Minutes –Board of Town Trustees

STATE OF ILLINOIS, }
McHenry County, } **ss.**
Township of Nunda, }

THE BOARD OF TOWN TRUSTEES met at the Nunda Township Town Hall, 3510 Bay Road, Crystal Lake, Illinois, on **August 14th, 2012.**

PRESENT:

John Heisler	Supervisor
Joni Smith	Town Trustee
Tom Palmer	Town Trustee
Jim Schlader	Town Trustee
Lee Jennings	Town Trustee

Mr. John Heisler, Chairman, called the meeting to order at 7:00 P.M. Bridgett Provenzano, Township Clerk, recorded the following official business.

The Pledge of Allegiance to the Flag was recited. Roll call was answered by Trustees Palmer, Smith, Schlader, Jennings and Supervisor Heisler. Also present was Township Assessor Dennis Jagla, Township Attorney Jim Militello, staff and members of the public.

Township Audit – Supervisor Heisler introduced Matt Dobrowski of Dam, Snell & Taveirne, Ltd to present the Audit from fiscal year 2011. He presented the audit he did and gave a summary to the board. He mentioned they included a disclaimer in the opinion as lack of information regarding the Forensic Audit continues. When asked why the audit was late, Matt replied they were waiting for the completion of the forensic audit. The Supervisor didn't sign the representation letter which attests to the records supplied to the auditor. Trustee Smith asked if it was an estimate. Matt said it is as complete as it could be. He also said the Road District Credit Card statements were not made available for the audit after asking for them. Trustee Palmer asked about any adjustments. Matt said nothing inconsistent with previous years. Trustee Schlader asked about deficiencies. Heisler shared what is being done and which are finished. Trustee Schlader wants to see the statements from the Road District Credit card.

Minutes – Motion to approve the Regular Board Meeting minutes from July made by Trustee Jennings, seconded by Trustee Schlader.

Voice Vote, all ayes, motion carries.

Claims and Additional Bills (Road District) –A motion was made by Trustee Palmer and seconded by Trustee Jennings to approve claims of the Highway Commissioner for audit and payment as presented. The following is a summary of the bills presented.

Total Road Claims presented.....$101,128.73

Road District payroll	**August, 2012**
Permanent Hard Road Fund	$61,584.22
R.D.Social Security Fund	4,292.84
R.D. IMRF fund	5,648.96

Road & Bridge Additional Bills

1.	Airgas North Central	$151.45
2.	Eagle Flags & Flagpoles	$1,500.00
3.	JRM Dist. LLC	$997.96
4.	Matuszewich, Kelly & McKeever	$2,377.75
5.	Miller Verchota, Inc.	$180.00
6.	Nunda Township	$147.98
7.	Trans Chicago Group	$280.33
	ROAD AND BRIDGE GRAND TOTAL	**$5,635.47**

Trustee Palmer asked about the financial report for the Road District. Supervisor Heisler explained he needed the bill of sale and the loan document to do the financials. Donna Kopsell said he didn't need it. John said he did and Donna said she won't give it to him.

Roll Call Vote, Heisler, Smith and Schlader nay, Palmer and Jennings aye, motion fails.

Claims and Additional Bills (Town Fund) – A motion was made by Trustee Schlader and seconded by Trustee Jennings to approve claims of the Supervisor for audit and payment as presented. The following is a summary of the bills presented.

Total Town Fund Claims presented.....$24,571.02

Town fund payroll	**August, 2012**
Town Fund	$57,720.38

General Assistance Fund		$0.00

Additional Bills
Town Fund

1.	Bjorkman's Ace	$26.54
2.	Carl's Gas Stop	$460.00
3.	Charles Reed Inc.	$396.22
4.	Harris, N.A.	$468.59
5.	MDC Environmental Services	$69.38
6.	Militello & Associates	$1,718.75
7.	NJS Enterprises, Inc.	$3,533.50
8.	Northwest Herald	$94.50
9.	Nunda Township Road & Bridge	$1,092.82
10.	Office Depot	$69.99
11.	Postmaster	$88.00
12.	Stan's Financial Service	$193.00
13.	Water One	$89.75
	TOWN FUND GRAND TOTAL	**$8,301.04**

Trustee Jennings asked about the bill for Prime Law group. Heisler explained this was the firm we needed to hire to litigate for the Township. Trustee Palmer mentioned that attorney fees for the town are at 112% of budget.

Roll Call Vote, All Nays, Motion Fails.

Resolution #08-14-12-01 – motion to approve Resolution # 08-14-12-01 authorizing a grant application to the McHenry County Senior Services Grant Fund made by Trustee Jennings, seconded by Trustee Smith.

Roll Call Vote, all ayes, motion carries.

Resolution #08-14-12-02 – for Prime Law Group, LLC and Attorney James G. Militello III to be appointed to represent Nunda Township in litigation matters. Motion to approve resolution 08-14-12-02 made by trustee Schlader, seconded by Trustee Smith.

Trustee Schlader asked if it was appropriate to hire family. Jim Militello explained that he does not do litigation and would hire Prime Law group because of their qualifications and nothing else.

Roll Call Vote, all ayes except Jennings and Palmer, nays, motion carries.

Reports:

Clerk Provenzano – reported she will be working on the upcoming Consolidated election by having petitions available here at the Supervisors office for people interested in running for office.

Trustee Palmer – asked about progress on this year's audit. Wanted to know why John blocked his agenda item, which was a motion to resolve litigation. Heisler replied it was his prerogative.

Trustee Schlader – reported that the Village of Prairie Grove has posted a no burning policy because of the dry conditions.

Assessor Jagla – reported that they closed the books this week and have sent them to the Supervisor of Assessments. He also told the board that he didn't understand why they were not paying any bills and why didn't they just pull the ones they objected too. He told them he had vendors that needed to be paid on time, because they have payrolls to meet. He said he would have the vendors call the trustees to see why they weren't paying the bills.

Trustee Jennings asked if they could reconsider the motion to approve the bills and was told he could.

Motion to reconsider the bills made by Trustee Jennings, seconded by Trustee Schlader.

Voice Vote, all ayes, motion carries.

Motion to approve the Road District Bills except the legal bills made by Trustee Palmer, seconded by Trustee Schlader.

Roll Call Vote, all ayes, motion carries.

Motion to approve the Road District Legal Bills made by Trustee Jennings, Seconded by Trustee Schlader.

Roll Call Vote, Palmer and Jennings aye, Schlader, Smith and Heisler nay. Motion fails.

Motion to approve the Assessor bills signed by the Assessor's office and Assessor Jagla made by Trustee Jennings, seconded by Trustee Smith.

Roll Call Vote, all ayes, motion carries.

Motion to approve the Town bills, exclusive of the Assessor's bills and exclusive of the Town legal bill and exclusive of the bill for Mr.Kopsell's Insurance made by Trustee Jennings, seconded by Trustee Palmer.

Roll Call Vote, all ayes, motion carries.

Motion to approve the Town Fund Legal Bills made by Trustee Jennings, seconded by Trustee Schlader.

Roll Call Vote, Schlader and Heisler, aye, Smith, Jennings and Palmer nay. Motion

fails.

Motion to approve bill for Don's Insurance to be paid by the Town Fund made by Trustee Jennings, seconded by Trustee Schlader.

Trustee Palmer asked if it is budgeted to come out of the Town Fund. Heisler said no, it isn't in the Town Budget. Trustee Smith asked who holds the policy. Heisler explained the Highway department has a separate policy from the town. Donna Kopsell explained she wanted the Town Fund to pay for Don's portion of his policy. Trustee Smith asked Mr. Militello if we would have to amend the budget, Militello said they should.

Roll Call Vote, all nays, Motion fails.

Supervisor Heisler – reported that the Comptroller's office was wondering why the Annual report wasn't filed. Also, salaries for the next elected officials needs to be set soon. He asked Trustee Schlader to put together a draft report on salaries for next month's meeting. He also reported he had published the people in the Township earning over 75K of total compensation on the website as required. And finally, he said that the office have received a FOIA request for salaries for elected official, including all benefits from the Daily Herald.

New Business – none.

Old Business – none.

Motion to move Public Comment to before executive session made by Trustee Jennings, seconded by Trustee Palmer.

Voice vote all ayes, motion carries.

Public Comment – County Board Member Nick Provenzano reported that Representative Jack Franks has filed a petition for a Referendum to change County Government to an Executive form of Government with the Circuit Clerk. He also reported that the County Board is considering two advisory referendums and explained each to the group.

Motion to go into Executive Session for the purpose of discussing litigation made by Trustee Schlader, seconded by Trustee Jennings.

Voice Vote all ayes, motion carries.

The board went into Executive Session at 8:46 P.M.

Motion to go back into open session at 9:25 P.M. made by Trustee Schlader, seconded by Trustee Jennings.

Voice Vote, all ayes, motion carries.

Adjournment:
A motion was made by Trustee Schlader, seconded by Trustee Palmer, to adjourn.

Motion carried on a unanimous voice vote.

The meeting was adjourned at 9:26 P.M.

Respectfully submitted,

Bridgett Provenzano, Township Clerk