

**VILLAGE OF HINCKLEY
SPECIAL BOARD MEETING - MINUTES**

MAY 03, 2021

7:00 PM

Please join using this link:

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CALL BOARD MEETING TO ORDER: Meeting was called to order by Attorney Tait Lundgren at 7:00 PM.

PLEDGE OF ALLEGIANCE: The pledge to the flag was recited.

Trustee Constant moved to approve Trustee Manivong as President pro tem and Trustee Rainford seconded the motion. Roll call vote: Manivong-Aye, Constant-Aye, Rainford-Aye. Motion carried.

DECLARATION OF VACANCIES:

Village Attorney Tait Lundgren prepared and read the following "Village Attorney's Statement of Fact Regarding Vacancy of Village Presidency"

- The Village President did not run for re-election in the April election nor did any other citizen seek election to that office.
- The Village President did not attend the April 26, 2021 Regular Board Meeting or Committee of the Whole Meeting. This was the first regular Board Meeting after the certification of election results.
- On or about April 28, 2021, the Village Attorney spoke with the Village President telephonically and inquired regarding her intentions pertaining to the Village Presidency. During the phone call the Village President indicated she would submit a letter of resignation by close of business on April 30, 2021. The Village attorney reminded her that the letter had to be signed and notarized. No letter of resignation was tendered to the Village Clerk nor did the Village President indicate she would not be submitting her resignation.
- On or about April 29, 2021 the Village Clerk advised that the Village President had come to Village Hall that evening and removed her personal property from the Village President's office and had left behind her Village cell phone and keys.
- The Village Board called a special meeting on May 3, 2021 for the purpose of swearing in elected and appointed officials. At the direction of the Village Attorney, the Village Clerk insured the Village President had notice of said Special Meeting. The Village President did not appear at the May 3, 2021 special meeting.
- Based upon the foregoing facts, the Village Attorney advised the Board, that if it were so inclined, the Board could vote to declare the Village Presidency "vacant" and could then elect from its membership an interim Village President.

Trustee Constant moved to declare the office of Village President vacant, and Trustee Rainford

seconded the motion. Roll call vote: Manivong-Aye, Constant-Aye, Rainford-Aye. Motion carried.

ACCEPT RESIGNATIONS

Trustee Manivong stated that Russell Kula had resigned as Chair of the Planning Commission/Zoning Board of Appeals. Trustee Constant moved to declare the Chair of the Planning Commission/Zoning Board of Appeals vacant and Trustee Rainford seconded the motion. Roll call vote: Manivong-Aye, Constant-Aye, Rainford-Aye. Motion carried.

SWEAR IN ELECTED OFFICIALS

Attorney Lundgren administered the oath of office to Trustees Michael Constant and Walter Rainford.

Trustee Constant and Attorney Lundgren noted, for the record, that no candidate ran for the office of Village President and that the current Village President did not run for re-election.

ROLL CALL was taken showing the following:

Present: Trustees Lou Manivong, Walter Rainford and Mike Constant. Quorum Established.

Absent: None.

Also Present: Village Clerk Elizabeth Losiniecki, Treasurer Maroo, Chief Gettemy, Chris Ott (EEI), Attorney Tait Lundgren, Dale Youngers (TEST, Inc.), and Members of the Public.

PUBLIC COMMENT on Agenda Items Scheduled for Action Only

Resident Larry Menz stated that the 4-year terms of appointment listed on the agenda for the Clerk, Treasurer and Chief of Police should be amended to two-year terms. He explained that the term of an appointed official cannot exceed the term of the official making the appointment. Because Manivong accepted a 2-year appointment as interim Village President, any appointments he makes cannot exceed 2 years. Trustee Constant moved to amend the agenda to reflect two-year appointments for the Clerk, the Treasurer, the Chief of Police, and the Zoning Board of Appeals Chair. Trustee Rainford seconded the motion. Roll call vote: Manivong-Aye, Constant-Aye, Rainford-Aye. Motion carried.

Trustee Constant moved to approve the appointment of Trustee Manivong as interim Village President for a two-year term. Trustee Rainford seconded the motion. Roll call vote: Rainford-Aye, Constant-Aye, Manivong-Aye. Motion carried.

PRESIDENT'S REPORT

• **Agenda item for discussion/approval:** Appointment of interim Village President for a two-year term

Attorney Lundgren asked for a motion to fill the vacancy of Village President. Trustee Constant moved to appoint Lou Manivong interim Village President for a two-year term and Trustee Rainford seconded the motion. Roll call vote: Manivong-Abstain, Constant-Aye, Rainford-Aye. Motion carried.

Attorney Lundgren administered the oath of office for Lou Manivong.

• **Agenda item for discussion/approval:** Appointment of Russell Kula to fill a vacancy in the position of Village Trustee for a two-year term. Committee Chair Assignment: Streets & Alleys
Trustee Constant moved to approve the appointment of Russ Kula to fill a vacancy in the position of Village Trustee for a two-year term and Chair the Streets & Alleys Committee. Trustee Rainford seconded the motion. Roll call vote: Manivong-Aye, Constant-Aye, Rainford-Aye. Motion carried.

• **Agenda item for discussion/approval:** Appointment of Sarah Quirk to fill a vacancy in the position of Village Trustee for a two-year term. Committee Chair Assignment: Personnel Trustee Constant moved to approve the appointment of Sarah Quirk to fill a vacancy in the position of Village Trustee for a two-year term and Chair the Personnel Committee. Trustee Rainford seconded the motion. Roll call vote: Manivong-Aye, Constant-Aye, Rainford-Aye. Motion carried.

• **Agenda item for discussion/approval:** Appointment of Michele Greene-Larsen to fill a vacancy in the position of Village Trustee for a two-year term. Committee Chair Assignment: Public Safety Trustee Constant moved to approve the appointment of Michele Greene-Larsen to fill a vacancy in the position of Village Trustee for a two-year term and Chair the Public Safety Committee. Trustee Rainford seconded the motion. Roll call vote: Manivong-Aye, Constant-Aye, Rainford-Aye. Motion carried.

Attorney Lundgren administered the Oath of Office to Kula, Quirk and Greene-Larsen and they took their seats at the Board room table.

Interim Village President Manivong reiterated that the agenda is amended to reflect two-year terms of appointment for the Clerk, Treasurer, Chief of Police, and Planning Commission/Zoning Board of Appeals Chair.

• **Agenda item for discussion/approval:** Appointment of Village Clerk for a 2-year term Trustee Rainford moved to approve the appointment of Elizabeth Losiniecki for a 2-year term as Village Clerk. Trustee Greene-Larsen seconded the motion. Roll call vote: Manivong-Aye, Constant-Aye, Rainford-Aye, Kula-Aye, Quirk-Aye, Greene-Larsen-Aye. Motion carried.

Attorney Lundgren stated that Lou Manivong elected to retain his position as Village Trustee with full voting rights, rather than be Village President with no vote. Therefore, Manivong is voting as Trustee, not Village President. As such, all tie votes will fail.

• **Agenda item for discussion/approval:** Appointment of Chief of Police for a 2-year term Trustee Constant moved to approve the appointment of Kenneth Gettemy for a 2-year term as Chief of Police for a 2-year term. Trustee Quirk seconded the motion. Roll call vote: Manivong-Aye, Constant-Aye, Rainford-Aye, Kula-Aye, Quirk-Aye, Greene-Larsen-Aye. Motion carried.

• **Agenda item for discussion/approval:** Appointment of Village Treasurer for a 2-year term Trustee Greene-Larsen moved to approve the appointment of David Maroo for a 2-year term as Village Treasurer. Trustee Kula seconded the motion. Roll call vote: Manivong-Aye, Constant-Aye, Rainford-Aye, Kula-Aye, Quirk-Aye, Greene-Larsen-Aye. Motion carried.

Attorney Lundgren pointed out that these three are already acting in the position and were sworn in with their original appointments. There is no need for them to be sworn in again.

• **Agenda item for discussion/approval:** Appointment of Robert Pritchard to fill a vacancy in the position of Planning Commission/Zoning Board of Appeals Chair for a 2-year term Trustee Kula moved to approve the appointment of Robert Pritchard for a 2-year term as Planning Commission/Zoning Board of Appeals Chair for a two-year term. Trustee Constant seconded the motion. Roll call vote: Manivong-Aye, Constant-Aye, Rainford-Aye, Kula-Aye, Quirk-Aye, Greene-Larsen-Aye. Motion carried.

GENERAL BUSINESS

- **Agenda item for discussion/approval:** Regular Board Meeting Minutes from April 26, 2021
Trustee Constant moved to approve the Regular Board Meeting minutes from April 26, 2021 and Trustee Rainford seconded the motion. Roll call vote: Manivong-Aye, Rainford-Aye, Constant-Aye, Kula-Aye, Quirk-Aye, Greene-Larsen-Aye. Motion carried.
- **Agenda item for discussion/approval:** Committee of the Whole Meeting Minutes from April 26, 2021
Trustee Rainford moved to approve the Regular Board Meeting minutes from April 26, 2021 and Trustee Constant seconded the motion. Roll call vote: Manivong-Aye, Rainford-Aye, Constant-Aye, Kula-Aye, Quirk-Aye, Greene-Larsen-Aye. Motion carried.
- **Agenda item for discussion/approval:** *Payment of Invoices Due*
Trustee Constant moved to approve the invoices as presented and Trustee Rainford seconded the motion. Roll call vote: Greene-Larsen-Aye, Kula-Aye, Quirk-Aye, Rainford-Aye, Constant-Aye, Manivong-Aye. Motion carried.
- **Agenda item for discussion/approval:** Cancellation of Regular Board Meeting and Committee of the Whole Meeting Scheduled for 05/10/21
Trustee Constant moved to approve the cancellation of the May 10, 2021 Regular Board Meeting and Committee of the Whole Meeting and Trustee Quirk seconded the motion. Roll call vote: Greene-Larsen-Aye, Kula-Aye, Quirk-Aye, Rainford-Aye, Constant-Aye, Manivong-Aye. Motion carried.
- **Agenda item for discussion/approval:** Committee Chair Assignment: Mike Constant, Finance & Economic Development
Trustee Rainford moved to approve Trustee Constant as the Chair of the Finance & Economic Development Committee and Trustee Greene-Larsen seconded the motion. Roll call vote: Greene-Larsen-Aye, Kula-Aye, Quirk-Aye, Rainford-Aye, Constant-Aye, Manivong-Aye. Motion carried.
- **Agenda item for discussion/approval:** Committee Chair Assignment: Walter Rainford, Buildings, Grounds & Parks
Trustee Greene-Larsen moved to approve Trustee Rainford as the Chair of the Buildings, Grounds & Parks Committee and Trustee Quirk seconded the motion. Roll call vote: Greene-Larsen-Aye, Kula-Aye, Quirk-Aye, Rainford-Aye, Constant-Aye, Manivong-Aye. Motion carried.
- **Agenda item for discussion/approval:** Committee Chair Assignment: Lou Manivong, Water & Sewer
Trustee Rainford moved to approve Lou Manivong as the Chair of the Water & Sewer Committee and Trustee Kula seconded the motion. Roll call vote: Greene-Larsen-Aye, Kula-Aye, Quirk-Aye, Rainford-Aye, Constant-Aye, Manivong-Aye. Motion carried.
- **Agenda item for discussion/approval:** Water Ban Ordinance
Lou Manivong stated that this ordinance will only be enforced as necessary during the Water Tower repair project. Attorney Lundgren stated that the effective date has been left blank until the pressure tank is installed, and the tower is off-line. The ordinance will go into effect when the water tower is out of service. He stated that this ordinance is to prevent any non-essential water usage. Constant stated that the capacity of the temporary tank is much lower than the tower. The project is to be complete by July 31, 2021. Trustee Quirk asked if there are provisions for the Fireworks Festival and associated food trucks. Attorney Lundgren stated that there are provisions for essential business use. There was a discussion about the fire department emergency use and Manivong stated that he will talk to the Fire Chief. There was also a discussion about the schools and summer school sessions. Lundgren stated that schools would fall under normal business use. Trustee Rainford moved to approve the water ban ordinance and Trustee Greene-Larsen seconded the motion. Roll call vote: Greene-Larsen-Aye, Kula-Aye, Quirk-Aye, Rainford-Aye, Constant-Aye, Manivong-Aye. Motion carried.
- **Agenda item for discussion:** Annexation of Properties

Manivong stated that the Planning Commission will be discussing and considering several properties that lie within the Village boundaries that have never been annexed. Trustee Constant stated that the Planning Commission will review the properties at the May 17, 2021 meeting.

• **Agenda item for discussion:** Request to Vacate Alley north of Resource Bank

Lou Manivong stated that this item will also be referred to the Planning Commission for discussion and review at their next meeting.

ATTORNEY REPORT

No report.

PUBLIC COMMENT

None.

OPEN DISCUSSION

Trustee Constant thanked Lou Manivong for taking on the interim Village President position. He also thanked the Clerk, Treasurer and Chief of Police for their work the past four years in their respective positions. He also thanked Bob Pritchard and the three new Trustees for their willingness to get involved.

Manivong thanked everyone for coming to the meeting and for the support. He also thanked the new Trustees for their willingness to get involved and he thanked the outgoing Village President for her years of service.

ADJOURMENT

Motion: Trustee Constant moved to adjourn the meeting at 7:45 pm. Trustee Quirk seconded the motion. Roll call vote: Greene-Larsen-Aye, Kula-Aye, Quirk-Aye, Rainford-Aye, Manivong-Aye, Constant-Aye. Motion carried.

The next Regular Board Meeting will be held on May 24, 2021.

Nancy Nelson, Village President

Elizabeth Losiniecki, Village Clerk