

MINUTES OF SPECIAL MEETING OF THE CORPORATE AUTHORITIES  
OF THE VILLAGE OF CAMPTON HILLS  
APRIL 15, 2008, 6:30 P.M.  
CAMPTON TOWNSHIP COMMUNITY CENTER  
5N082 OLD LA FOX ROAD  
CAMPTON HILLS, ILLINOIS

The special meeting of the President and Board of Trustees of the Village of Campton Hills was called to order by President Smith on Tuesday, April 15, 2008 at 6:30 pm at the Campton Township Community Center, 5N082 Old LaFox Road, Village of Campton Hills, Kane County, Illinois.

As the Village Clerk was not able to be present Deputy Clerk Beith called the roll.

Present in person at the roll call:

Trustee Charles Cappell, Trustee Jim Kopec, Trustee Roy Pollack and Trustee Bernard Bertsche.

Absent at roll call:

Trustee Albert Lenkaitis, Jr. (arrived 6:33 pm) and Mike Millette (arrived at 6:40 pm).

Also Present: Village Attorney's Bill Braithwaite, Hal Morris and three residents.

Closed Session: A motion was made by Trustee Kopec and seconded by Trustee Millette that a portion of the meeting be closed to the public, effective immediately as permitted by 5 ILCS 120/2 (c)(11) to discuss litigation against, affecting, or on behalf of the Village which has been filed and is pending in a court or administrative tribunal or which is probable or imminent; and, pursuant to 5 ILCS 120/2 (c)(1) to consider information regarding the appointment, employment, and compensation of specific employees of the Village and review of Executive Session Minutes. Deputy Clerk Beith called the roll, Trustees Kopec, aye; Millette, aye; Bertsche, aye; Cappell, aye, Pollack, aye; Lenkaitis absent. The President declared the motion carried and the meeting moved to closed session at 6:34 pm.

Return from Closed Session: On order of President Smith the meeting was returned to order at 8:18 pm. Deputy Clerk Beith called the roll, Trustees Cappell, aye; Kopec, aye; Lenkaitis, aye; Bertsche, aye; Millette, aye, Pollack, aye.

Pledge of Allegiance: President Smith led the recitation of the Pledge of Allegiance.

Consent Agenda: [By a single vote, called an omnibus vote, the Board may approve a number of unrelated items. There may be no discussion, but any Trustee may remove any one or more items from the Consent Agenda, whereupon that item goes on the agenda below].

- A Approval of Minutes from COW and Regular Board meetings from April 1, 2008.
- B Approval of payment of bills per attached #08-22 Warrant List.
- C Resolution reappointing Christian Boissonnas to the Fire and Police Commission for a term beginning May 1, 2008.
- D Approval of the schedule of regular meetings for the upcoming fiscal year.
- E Resolution approving line item transfers for Fiscal 2008 Appropriation Ordinance.
- F Motion approving raises for full-time Police Officers after six months of employment as negotiated at time of hiring.

A motion was made by Trustee Kopec and seconded by Trustee Bertsche to approve the consent agenda. Deputy Clerk Beith called the roll, Trustees Lenkaitis, aye; Kopec, aye; Millette, aye; Bertsche, aye; Cappell, aye; Pollack, aye. The President declared the consent agenda approved.

## Public Comments:

*Kevin Kelley* – Mr. Kelley thanked the group and the responsiveness of the Campton Hills Police Department and gave a word of thanks and encouragement to keep up the good fight. Mr. Kelley stated that he has been approached by members of the opposition to sign petitions to disconnect and feels he has received misinformation from them. We have been approved by the voters to continue this village, it gives me hope as an American.

*Tom Jassoy* – Mr. Jassoy stated he lives in Fox Mill and called the Village police department to request a vacation watch. Before he left, The village police department stopped to say they would be watching the house and told him to have a good trip. Upon his return the police department stopped, rang the doorbell and asked if everything was all right. Mr. Jassoy also stated the police department checked with his mother-in-law who was watching the house and he just wanted to say thank you to the police department for all the good work they have done.

*Jim Cartee* – Waived his comments.

*Mark Schuster* – An attorney who represents Jim Cartee with his disconnection effort stated his clients request the Village to immediately allow their property to disconnect.

*Penny Newkirk* – stated she supports the village, voted to reconfirm it and appears today to try and get a better understanding of current matters facing the village.

*Renne Rempert* – Explained she moved to the area from Barrington. Stated she was cautiously optimistic about living in an unincorporated area. She encouraged everyone to read, investigate and explore the issues and not take your neighbors or developers word on the issues.

*Bob Skidmore* – Stated he was a resident of Fox Mill and read a prepared statement regarding disconnection. Citing the money spent for court costs and the courts decisions he asked the Village to stop opposition of disconnections.

*Don Grillo* – Stated he wanted to address the misinformation spread by those opposed to the village. He cited specific incorrect facts and encouraged residents to get the real facts before thinking about signing any petitions.

*John Pree* – Stated he expects the board to do everything in its power to defend the village and cited positive accomplishments including the police department, comprehensive plan, working on drainage issues and preserving farm land. He further stated that he believes there will never be property taxes in the village.

Discussion related to an Intergovernmental Agreement with Kane County regarding the Evening Prairie Subdivision and adjacent area storm water drainage problems: Zoning Officer Ranieri gave the board a brief history to address the drainage issues and using a map, explained the flow of the water and why the drainage problem occurs. Some of the problems associated with this issue include the possibility of failed septic systems and contaminated wells. President Smith stated Kane County said it is not a matter of if, but when the drainage system will fail. President Smith then explained that a Special Service Area (SSA) could be created which would enable the neighborhood to share the cost of correcting the problem and detailed that Kane County is currently willing to pay \$106,000 as their portion of the costs. Trustee Millette spoke about some engineering aspects of the issue and answered questions from the other Trustees. President Smith then discussed financial, engineering and procedural details of the issue, answering questions from the Board. A Special Meeting to discuss this issue with the Evening Prairie subdivision, Kane County and the Village has been set for April 22, 2008.

Consideration of granting a Class R (BYOB) Liquor License for Thai Town Restaurant: President Smith explained that Thai Town Restaurant has approached the Village exploring the possibility

of receiving an additional Class R liquor license for their establishment. If the Board felt this could be a possibility, Thai Town Restaurant will begin the formal application process. No objections were raised to beginning the formal process of application.

Consideration of Resolution adopting the National Incident Management System: President Smith indicated that Chief Anderson supports this resolution and then read the resolution. A motion was made by Trustee Lenkaitis and seconded by Trustee Millette to adopt a Resolution adopting the National Incident Management System. Deputy Clerk Beith called the roll, Trustees Kopec, aye; Millette, aye; Bertsche, aye; Cappell, aye, Pollack, aye; Lenkaitis aye The President declared resolution approved.

Village President annual report: President Smith presented a summary of the first year of the Village. Citing the first elections for village officers, President Smith introduced Trustees elect Andersen, George and Strauss. Village Clerk-elect Higgins was not present. President Smith then described actions by the Plan Commission, the Comprehensive Plan and future workshops. The Land Cash Ordinance was another success initiated by the Plan Commission that benefits the community. The Land Cash Ordinance for Parks detailing the contributions made when development occurs was also explained. Another issue the Plan Commission is investigating is a development fee impact fee for water resource management for new development. President Smith cited the Campton Township water report which states ground recharge in the shallow aquifer is at risk in our area and requires procedures to protect our water supply and our wells which the village is addressing. President Smith also noted there is a planned subdivision that has approached the village and presented preliminary issues before the Plan Commission. President Smith then reviewed the Police Department progress since hiring Chief Anderson noting that Chief Anderson has met with homeowners associations, implemented an email and alert notification system, started a vacation watch and has responded to citizen concerns brought to the departments attention. Zoning Officer Ranieri was introduced with a summary of his job duties. The Special Census is slated to begin in two weeks. Communication with residents has started through a newsletter and electronic email. The Community Relations Committee is planning the 2008 Farmers Market this summer along with the 2008 Heritage Farm Festival for September 6, 2008. Volunteers are needed for this committee. In a note about disconnection, President Smith said the Village Board is trying to respect the wishes of those who voted for the Village as well as those who want to disconnect and is going to make decisions in a financially responsible manner.

Additional Items from Village President, Trustees, Staff, or Citizens: President Smith said a letter has been sent to the residents of the Foxfield subdivision to address rumors circulating in the subdivision and a brief summary of the Strom farmland preservation easement and new ag land zoning was made. Trustee Kopec announced the St. Charles North Theater group will stage a production of Oklahoma. Trustee Millette spoke about the difference between being an elected official and a private citizen and the responsibilities each has for speaking their mind. He then spoke of the positive benefits the Village gives it citizens to voice their opinions in issues affecting the area it gives us.

*Jeff Huske* – I'd like to thank the police department and all of the board, the ones leaving and the ones coming in, for everything they have done.

*Barbara Ven Horst* – If there is anyone who signed a petition to disconnect and would like to reconsider that act, I have a petition to withdraw your signature.

*Laura Andersen* – Informed she was the liaison between the village and the County in Emergency Management issues. She said she would like to hear from the homeowners' associations and requested contact information to be used in case of emergency.

*Joan Maroscia* – Stated she would like to remind everybody that by State law she had a right to opt out.

Tom Dowd – Spoke about elections and how the majority voted and appreciates all of the people in attendance tonight who choose to get involved.

Trustee Kopec made a motion seconded by Trustee Pollack to extend the meeting time to 10:30 PM. The voice vote was unanimous, President Smith declared the motion passed.

Closed Session: A motion was made by Trustee Kopec and seconded by Trustee Lenkaitis to resume the closed session that a portion of the meeting be closed to the public, effective immediately as permitted by 5 ILCS 120/2 (c)(11) to discuss litigation against, affecting, or on behalf of the Village which has been filed and is pending in a court or administrative tribunal or which is probable or imminent; and, pursuant to 5 ILCS 120/2 (c)(1) to consider information regarding the appointment, employment, and compensation of specific employees of the Village and review of Executive Session Minutes. Deputy Clerk Beith called the roll, Trustees Kopec, aye; Millette, aye; Bertsche, aye; Cappell, aye, Pollack, aye Lenkaitis aye. The President declared the motion carried and the meeting moved to closed session at 9:45 pm.

Return from Closed Session: On order of President Smith the meeting was returned to order at 10:32 pm. Deputy Clerk Beith called the roll, Trustees Cappell, aye; Kopec, aye; Lenkaitis, are; Bertsche, absent; Millette, aye, Pollack, aye.

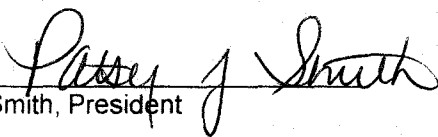
A motion was made by Trustee Millette and seconded by Trustee Cappell relative to 07MC009 and 07MC013 to direct the village attorneys to take appropriate legal action to allow the disconnections effective upon execution of said court order. Deputy Clerk Beith called the roll, Trustees Kopec, aye; Millette, aye; Bertsche, aye; Cappell, aye, Pollack, aye Lenkaitis aye. The President declared the motion passed.

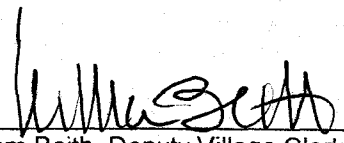
A motion was made by Trustee Millette and seconded by Trustee Pollack to approve an ordinance disconnecting certain territory from the Village of Campton Hills as presented. Deputy Clerk Beith called the roll, Trustees Kopec, aye; Millette, aye; Bertsche, aye; Cappell, aye, Pollack, aye Lenkaitis aye. The President declared the motion passed.

A motion was made by Trustee Kopec and seconded by Trustee Cappell to authorize the Village attorneys to file notices of Appeal in case numbers 07 MRK 474, 07 MCK 004, 07 MCK 005, 07 MCK 011 and 07 MCK 012 . Deputy Clerk Beith called the roll, Trustees Kopec, aye; Millette, aye; Bertsche, aye; Cappell, aye, Pollack, aye Lenkaitis aye. The President declared the motion carried.

A motion was made by Trustee Kopec and seconded by Trustee Lenkaitis to read the following into the record; The Board has reluctantly, but unanimously, decided to appeal the decisions in five disconnection cases. We feel compelled to take this action to respect the electoral decisions the voters rendered on April 17, 2007 to create the Village and on February 6, 2008 to preserve the Village. The spirit of the disconnection statute was to prevent undue financial harm to property owners of newly incorporated areas that would face increased property taxes. From all the evidence that the Board has examined to date, no financial harm of any kind has been imposed on any one in the Village, including those seeking disconnection. In fact, residents have actually benefited from increased services since incorporation. The existing case law does not adequately address the unprecedented set of circumstances facing a newly incorporated municipality. The Village Board feels these circumstances require appellate review. We think it is important that the appellate court consider the cumulative effect of these disconnection cases of the Village. The voice vote was unanimous, President Smith declared the motion passed.

Adjournment: A motion was made by Trustee Pollack and seconded by Trustee Cappell to adjourn the meeting at 10:37pm. A voice vote was unanimous. The President declared the motion passed and the meeting adjourned.

  
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Patsy J. Smith, President

  
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William Beith, Deputy Village Clerk

Approved by the Corporate Authorities on May 6, 2008.