

Ordinance No. O-14-25

**AN ORDINANCE
AMENDING THE VILLAGE CODE TO
AUTHORIZE THE TRUSTEES OF THE VILLAGE BOARD
TO RETAIN INDEPENDENT LEGISLATIVE COUNSEL**

WHEREAS, the Village of Campton Hills is a non-home rule municipality located in Kane County, Illinois; and

WHEREAS, the Trustees may, from time-to-time, have divergent views and perspectives on issues coming before the Campton Hills Village Board due to political, philosophical, and policy-making differences from those of the Village President; and

WHEREAS, the Village currently employs a Village Attorney and the functions of that attorney principally relate to services for the executive branch of government; and

WHEREAS, the Trustees may, from time-to-time, choose not to seek legal counsel from the Village Attorney, who was appointed by the President and in the exercise of their legislative duties, may wish to seek independent legal counsel; and

WHEREAS, Section 8-1-7 of the Illinois Municipal Code, 65 ILCS 5/8-1-7, authorizes the corporate authorities of any municipality to make contracts for a term exceeding one year, and not exceeding the term of the mayor or president, relating to the employment of a municipal attorney and the employment of outside professional consultants such as attorneys who require technical training or knowledge;

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of Campton Hills, Kane County, Illinois, as follows:

Section 1. The recitals listed above are incorporated into this Ordinance as if fully set forth in this Section 1.

Section 2. Title 1 of the Village Code (“Administration”) is hereby amended by adding a new Chapter 12A as follows:

**CHAPTER 12A
LEGISLATIVE COUNSEL:**

It is in the best interests of the Village of Campton Hills for the Trustees to retain legislative counsel independently to advise the Trustees on matters relating to their legislative duties which may include, but not limited to, the drafting of ordinances, contract documents, opinions on the powers of the legislative branch, analysis of the validity of actions taken by the Village, review of litigation issues, representation of the corporate authorities regarding legislative matters in litigation, and providing other advice on matters within the purview of the legislative branch of municipal government. The Trustees shall each be authorized to direct questions related to their legislative duties to the independent legislative counsel. Trustees may seek legal counsel regarding any matters within the range of items specified above. The independent legislative counsel will indicate on their invoices the Trustee who initiated the contact with them and will also provide a general description of the services provided. The independent legislative counsel shall be retained as an independent contractor at a rate authorized by the Village Board for a term in excess of one year but not exceeding the term of the Village President. No department or office of independent legislative counsel is hereby created.”

Section 3. All ordinances, resolutions, motions or parts thereof in conflict herewith are hereby repealed.

Section 4. This Ordinance shall be in full force and effect upon its passage and approval and publication as provided by law. This ordinance shall be published in pamphlet form.

Passed this 6th day of October, 2014 pursuant to a roll call vote as follows:

	AYES	NAYS	ABSENT	ABSTAIN
Trustee Laura B. Andersen	_____	_____	_____X	_____
Trustee Harry Blecker	_____X	_____	_____	_____
Trustee Susan P. George	_____X	_____	_____	_____
Trustee Jim W. Kopec	_____	_____X	_____	_____
Trustee Albert Lenkaitis	_____X	_____	_____	_____
Trustee Mike D. Millette	_____X	_____	_____	_____
President Patsy J. Smith	_____	_____	_____	_____

VETOED

Patsy J. Smith, Village President

(SEAL)

ATTEST:



John S. Strauss, Interim Village Clerk

