

Minutes of the Oswego Township

REGULAR MEETING

November 10, 2020

Approved 12-8-20

The meeting of the Oswego Township was called to order at 6:30 P.M by Supervisor Brian LeClercq. The meeting was held at 99 Boulder Hill Pass, Montgomery, Illinois. During this time of Covid-19 the meeting had to allow for social distancing and the meeting was available to attend online through Zoom. The pledge of allegiance to the U.S flag was given by all in attendance.

Township officials in attendance in person were: Supervisor Brian LeClercq, Trustee in person was Diane Selmer. Clerk Ken Holmstrom, Donna Stanley, Rob Delong and Shawn Flaherty were present in person. Trustees Bidegain, Jacobsen and Small attended via Zoom. Assessor Hauser and Deputy Sheriff Kalius were present via Zoom. Three residents were present via Zoom and one in person.

Supervisor LeClercq stated that this is the first meeting that a quorum was not present in person. The Township is allowed to hold a legal meeting because of government order by Governor Pritzker. Attorney Flaherty added that all motions will need to be approved by a roll call vote.

Highway Commissioner Rogerson was absent from this meeting.

Supervisor LeClercq opened up public comment session:

Kenneth Pyle spoke on steps on his Daughter-in-law's property that did not have a railing and are unsafe for his granddaughter. His written comments are attached to these minutes. No one else wished to speak, so Supervisor LeClercq closed public comment.

Supervisor LeClercq presented the following bills for approval:

General Road Fund	\$	28,980.93
Permanent Road Fund	\$	32,956.33
Building & Equipment	\$	<u>7,821.69</u>
Total Road Fund	\$	69,758.95
General Town Fund	\$	9,699.19

Supervisor LeClercq asked for a motion to approve. Motion to approve the bills made by Trustee Selmer, second by Trustee Jacobsen. A roll call vote was held by Clerk Holmstrom. Trustee Bidegain, Jacobsen, Selmer, Small and Supervisor LeClercq voted yes. Motion passed.

Supervisor LeClercq asked for approval of the October 13, 2020 meeting minutes. Motion by Trustee Selmer to approve the minutes. Second by Trustee Bidegain. Trustees Bidegain, Selmer, Small and Supervisor LeClercq voted to approve the minutes of 10-13-2020 as reported. Trustee Jacobsen abstained. Motion carried.

Trustee Initiative:

Trustee Bidegain – No Report

Trustee Jacobsen – No report

Trustee Selmer – No report

Trustee Small – Discussed solar panels and asked if someone could look into this.

Supervisor LeClercq gave the Senior Center report.

Deputy Sheriff Kailus gave his report via zoom. A copy of same is attached to these minutes.

Highway Commissioner Rogerson's report was in the Board packet for review. And is attached to these minutes. Supervisor LeClercq reviewed the report.

Assessor's report – Gave an update on the 2020 hearings.

Ordinance Officer Report – Ordinance Officer DeLong reported on the ordinance violations for October and gave a COVID-19 update for the county. A copy of this report will be attached to these minutes.

Supervisor Report –

- Supervisor LeClercq reported that Donna Stanley applied for two covid grants; each for \$20,000. We did receive the first grant for \$20,316. The second request is pending.

Old Business: Supervisor LeClercq asked for approval of the Special Town Meeting agenda. Trustee Jacobsen motioned to approve the agenda, second by Trustee Small. Roll call vote Trustee's Bidegain, Jacobsen, Selmer, Small and Supervisor LeClercq vote to approve. Motion carried.

New Business: Discussion and vote on Resolution 2020-08 to declare a surplus of Township Funds in the amount of \$740,000; contingent on the sale of the 84 Templeton building. Motion to approve by Trustee Jacobsen, second by Trustee Small. Role call vote: Trustee's Bidegain, Jacobsen, Selmer, Small and Supervisor LeClercq voted in favor. Motion passed.

Supervisor LeClercq opened a preliminary discussion on the upcoming Levy.

There being no further business to discuss, Trustee Jacobsen motioned to adjourn, second by Trustee Selmer. Roll call vote; Trustee's Bidegain, Jacobsen, Selmer, Small and Supervisor LeClercq voted to adjourn. Meeting adjourned at 6:50PM.

Respectfully submitted by:



Kenneth Holmstrom, Township Clerk

# Oswego Township Meeting

11/10/2020

## Aurora Man Charged with Multiple Felonies

Kendall County, IL (October 29, 2020, 12:35 PM)

A man is in custody today following a rash of car burglaries in Oswego and Bristol Townships. Thirty-six-year-old Edgar Aguirre, of the 700 blk of Benton St in Aurora, is facing multiple felony charges including unlawful possession of a weapon by a felon (class 2 felony), four counts of burglary from a motor vehicle (each a class 3 felony), and theft over \$500 (class 3 felony).

On October 27, 2020, at approximately 4:05 am, Kendall County Sheriff's Deputies responded to a report of a subject seen entering a car parked in the driveway of a residence in the 0-99 block of Hickory Lane in Oswego Township. The Sheriff's Office received several additional reports of similar activity throughout the early morning hours and a description of the offender was obtained based on video. Aguirre was observed by a deputy walking in the area and appeared consistent with the description that had been provided. Contact was made with Aguirre and he agreed to speak further with deputies and was transported to the Sheriff's Office. As a result of the investigation, the Kendall County State's Attorney's Office authorized the charges listed above.

Aguirre is currently being held at the Kendall County Jail and is awaiting a bond hearing later today.

Anyone with additional information relating to this investigation is asked to contact the Sheriff's Office at [detectives@co.kendall.il.us](mailto:detectives@co.kendall.il.us) or to remain anonymous you can contact the Kendall County Crime Stoppers at 630-553-5999.

\*\*The public is reminded that criminal defendants are presumed innocent until the government is able to prove its charges in court beyond a reasonable doubt.\*\*

## #National Cybersecurity Awareness Month

Now more than ever, consumers spend increasing amounts of time on the Internet. With every social media account you sign up for, every picture you post, and status you update, you are sharing information about yourself with the world. How can you be proactive and "Do Your Part. #BeCyberSmart"?

Take these simple steps to connect with confidence and safely navigate the social media world:

☑ Shake up your password protocol - Change your device's factory security settings from the default password. According to NIST guidance, you should consider using the longest password or passphrase permissible. Get creative and create a unique password for your IoT devices.

☑ Keep tabs on your apps - Many connected appliances, toys, and devices are supported by a mobile application. Your mobile device could be filled with apps running in the background or using default permissions you never realized you approved—gathering your personal information without your knowledge while also putting your identity and privacy at risk. Check your app permissions and learn to just say "no" to privilege requests that don't make sense. Only download apps from trusted vendors and sources!

Where did you grow up: STOP

Favorite color: GIVING

First pet's name: PEOPLE

Street you grew up on: YOUR

Favorite Childs Name: PERSONAL

Favorite sports team: INFO

High school mascot: TO

Favorite food: GUESS

What was your first car: YOUR

Moms name before she married: PASSWORD

First job: AND

Favorite band: SECURITY

Favorite food: QUESTIONS

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## Multi-Jurisdictional Sex Offender Verification Checks

Kendall County, IL (October 23, 2020, 12:15 PM)

On October 21, 2020, the Kendall County Sheriff's Office hosted a multi-jurisdictional police initiative to check compliance on all registered sex offenders and registered violent offenders against youth residing in Kendall County. Investigators from 5 police agencies worked together to conduct compliance checks on 68 offenders. As a result of these checks, investigators identified 6 offenders that were possibly in violation of the Sex Offender Registration Act or the Violent Offender Against Youth Registration Act, and criminal investigations into these allegations are being conducted.

The police agencies involved in this initiative are the Yorkville Police Department, Plano Police Department, Plainfield Police Department, Kendall County Sheriff's Office, and the United States Marshals Service.

Sheriff Dwight Baird stated, "The Kendall County Sheriff's Office is committed to the safety and security of our citizens. To meet this obligation, we will continue to conduct regular compliance checks on sex offenders and violent offenders to ensure they comply with their requirements to accurately register with law enforcement. We are fortunate to have a great working relationship with local and federal law enforcement agencies, which maximizes the effectiveness of these efforts. The Sheriff's Office will continue to work in cooperation with all police agencies in and around Kendall County to take proactive steps toward reducing crime and maintaining the high quality of life that our community offers."

## Unemployment Scam

If you receive a letter and/or debit card from the Illinois Department of Employment Security without filing with the IDES residents are encouraged to:

1) Monitor your credit (visit <http://www.annualcreditreport.com>)

Why do we recommend [www.annualcreditreport.com](http://www.annualcreditreport.com)? You are entitled to one free credit report (not score) a year from each of the three services: Equifax, Experian, and Transunion a year. If you prefer the phone, the number to call for your annual credit report is 1-877-322-8228. You can also place an alert on your credit or even a freeze.

2) Notify IDES via [https://www2.illinois.gov/ides/Pages/Contact-IDES\\_Form.aspx](https://www2.illinois.gov/ides/Pages/Contact-IDES_Form.aspx)

3) Notify the Federal Trade Commission via [reportfraud.ftc.gov/#/](http://reportfraud.ftc.gov/#/)

4) File a police report ONLY IF your identity has been stolen.

If you have been the victim of identity theft you should also file a report at <https://identitytheft.gov/>

Make sure you review your credit report carefully for anything unusual or credit cards you did not open. If you find you are a victim of identity theft, make sure you file a police report with your local police.

Once you have done all of the above, destroy the card by cutting or shredding.

## KCSO Activity from 10/1/2020 to 10/31/2020

**355 Calls for Service**

**64 Traffic Stops**

**50 Civil Process Attempt**

## Highway Commissioners Report 11/10/2020.

- Builders Asphalt has completed our work on Winrock and in Fall Creek Circle with our ADA improvement's and new roads. The job went well with no issues. We are approximately 40% complete with our ADA program.
- Busted Knuckles has been busy again for us throughout our Township still working on our scheduled trimming.
- Our crew has been busy with tree trimming along our right of ways and leaf pickup. They are working on our leaf program and completed our last brush pickup for the season. We are prepped and ready for snow.
- Our Salt Bid has finally been completed and we have good news. We are locked into \$44.47 a ton for the next 2 years. Down from \$97.93 last year.
- Mark Gilmore had asked us if we could help him with the raising of the flag pole at the Main Street Cemetery. So, we again were happy to help with this project.
- I had spent time with Sean Richardson from TOIRMA that helped them understand OTWPRD better as well as helping overall our insurance provider. See Attached.
- Lastly, more good news...The Oswego Township was named in a law suit from a woman that was unfortunately hit by a train near Hide-A-Way Lakes. Attorney, Mr. Jay Judge working for TOIRMA, Oswego Township and the Road District have worked hard to get us dismissed from this case. See attached.
- Please check our website at [oswegotownship.com](http://oswegotownship.com) for updates.



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[www.toirma.org](http://www.toirma.org)  
[www.ccmssi.com](http://www.ccmssi.com)

October 16, 2020

Bob Rogerson, Highway Commissioner  
Oswego Township  
1150 State Route 25  
Oswego, IL 60543

Dear Bob:

The time you were able to spend with me during my visit on October 7, 2020 was greatly appreciated. It was great to see you again. The purpose of the meeting was to discuss the various components of the Township Officials of Illinois Risk Management Association Program (TOIRMA). A review was made of the TOIRMA coverages and control sheets. Updated control sheets will be sent under separate cover.

If you think of any other changes, please contact Beth at (217) 444-1139 or Danielle at (217) 444-1204.

The payment of claims and defense are the greatest costs of the TOIRMA Program. As we study the circumstances involved in each claim, it becomes apparent that most claims are preventable. Each TOIRMA member is urged to continue their efforts to prevent claims. This will enable the program to continue offering exceptional coverage at an affordable rate. TOIRMA appreciates Oswego participation in the program. Remember, this program is owned and operated by the participating townships and road districts. By controlling losses you are also helping to control future costs.

Again, thank you for your time. Any time I can be of assistance, please feel free to call me at (217) 274-1907 or email me at [sean.richardson@ccmssi.com](mailto:sean.richardson@ccmssi.com).

Sincerely,

A handwritten signature in black ink that reads "Sean T. Richardson". The signature is written in a cursive, flowing style.

Sean Richardson  
Loss Control Consultant

Cc: Donna Stanley, Administrative Assistant

ds

IN THE CIRCUIT COURT FOR THE TWENTY-THIRD JUDICIAL CIRCUIT  
KENDALL COUNTY, ILLINOIS

COLLEEN SLATTON, )  
 )  
 ) Plaintiff, ) Case No. 2020 L 000062  
v. )  
 )  
 ) OMNITRAX, INC. )  
 ) ILLINOIS RAILWAY, LLC, )  
 ) KEVIN MENGONI, )  
 ) HIDE-A-WAY LAKES, INC., )  
 ) CITY OF YORKVILLE, )  
 ) OSWEGO TOWNSHIP, and )  
 ) KENDALL COUNTY, )  
 )  
 ) Defendants. )

**AGREED ORDER**

This cause coming before the Court, the Court being fully advised in the premises, and having jurisdiction of the subject matter:

IT IS HEREBY ORDERED:

1. The following defendants are voluntarily dismissed pursuant to 5/2-1009 of the Illinois Code of Civil Procedure: OmniTRAX, Inc., City of Yorkville, Oswego Township and Kendall County, costs to be repaid upon the refiling of the matter against any defendant;
2. The motion to dismiss filed on behalf of OmniTRAX, Inc. is hereby withdrawn as moot; and
3. The case is set for further status on the pleadings and written discovery on November 2, 2020 at 9:00 a.m.

ENTERED: 10/21/2020

/s/ Robert Pilmer

\_\_\_\_\_  
JUDGE

NAME PERMANENT OR TEMPORARY STRUCTURES?  
TALK TO VILLAGES?

## Bob Rogerson

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**From:** Jay Judge <JJudge@judgelt.com>  
**Sent:** Thursday, October 22, 2020 3:13 PM  
**To:** krosdail@ccmsi.com; Bob Rogerson  
**Subject:** Slatton  
**Attachments:** Dismissal Order 10.19.20.pdf

Date: Thursday, October 22, 2020

To: Kim Rosdail krosdail@ccmsi.com  
CCMSI Multi-Line Claims Consultant

Bob Rogerson bob@oswegotownship.org  
Oswego Township Road District Commissioner

From: Jay Judge jjudge@judgelt.com  
Judge, James, Hoban & Judge, LLC

**Re: Oswego Township Was Voluntarily Dismissed From This Case On 10/19/20**

Re: *Slatton v. Omnitrax, Inc., et al. & Oswego Township*  
Suit No. : 2020 L 000062 (Kendall Cty.)  
D/A : 8/08/19  
Claim : Train Collides With Plaintiff's Auto On Track  
Issue : RR Crossing & Roadway Not Oswego's Property  
Member : Oswego Township  
CCMSI File No. : 19101 J 343674  
Our File No. : 272/20-3513.A

Dear Kim & Bob,

Good news. Plaintiff Slatton's attorneys have voluntarily dismissed Oswego Township on 10/19/20 pursuant to your sworn affidavit and photos, Bob.

A copy of the Dismissal Order of 10/19/20 is enclosed for your review and file. You can now close your file on this matter.

Bob, I appreciate your help and efforts to obtain a quick dismissal of this case, saving time, inconvenience and money. Your trip to the scene and the photos you took were helpful, as was your sworn affidavit we worked on.

**Just For Your Information, Bob & Kim**

Plaintiff Slatton's attorneys also have now dismissed the following Defendants along with Oswego Township: (1) Omnitrax; (2) City of Yorkville; and (3) Kendall County.

Bob, your help and efforts were a big help. Thank you. Hope all is going well for you.







# ORDINANCE/EMC REPORT

November 2020

Ordinance had 2 complaints for the month of September, both were repeat offenders, one property was mowed. We have closed out the weed ordinance and have begun the billing/Lien process. For the year, we received almost 200 complaints. Though several were for other agencies, approximately 160 required investigation on my part. Only 38 resulted in violations being issued with about half of those resulting in fines and being mowed by our contractor. We are now preparing for snow season.



Covid update, things are going in the wrong direction. Statewide positivity rate is up to 12.4%, from 4.3% last month. Region 2 is at 13.2%, up from 5.5% and Kendall County is at 18.5%, up from 5.8%. Kendall County had only 1 warning trigger last month, we now have 5 and have been placed on the County watchlist with the state. All eleven regions have additional mitigations now including no indoor dining and gatherings no larger than 25 people or 25% of room capacity. These mitigations went into effect on 11/04/2020.



I am happy to announce that our new safety glass was installed in both the admin and the assessor's offices on October 30. The safety film has been installed on both windows and the interior door. This will greatly improve the security of our employees.