

**Rantoul Village Board of Trustees
Regular Board Meeting
January 10, 2012**

Order of Business

Board Packet Page(s)

1. Call to Order – Mayor Williams

Invocation
Pledge of Allegiance
Roll Call

2. Approval of Agenda

3. Public Participation

Citizens wishing to address the Village Board with respect to any pending item of business listed upon the agenda or any matter not appearing on the agenda are asked to complete a public participation form and submit it to the Village Clerk prior to the meeting. Public comments will be limited to three minutes for each speaker.

4. Administrator Report

Section A – Consent Agenda

5. Approval of Consent Agenda by Omnibus Vote

All items under the Consent Agenda are considered to be routine in nature and will be enacted by a single motion and subsequent roll call vote. There will be no separate discussion of these items unless a Village Board member so requests, in which event the item will be removed from the Consent Agenda and considered as the first item after approval of the Consent Agenda.

- (A) Approve Minutes of: Regular Study Session of December 6, 2011, Regular Board Meeting of December 13, 2011 and the Special Board Meeting of December 15, 2011
- (B) Approve Bills and Monthly Financial Reports
- (C) Purchase of 19 carbon wrap air pack tanks from MES Global Fire Equipment Company - \$11,457.00 1-2

6. Approval of Any Items Removed from Consent Agenda

Section B – Consideration of Bids, Contracts & Other Expenditures

- 7. Motion to authorize the purchase of a 1000 kvs 13.8kv 277/480v pad mount transformer from Fletcher-Reinhardt Company - \$15,188.00 3-8
- 8. Motion to approve and award contract to Burns and McDonnell to provide construction engineering services for the Murray Road Project - \$178,767.00 9-10

Section C – Consideration of Ordinances & Resolutions

9. Motion to pass Ordinance No. 2283, AN ORDINANCE AMENDING SECTION 1-23 OF THE CODE OF ORDINANCES, VILLAGE OF RANTOUL, ILLINOIS 11-14

Section D – Closed Session

10. Motion to enter into Closed Session pursuant to 5 ILCS 120/2 C 21, for the purpose of discussion of minutes of meetings lawfully closed under the Open Meetings Act, whether for the purpose of approval by the body of the minutes or semi-annual review of the minutes as mandated by Section 2.06

Section E – Items Requiring Action from Closed Session

11. Motion to pass Resolution No. 1-12-1017, A RESOLUTION DETERMINING WHETHER THE NEED FOR CONFIDENTIALITY STILL EXISTS OR IS NO LONGER REQUIRED AS TO ALL OR PART OF MINUTES OF ALL CONFIDENTIAL CLOSED MEETINGS 15-16

Section F – New Business

Discussion of any items of new business not listed upon the formal agenda. No formal action will be taken on these items during this proceeding.

Section G – Public Announcements

Section H – Adjournment

12. Motion to Adjourn

Statement Regarding Compliance with the Americans with Disabilities Act (ADA)

The Village of Rantoul wishes to ensure that its programs, services, and activities are accessible to individuals with disabilities. All Village Board meetings are wheelchair accessible. Persons who require an auxiliary aid or service for effective communication, or a modification of policies or procedures to participate in a program, service, or activity of the Village of Rantoul should contact the ADA Coordinator at (217) 892-6821. TTY users should dial 7-1-1 or call the Illinois Relay Center at 1-800-526-0844 (TTY) or 1-800-526-0857 (V). TTY users requiring Spanish language assistance should call 1-800-501-0864 (TTY).

We would appreciate advance notice of at least 48 hours for any requests to receive an agenda in an alternate format or other types of auxiliary aids and services.

ORDINANCE NO. 2283

**AN ORDINANCE
AMENDING SECTION 1-23 OF THE
CODE OF ORDINANCES, VILLAGE OF RANTOUL, ILLINOIS**

**VILLAGE OF RANTOUL
CHAMPAIGN COUNTY, ILLINOIS**

CERTIFICATE OF PUBLICATION

Published in pamphlet form this 10th day of January, 2012, by authority of the President and Board of Trustees of the Village of Rantoul, Champaign County, Illinois.

VILLAGE CLERK

ORDINANCE NO. 2283

**AN ORDINANCE
AMENDING SECTION 1-23 OF THE
CODE OF ORDINANCES, VILLAGE OF RANTOUL, ILLINOIS**

WHEREAS, the Supreme Court of the State of Illinois on December 7, 2011 promulgated new rules applicable to the prosecution, through the judicial system, of violations of ordinances passed pursuant to Section 1-21 of the Illinois Municipal code (65 ILCS 5/1-2-1) or home rule authority for which the penalty does not include the possibility of a jail term (the “**Supreme Court Rules**”)

WHEREAS, the President and Board of Trustees of the Village of Rantoul, Champaign County, Illinois now find it necessary and desirable to amend Section 1-23 of the Code of Ordinances, Village of Rantoul, Illinois, to conform with and be consistent with the Supreme Court Rules.

NOW, THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF RANTOUL, CHAMPAIGN COUNTY, ILLINOIS, as follows:

Section 1. Adoption. Section 1-23, entitled “General Penalty; continuing violations”, of the Code of Ordinances, Village of Rantoul, Illinois, as supplemented and amended, be and the same is hereby revised to provide as set forth in the title, headings and text thereof as attached hereto and hereby incorporated herein by this reference thereto.

Section 2. Effective Date. This Ordinance shall become effective following the passage, approval and publication as required by law.

Section 3. Conflict. All ordinances or parts of ordinances which are in conflict with the provisions of this Ordinance are, to the extent of such conflict, hereby superseded and repealed.

Section 4. Publication. The Village Clerk is hereby authorized and directed to cause this Ordinance to be published in pamphlet form.

This Ordinance is hereby passed, the “ayes” and “nays” being called, by the concurrence of a majority of the members of the Corporate Authorities then holding office at a regular meeting on the date set forth below.

PASSED this 10th day of January, 2012.

Village Clerk

APPROVED this 10th day of January, 2012.

Village President

Sec. 1-23. General penalty; continuing violations.

(a) In all cases where the same offense is made punishable or is created by different clauses or sections of this Code, the prosecuting officer may elect under which to proceed, but not more than one (1) recovery shall be had against the same person for the same offense; provided that the revocation of a license or permit or fine imposed in an administrative hearing shall not be considered a recovery or penalty so as to bar any other penalty being enforced.

(b) Whenever in this Code the doing of any act or the omission to do any act constitutes a violation of any section or provision of this Code, and such section or provision of this Code is listed in section 1-24, any person who shall be convicted of any such violation shall be fined not less than the minimum fine set forth in section 1-24 for that section or provision of this Code nor more than seven hundred fifty dollars (\$750.00) for each offense.

(c) Whenever in this Code the doing of any act or the omission to do any act constitutes a violation of any section or provision of this Code, and such section or provision of this Code violated in not listed in section 1-24 and there shall be no fine or penalty declared for such violation, any person who shall be convicted of any such violation shall be fined not less than one dollar (\$1.00) nor more than seven hundred fifty dollars (\$750.00) for each offense.

(d) In case of amendment of any section of this Code containing the provisions for which a penalty is provided in another section, the penalty so provided in such other section shall relate to the section so amended or the amending section, whether re-enacted in the amendatory ordinance or not, unless such penalty is specifically repealed therein.

(e) Whenever a finding of guilty is made by the court or a plea of guilty is entered by a defendant, the court may, in lieu of imposing a fine, impose a sentence to complete public service work. Based upon the amount of the fine that would otherwise be applicable, there shall be allowed a credit of ten dollars (\$10.00) for each completed hour of public service work to be applied to such fine.

(f) Whenever a finding of guilty is entered by the court or a plea of guilty is entered by a defendant, the court may, in addition to a fine imposed, enter an order to pay restitution with restitution to be in an amount not to exceed actual out-of-pocket expenses or loss approximately caused by the conduct of the defendant. The court shall determine the amount and conditions of payments.

(g) Whenever a finding of guilty is made by the court or a plea of guilty is entered by a defendant, the court may impose a sentence of conditional discharge or of supervision, and the incidents and conditions thereof shall be as specified in the Unified Code of Corrections of the State of Illinois (730 ILCS 5/1-1-1 et seq.), as now or hereafter amended. The provisions as to employment, compensation, liability and any other provision contained in such Unified Code of Corrections shall also apply.

(h) Whenever the court finds any person guilty of failing to pay a fine assessed for violation of a municipal ordinance, and such person is subsequently incarcerated for contempt of court based on such failure, there shall be allowed a credit of twenty dollars (\$20.00) for each day of incarceration to be applied to that person's outstanding fine.

(i) A separate offense shall be deemed committed on each day during or on which a violation of this Code occurs or continues.

(j) No provision of this Code designating the duties of any officer or employee shall be construed as to make such officer or employee liable for any fine or penalty provided in this Code for a failure to perform such duty, unless the intention of the president and board of trustees to impose such a fine or penalty on such officer or employee is specifically and clearly expressed in the section creating such duty.

RESOLUTION NO. 1-12-1117

**A RESOLUTION
DETERMINING WHETHER THE NEED FOR
CONFIDENTIALITY STILL EXISTS OR IS NO LONGER REQUIRED
AS TO ALL OR PART OF MINUTES OF ALL CONFIDENTIAL CLOSED MEETINGS**

WHEREAS, Section 2.06 of the Open Meetings Act (5 ILCS 120/2.06) requires each public body to periodically, but no less frequently than semi-annually, to meet to review minutes of all closed meetings and to make a determination, reported in open session, that (1) the need for confidentiality still exists as to all or part of those minutes or (2) that the minutes or portions thereof no longer require confidential treatment and are available for public inspection; and

WHEREAS, the President and Board of Trustees (the “**Corporate Authorities**”) of the Village of Rantoul, Champaign County, Illinois (the “**Village**”) have met to review the minutes which remain confidential as of the date hereof of all closed meetings as detailed on the attached list (the “**Confidential Closed Meeting Minutes**”) in order to make such determination.

NOW THEREFORE, BE IT RESOLVED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF RANTOUL, CHAMPAIGN COUNTY, ILLINOIS, as follows:

Section 1. That the Corporate Authorities of the Village hereby expressly find and determine that: (1) confidentiality still exists in connection with those Confidential Closed Meeting Minutes designated by an “X” in the column under the heading “Confidentiality Still Exists”, and (2) confidential treatment is no longer required in connection with those Confidential Closed Meeting Minutes designated by an “X” in the column “To Be Made Available” in that it is no longer necessary to protect the public interest or the privacy of an individual by keeping them confidential.

Section 2. That the Village Clerk shall make those Confidential Closed Meeting Minutes so designated by an “X” in the column “To Be Made Available”, if any, available for public inspection.

This Resolution is hereby passed, the “ayes” and “nays” being called, by the concurrence of a majority of the members of the Corporate Authorities then holding office at a meeting on the date set forth below.

PASSED this 10th day of January, 2012.

Village Clerk

APPROVED this 10th day of January, 2012.

Village President

CLOSED MEETINGS
January 5, 2012

<u>Tape #</u>	<u>Date</u>	<u>Subject</u>	<u>Confidentiality Still Exists</u>	<u>To Be Made Available</u>
602	July 1, 2008	Purchase of Property	X	
606	July 15, 2008	Personnel	X	
611	Aug. 12, 2008	Personnel	X	
617	Sept. 9, 2009	Collective Bargaining	X	
619	Oct. 7, 2008	Collective Bargaining	X	
625	Dec. 2, 2008	Collective Bargaining	X	
657	Nov. 3, 2009	Personnel & Collective Bargaining	X	
671	March 2, 2010	Personnel	X	
676	April 6, 2010	Collective Bargaining	X	
689	Aug. 17, 2010	Collective Bargaining	X	
696	Oct. 12, 2010	Collective Bargaining	X	
700	Nov. 9, 2010	Personnel & Collective Bargaining	X	
719	June 7, 2011	Collective Bargaining	X	
723	July 12, 2011	Review of Closed Minutes		X
730	Sept. 6, 2011	Personnel	X	

X Confidentially Still Exists