

GRAFTON TOWNSHIP AND ROAD DISTRICT REGULAR MEETING
REVISED AGENDA
May 21, 2009
7:30 pm

Regular Monthly Meeting

1. Call Regular Board Meeting to Order

Supervisor Moore called the meeting to order at 7:45 pm. The Pledge of Allegiance was administered at this time.

2. Roll Call

Clerk Frigo reminded Supervisor Moore of Agenda Item #2-Roll Call. Supervisor Moore asked Clerk Frigo for a Roll Call. Present as follows: Supervisor Moore, Highway Commissioner Freund, Assessor Ottley, Clerk Frigo, Trustees LaPorta, McMahon, Murphy and Zirk.

The record shall reflect that Supervisor Moore passed out gifts to the Board of Trustees.

The record shall reflect that Supervisor Moore appointed Frank Kearns as Sergeant at Arms in order to time public comments and stated that comments are not restricted to items on agenda.

3. Anyone wishing to address the Board on any item not on the agenda may do so at this time.

a. Public Comments

The following people made public comments: Robert Kunz, John Rossi, Jim Bishop, Tom Halat, Richard Flood, James Kelly and Rick Lueth.

b. Board Comments.

Trustee McMahon referenced a letter/report from Robert C. Bunt, Mayor Sass and James Ketchmark. He also did an analysis by means of the price of a flat of flowers at Tom Halat's Farm vs- a new building. He added that the existing Township building is in poor condition and environmentally unsound. He commented on the 2009 Annual Town meeting. He referenced his tax bill and used an analogy by means of cutting portions out as to how much taxes were paid out by each and that this was all a waste of time. He additionally used an example of Bakley Building in reference to the Bundt letter/report: If what you bought the building for today, it would be worth far more years later if sold. He stated that the report lacked much information.

Trustee Zirk stated that growth will pay for new building. For instance, in the year 2018 the population would be 20,000. She stated that Grafton Township encompasses Lakewood, Lake in the Hills, Algonquin, Huntley and Crystal Lake.

Dan Ziller, Jr. asked where these numbers were projected from. Trustee Zirk referenced the McHenry County website.

Trustee LaPorta stated that the bank paperwork was approved by professionals, numbers were looked at and the bank approved the loan. He stated this was done without an increase in taxes. He additionally commented on the flat growth rate, no referendums and the professional expertise bank approval.

Trustee LaPorta stated the following if litigation continues:

1. A delay in the start of construction would increase costs.
2. Referendum-output to taxes, more direct 1:1 hit on taxes vs- conservative planning.

4. Trustees and Supervisor publicly interview attorney candidate for attorney appointment.

Supervisor Moore inquired as to the Board's wishes to skip Agenda item #4.

Motion to table interview and appointment of attorney.

Motion made: Trustee LaPorta

Second to motion: Trustee Murphy

Roll vote: 4 ayes, 1 nay

Supervisor Moore clarified that the Township is without an attorney.

Discussion: Trustee McMahon inquired about litigation without an attorney. Trustee LaPorta called for a second motion.

Amend motion to call a special meeting next week to appoint a Township attorney, as well as special counsel as may be required to represent Trustees per pending litigation/conflict between Supervisor and Trustees.

Motion made: Trustee LaPorta

Second to motion: Trustee Zirk

Roll vote: All ayes.

Motion passed.

Supervisor Moore cited a statute that referenced the Supervisor appoints the Township attorney. 60 ILCS 1/70-37

Trustee LaPorta stated that the Trustees have a right to have legal representation and asked for attorney consultation from those attorneys in the public.

Supervisor Moore added a motion to approve the bills and minutes.

Motion made: Supervisor Moore
Second to motion: Trustee Murphy

Board Comments:

Trustee Murphy withdrew her second to motion regarding the aforementioned.

A discussion about a Food Pantry Agenda item.

Trustee McMahon stated his confusion in following the Agenda.

The record shall reflect that there was no roll vote on this item and taken out of context of Agenda.

The record shall reflect that Agenda items #5, 6 and 7 were not heard. See #4 Agenda item.

Trustee Murphy made a motion to strike Agenda items #8, 9, 10 and 11.

Motion made: Trustee Murphy
Second to motion: Trustee Zirk
Roll vote: All ayes.
Motion passed.

The record shall reflect that there was no public/board comment on Agenda items #8-11, but took comments on Agenda item #12. Please note: Agenda item #11 allows for comments on Agenda item #12, but Agenda item #11 was stricken.

12. (Requested by Trustee Zirk) Township board approval for continuing to provide office space for non-profit Grafton Food Pantry within the township building. For discussion and review only. Page 49 Laws and Duties Handbook cites, "In the case of a not-for-profit corporation, the township must hold a hearing on the proposed lease. The township clerk must give notice of the hearing by publication in a newspaper published in the township, or in a newspaper..." 60 ILCS 1/30-50.

The record shall reflect that Agenda item #11 was previously stricken, which allowed for comments on Agenda items #12, 13 and 14.

Supervisor Moore stated that this item is for discussion only and no vote. She read 60 ILCS 1/30-50 into the record.

Public Comments

The following people made public comments: Kathy Schneider, John Rossi, Dan Ziller, Jr., and Dan Ziller, Sr.

Board Comments

Trustee McMahon stated that he is 100% in favor of the food pantry.

Supervisor Moore referenced a letter from Trustee Zirk. She stated that she (Moore) is in favor of the food pantry and inquired as to it being a Township function or private.

Trustee Zirk stated that there is no owner. The pantry is a not-for-profit 501-3-C.

13. (Requested by Trustee Zirk) Township Boards approval to assist the Grafton Food Pantry with transportation needs as needed. For discussion and review only.

The record shall reflect that Agenda item #11 previously stricken.

Trustee Zirk stated that many of the Greentree Apartment residents are in need of transportation and use of the pantry. She explained further.

Supervisor Moore inquired as how to determine which riders pay fees or not.

Trustee Zirk responded and explained location of residents and referenced General Assistance.

Trustee Murphy added that pantry participants fill out forms inclusive of addresses.

Supervisor Moore requested Board's purpose of seniors/disabled bus used for Memorial Day parade and expo with regard to tax payers dollars. She suggested a policy and guideline. All concurred.

The record shall reflect that Agenda item #14 was discussed above, but not mentioned in the call of Agenda items.

15. Comments on item 16.

The record shall reflect that Agenda item #15 asking for comments on Agenda item #16.

a. Public Comment

The following people made public comments: John Rossi and Lois Brothers.

16. (Requested by Trustee Zirk). Trustee's selection and approval of Township Planning and Advisory Committee. Item for discussion and review only.

Supervisor Moore cited Section 1/105-35. Please note: Clerk Frigo did not know what Supervisor Moore was reading from.

Dan Ziller, Jr. asked to table Agenda item #16. Trustee McMahon commented on the 2007 electors. He suggested having nine members instead of five. Trustee Zirk suggested having a variety of Grafton residents. Supervisor Moore suggested using an application process to determine the members of the committees. The Trustees concurred.

17. Comments on item 18 and 19.

The record shall reflect that there were no comments.

18. Review and approval of accounts. Action item.

Clerk Frigo respectfully asked for Board approval for the continuation of internet services and reimbursement of costs in order to fulfill her elected duties.

A motion to approve the continuation of internet services and reimbursement of costs in order for Clerk Frigo to fulfill her elected duties.

Motion made: Trustee Laporta
Second to motion: Trustee Murphy

Roll vote:

Trustee McMahon	Yes
Trustee Zirk	Yes
Trustee LaPorta	Yes
Trustee Murphy	Yes
Supervisor Moore	No

Motion passed.

Motion for approval of receipts and bills.

Motion made: Trustee Murphy
Second to motion: Trustee Zirk

Roll vote:

Trustee Murphy Yes
Trustee Zirk Yes
Trustee LaPorta Yes
Trustee McMahon Yes
Supervisor Moore No

Motion passed.

19. Approve minutes of the April 2, 2009 meeting and April 16, 2009 meeting.
Action item.

Motion made: Trustee Murphy
Second to motion: Supervisor Moore
Roll vote: All ayes.

The record shall reflect a show of hands.

20. Comments on item 21.

The record shall reflect that there were no public/board comments.

21. (Requested by Betty Zirk) Approval of the continuation of Senior and Disabled Committees and Senior transportation program. For discussion and review.

Trustee Zirk commented on the funds available in the budget for Seniors and Disabled Committees. She briefly spoke about BINGO and movie day.

22. Comments on item 23, 24, 25 and 26.

Supervisor Moore commented on items 23, 24, 25 and 26. She stated that if all agree and want to participate to let her know. Registration needed. Also, no vote needed on these items.

23. Approve expenditure for enrollment in Education District Training in Palatine on June 17, 2009 for Township Supervisor, Assessor, Clerk, Hwy. Commissioner, Trustees and others. Cost is \$75 each or \$375 for up to 9 registrations. For discussion and review only.

Please see Agenda item #22.

24. Approve newly elected officials seminar on July 18, 2009 at the Rockford Clock Tower Inn for Township Supervisor, Assessor, Clerk, Hwy. Commissioner, Trustees and others. Cost is \$85 each or \$425 for up to 9 people. For discussion and review only.

Please see Agenda item #22.

25. Approve payment of \$30 total for Trustee Division Membership and \$25 for the Illinois Assessor's Association for the year 2009-2010 at TOI. For discussion and review only.

Please see Agenda item #22.

26. Approval to renew TOIRMA Liability Insurance. For discussion and review only.

Please see Agenda item #22.

27. Comments on item 28, 29 and 30.

The record shall reflect that there were no comments.

28. Officials Reports

a. Supervisor's Report

Supervisor Moore took Assessor's Report out of order.

b. Assessor's Report

Assessor Ottley informed all that his offices are continuing measure of tax rolls, home improvements, large scanning projects, pictures being replaced with digital photos and usual and customary work done daily.

a. Supervisor's Report

Supervisor Moore referenced Township Attorney Kelly's invoice and dates of service. She also stated that according to James Ketchmark's budget memo, there is a \$124,000 deficit and no reserve funds to pay such. Additionally, she cancelled the forwarding order on PO Box for Township mail to stop going to food pantry PO Box because all of the township mail was being diverted to the PO Box. See letter in packet. She added that payroll had been complete and hopes to get back to direct deposit. She added that payroll was difficult to do.

Supervisor Moore stated that two General Assistance employees have resigned and a new person is on board.

Supervisor Moore inquired to Clerk Frigo about the title for the shuttle bus and the CDL requirements.

c. Highway Commissioner's Report

Highway Commissioner Freund informed all that there were no permits issued, pot holes were patched, snow equipment off trucks and preparing for mowing.

d. Clerk's Report

Clerk Frigo informed everyone that the 2009 Annual minutes have been forwarded to Scott Breeden for his review and signature. She added that Mr. Breeden complimented her on the 2009 Annual minutes.

Clerk Frigo informed all that all newly elected officials have been sworn in and oaths filed with McHenry County Clerk.

Clerk Frigo informed all that two legal notices were placed in the paper without her authorization under her name. See notices in board packet.

Rosemary Becker commented on the Executive Session tapes. Clerk Frigo stated that none of the Executive Session tapes have been disposed of.

e. Disabled Com. Report-Dina Frigo

Chairman Frigo informed all that the McHenry County Mental Health Board Disabled Task Force meeting was very informative. She networked with several people and various agencies. She will be attending the next meeting in May.

She informed all that she attended the NICA open house and helped three families with special needs children to various agencies within McHenry County. Also, copies of the *Special Parent's* Magazine have been placed in the Township offices.

Additionally, she was awarded the NISRA 2008-2009 "Family Member of the Year" award for her service and dedication to the special needs community in the Huntley/Lake in the Hills area.

f. Senior Com. Report-Betty Zirk

Chairman Zirk informed all that there were 261 riders, 81 riders being from Rutland Township. Chairman Zirk commented on keeping effective the Intergovernmental Agreement with the Village of Huntley in regards to transportation. See Agenda item #13.

Supervisor Moore stated that she would take the aforementioned under advisement.

g. Transportation Com. Report-Betty Zirk, Dan Ziller, Jr.

See Agenda item #13.

g. Trustee's Reports

Trustee LaPorta referenced the following document in the amended board packet:

Memorandum dated May 19, 2009-J.A. Ketchmark, Ltd.

Trustee LaPorta deferred to Assessor Ottley for comment. Assessor Ottley stated that the change in tax rate is determined by the County Clerk and not the Board of Trustees or Supervisor. Additionally, present budget within guidelines and any increase in tax cap not from Board.

Supervisor Moore stated that the memorandum was for informational purposes only.

Trustee McMahon commented on hiring of employees not being posted as an equal opportunity.

Supervisor Moore commented on Trustee Zirk's item on agenda and suggested anyone could ask to put items on the agenda.

Trustee Murphy inquired about the public notice of June 25, 2009. Clerk Frigo explained she was not aware of such.

The record shall reflect that the Board concurred as to being notified by mail of all meetings. Supervisor Moore agreed.

29. Old and New Business

There was no Old/New Business.

30. Closed Session (If needed)

There was no Executive Session.

31. Public Comments

John Rossi made public comments.

32. Adjournment

Supervisor Moore called for a motion to adjourn.

Trustee McMahon suggested all board packets be the same.

Motion made: Supervisor Moore
Second to motion: Trustee Murphy
All ayes: Show of hands.

The meeting was adjourned at 10:03 pm.

Respectfully submitted by,

Dina M. Frigo
Township Clerk