorf.

*d. Item for future consideration:*

*i. Strategic Plan Goals Review (To be discussed with new Village Board)*

Administrator Searl said that there was nothing new to report; and discussion followed regarding evaluation of goals in the context of the Strategic Plan. The Board agreed with Trustee O'Dwyer's recommendation that those goals ultimately be set once the new Board is seated.

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

- Trustee Tyrrell inquired about whether or not there was anything in the Village Code which would restrict the new Circle K convenient mart from being open 24 hours/day. Administrator Searl said that he would look into the matter.
  
- Trustee George asked for an update on the new zoning ordinance. Administrator Searl reported that the legal review portion will be compiled by the Village Attorney by the end of the month, and the consultant will be prepared to convene in January. He further explained that there has been dialogue between the consultant and the attorney; and that there does not appear to be any conflict with what the Village Attorney has recommended thus far. The steering committee has asked to review the changes before it goes to the Plan Commission and to the public.
  
- Trustee O'Dwyer brought four matters to the Board's attention for future planning:
  1. He requested that each time the financials are reviewed, that the Board be provided an update on the fund balance of the Police Pension; and Administrator Searl indicated that it will be on the agenda routinely going forward.
  2. He recommended that the Board have the benefit of a complete and detailed budget on road and bridge improvements, specifically with a visual map including highlighted roads, cost estimates and timeline. He noted that those numbers can then be incorporated with the budget and project management.
    - Trustee Tyrrell added the need to examine alternatives to stripping and laying new asphalt; and that the Village awaits proposals.
    - Administrator Searl explained that HR Green is in the process of putting together a work order for a comprehensive review which would explore use of different materials. He noted that HR Green will be finalizing a list of roads from the Highway Department to submit to legislators for the capital plan, which amounts to 20 miles of roadway, or the equivalent of 1/5 of the Villages roads. The list will ultimately be sent by President Blecker to the State legislators. Discussion followed about how the State will pay for the capital bill; and it was widely conjectured that the State would ultimately rely on tax revenue from marijuana sales. He said that he is having a meeting tomorrow, December 5th, with HR Green and the Township.
  3. He suggested that before the budget workshop, the Board should have preliminary discussions to help shape the plan. He emphasized setting

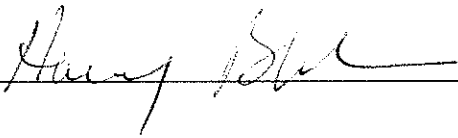


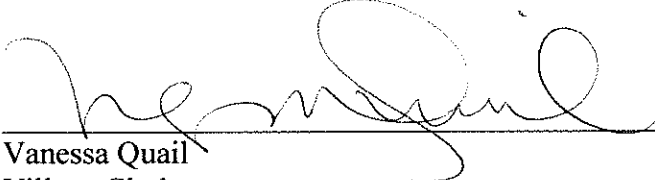
10. **ADJOURNMENT - MOTION TO ADJOURN THE MEETING**, made by Trustee Tyrrell; and seconded by Trustee George.

Voice Vote:            [AYES: 4]    [NAYES: 0]    [ABSENT: 2]            Motion **CARRIED**

President Blecker adjourned the meeting at 8:31 p.m.

Approved this 18<sup>th</sup> day of December, 2018

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

  
\_\_\_\_\_  
Vanessa Quail  
Village Clerk