

City of Troy
City Council Meeting
January 7, 2019

A. Call To order:

The meeting was held in the Council Chambers in the City Municipal Building, 116 East Market Street, Troy, Illinois, 62294 and was called to order By Mayor Allen Adomite at 7:30 p.m. They were lead in the pledge of allegiance by Alderman Sam Italiano.

B. Roll Call in Alphabetical Order

Present: Sam Italiano, Dan Jackson, Bonnie Levo, Doug Partney, Matt Thompson, Troy Turner and Jeff Zarzecki. Absent: Nathan Henderson **Other Officials Present:** Mayor Allen Adomite, City Administrator Jeff Soland, City Attorney Fred Keck, City Engineer Tom Cissell, Building and Zoning Administrative Coordinator Linda Taake, Public Works Director Rob Hancock, Police Chief Brad Parsons and Deputy Clerk Heather Klueter.

C. Agenda Item

1. Approval of council meeting minutes from December 17,2018
2. **Motion:** To Approve the December 17, 2018 City Council Minutes, as Presented. **Moved by Italiano Second by Thompson Vote:** motion passed (summary: Aye = 7, Nay = 0, Absent = 1) **Aye:** Jackson, Levo, Partney, Thompson, Turner, Zarzecki. **Absent:** Henderson.

D. Communication by Clerk: none

E. Citizen Participation, limited to three (3) minutes per Person.

1. Nina Lindhorst

She was a representative for the YMCA. She was there with information of upcoming event. They were trying to let people know all that the YMCA offered. She said most Community know the YMCA for gym and swim. She wanted to let everyone know that they are trying to educate communities on all the things the YMCA has to offer.

2. Dawn Mushill

Dawn stated that she was with the local chamber of commerce. She was giving an update of upcoming events in the area. They have decided on all the summer movies she listed the movies and dates. She let everyone know that this is a completely free event and it is funded by tourism. She also spoke about the fall chamber event and the other networking events that would be coming up. The events are all listed in the tourism booklet that she passed out. She spoke about all the billboards they now have up in the area.

3. Regina Hendrickson

Mrs. Henderickson stated that she was speaking in regards to the agenda item appointing City Clerk and the Mayor's Conditional Resignation. She did not know how the agenda would play out and if there would be voting on these items. She

passed out some information regarding these items. The information was the dates in which the former clerk resigned and when her resignation went into effect. She stated she had spoken with the county and the state board of election they were very shocked that the city clerk position was not on the ballot. She said she has found out that day that even if there is an appointment there is still the opportunity for someone to file an intent to run. She stated that she did not know all the legalities but thought they should be addressed since the clerk was out of the office 136 days prior to filing of the petitions. She asked that there be no action taken at this time, and that the council looks into this further. This would give an interested party in the community a chance to run. She spoke about ethics and how it plays a role in leading the community. She spoke about the council members realizing the authority that they have in their hands with the votes they make. She felt that the clerk position should not be voted on tonight and this position should be opened up to the community as a whole. She read about what it is to be an ethical leader. She brought up that she thought that the council needed a code of conduct but the council disagreed. She said she would talk further on these topics at the meeting progressed. Mayor Adomite wanted them to discuss it now. He asked what statute she was citing. Mayor Adomite pointed out that there was an assistant state attorney in the audience. There was a great deal of further discussion in regards to different statutes. Mayor Adomite brought up on the screen the statute he referenced. Mayor Adomite brought up the town of Edwardsville and how they are in a similar situation and did not put their city clerk on the ballot. There was further discussion between Mrs. Hendrickson and Mayor Adomite on the state statute regarding the city clerk position not being on the ballot and it being appointed. He asked for some insight from the assistant state's attorney on the matter. The discussion went on to talk about how certain words in the statute could be interpreted. Mayor Adomite and the assistant state's attorney also had a discussion on how the word shall is interpreted in the state statute. The assistant state's attorney spoke about the fact that just because something is legal does not always mean it is ethically the right thing to do or the right decision to make. The assistant state's attorney also felt that the populous was not notified enough in advance to educate themselves on these topics. He talked about the line item conditional resignation. Mayor Adomite said he was happy to speak on that also and read the state statute regarding that item. The assistant state's attorney asked if the statute was, listen in the agenda so the citizens would know where to reference if they wanted to get more information about conditional resignation. The Mayor stated that it is available online at all times through the state of IL. Mrs. Hendrickson asked a question regarding the clerk's resignation and if it was conditional. The Mayor stated that it was not conditional. Mrs. Hendrickson then asked if the agenda would precede as planned and as it was, listen. Mayor then stated it would proceed as listed on the agenda. Mrs. Hendrickson then accounted different instances where she said the agenda had been changed. She also spoke about ethics again. She brought forth events that

she felt where unethical while she was serving on council regarding some driveways being repaired. She said she would gladly bring more evidence forward regarding this issue. She felt whether it was a mistake or an oversight she did not think it was right to state that a meeting was held regarding this topic where she was said to approve money she did not approve to be spent. She also discussed how the bidding process was handled. Mrs. Hendrickson then discussed when and how the driveways were replaced. She also spoke about the pictures she took during the replacement. She spoke about products used in the replacement and how the whole process was handled. Mrs. Hendrickson explained that council members can say no as easily as they say yes and should not be ridiculed when they ask questions. Mrs. Hendrickson addressed the council about how powerful their votes are. She also stated that she voluntarily left her council seat after 9 years because she was not in agreement with the decisions being made. Mrs. Hendrickson said in her closing statements that she wished we would leave the city clerk position open to the public. Mr. Italiano asked the question if the driveways were repaired because of the sinking and settling of the sewer line. Mrs. Hendrickson said that was not the reason. Mrs. Hendrickson and Aldermen Jackson then discussed the replacement of the driveway at her home. Mrs. Hendrickson then explained the sequence of events that took place and that she replaced her driveway herself. Mrs. Hendrickson ended with stating that it is all about ethics.

4. Deanne Byrne-Scott

Spoke about how she did not feel that this was ethical. She pointed out the fact that citizens were trying to tell the mayor this was not right and he was not listening. She said that the deputy clerk had been filling in and was all but promised the position. She stated that the mayor was voted in to be the city's mayor and if he no longer wanted to be mayor, he should step down. She spoke about how she felt the clerk's job should be a part-time position. Mrs. Byrne-Scott said that the mayor was bettering himself by taking this position. Mayor Adomite talked about his qualifications for the job. Mrs. Byrne-Scott ended with hopes that her opinion was respected and considered.

Mayor Adomite spoke briefly, about what it was like to sit in his chair. He then said that he would be pulling the appointment of city clerk and his conditional resignation from the ballot. Mayor Adomite spoke about the research they did into the statute. He felt as if the City had done there due diligence. He spoke about how he would be doing some more research on how other cities have handled similar situations.

F. Mayor Comments

Mayor Adomite stated he would be pulling item one(1) and two(2) under Mayor Comments. Aldermen Italiano questioned if there needed to be a vote on that. The Mayor stated that it did not need to be voted on.

G. City Administrator and City Attorney

1. City Administrator: none
2. City Attorney: none

H. Consent Agenda

I. Administrative and Community Services Committee Report

1. Planning commission Meeting – Thursday, January 10, 2019
2. Building and Zoning Administrator Report-None

J. Finance and Economic Development Committee Report

1. City Treasurer Report

Alderman Jackson Spoke about the article in the times tribune regarding the tax levy. He cited that in the article it said that under truth number two it stated that every taxing district does the same and levy's the most they can in every fund. He said this is not true for the city of troy. He listed some instances where the city could levy twenty-five cense on the dollar and they do not. He spoke about how the city only levy is for what they need not what they can. Treasure David Roady agreed by stating Alderman Jackson was correct.

K. Law enforcement and Emergency Services Committee Report.

1. Chief of Police Report: none

L. Public works Committee Report.

1. City Engineer Report

Alderman Zarzecki turned it over to Mr. Cissell for his report. He spoke about the status up projects going on around the city. He spoke about Taylor lake project nearing completion and old homestead.

2. Public Works Schedule and Reports

Alderman Zarzecki Asked if there were any line items that anyone would like to remove or talk about. There was none so he passed the floor to Mr. Hancock.

3. Director of Public Works Report

Public Works Director Rob Hancock updated the council on the Hydraulic pump Leak at the plant and Said they are moving forward to get it fixed and it will be about a two week process. Alderman Zarzecki asked if there were any questions for Mr. Hancock. There was none.

M. Reports of Special Committees (as needed)

N. Ordinances and Resolutions Called by the Clerk, with Citizen Participation.

O. Closed Session (as needed)

1. Closed Session – 5 ILCS 120/2 (c)3 – Section of a person to fill a public office

P. Adjournment:

Motion: To Adjourn **Moved by** Jackson; **Seconded by** Levo **Vote:** motion carried by roll call vote (summary: Aye=7). **Aye:** Italiano, Jackson, Levo, Partney, Thompson, Turner and Zarzecki. **Absent:** Henderson

A handwritten signature in cursive script, appearing to read "Heather Klueter", written over a horizontal line.

Heather Klueter
Deputy Clerk