

Minutes of the Oswego Township

REGULAR MEETING

December 8, 2020

Approved 1-12-21

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 and Assessor Brian Hauser were present in person. Trustees Bidegain, Jacobsen and Small attended via Zoom. Deputy Sheriff Kalius was present Via Zoom. Two residents were present in person.

Supervisor LeClercq mentioned that again a quorum was not present in person. The Township is allowed to hold a legal meeting because of government order by Governor Pritzker. During this

Highway Commissioner Rogerson was absent from this meeting.

Supervisor LeClercq opened up public comment session: No one wished to speak, so Supervisor LeClercq closed public comment.

Supervisor LeClercq presented the following bills for approval:

General Road Fund	\$	12,970.61
Permanent Road Fund	\$	418,331.17
Building & Equipment	\$	<u>39.04</u>
Total Road Fund	\$	431,340.82
General Town Fund	\$	10,855.75

Supervisor LeClercq asked for a motion to approve. Motion to approve the bills made by Trustee Jacobsen, second by Trustee Bidegain. 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 November 10, 2020 meeting minutes. Motion by Trustee Selmer to approve the minutes. Second by Trustee Bidegain. Trustees Bidegain, Jacobsen, Selmer, Small and Supervisor LeClercq voted to approve the minutes of 11-10-2020 as reported. Motion carried.

Trustee Initiative:

Trustee Bidegain – No Report

Trustee Jacobsen – No report

Trustee Selmer – Announced that she reviewed the bank reconciliation through November of 2020.

Trustee Small – No Report.

No Senior Report.

Deputy Sheriff Kailus gave the sheriff report. A copy of same is attached to these minutes.

Clerk Holmstrom gave an update on the election process.

Highway Commissioner Rogerson's report was in the Board packet for review. And is attached to these minutes. Rogerson was in a village parade tonight representing the Highway Department.

Assessor's report – He reported that he was in the middle of the Board of Review hearings. He had reported months ago that he had increased the assessment on the Township in general to 2.53%, but with 4th quarter numbers we are looking at 3.09%.

Ordinance Officer Report – The Ordinance report is attached to these minutes.

Supervisor Report –

- He announced that on 84 Templeton we still do not have a signed contract. Once signed we should close in 90 days.
- He thanked Curt Henry for the donated artwork.
- He reported the IMRF has a reduction from 13.19% to 12.73% which represents a savings of about \$5000 to the Township.
- Supervisor LeClercq reported that the Township has been at 99 Boulder Hill pass for one year. He then gave a quick review of the accomplishments this year.

Old Business: Supervisor LeClercq opened discussion on the Levy Ordinance 2020-11 for the Oswego Township Road District Road and Bridge, Permanent Road and Building and Equipment funds. Trustee Jacobsen motioned to approve the Levy, second by Trustee Bidegain. Clerk Holmstrom held a roll call vote; Trustees Bidegain, Jacobsen, Selmer, Small and Supervisor LeClercq vote to approve. Motion carried.

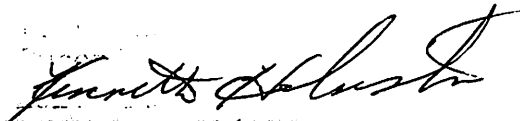
Supervisor LeClercq next opened discussion for Levy Ordinance 2020-12 for the Oswego Township General, G/A and Cemetery Funds. He stated that the Levy request represents a 2% reduction. Trustee Selmer motioned to approve the Levy, second by Trustee Bidegain. Clerk Holmstrom did a roll call vote with Trustees Bidegain, Jacobsen, Selmer, Small and Supervisor LeClercq voting in favor. Motion carried.

New Business: Supervisor LeClercq announced an increase in the G/A allowance. The amount was raised to \$319 / Monthly for Single Person per DHS payment levels set for TANF (Temp Assistance for Needed Families).

Supervisor LeClercq next asked for a vote to approve the 2021 meeting dates and the 2021 Holiday Office closing schedule. Motion to approve by Trustee Small, second by Trustee Selmer. Roll call vote; Trustees Bidegain, Jacobsen, Selmer, Small and Supervisor LeClercq all voted to approve. Motion carried.

There being no further business to discuss, Trustee Selmer motioned to adjourn, second by Trustee Small. Roll call vote; Trustee's Bidegain, Jacobsen, Selmer, Small and Supervisor LeClercq voted to adjourn. Meeting adjourned at 6:55PM.

Respectfully submitted by:



Kenneth Holmstrom, Township Clerk

Thank you for giving me time to speak to you tonight.

I would like to talk briefly about 7 Briar Cliff Road.

In front of 7 Briar Cliff Road are a set of stairs that are on township property that lead up to the front door of the residence.

These stairs have been in place for many decades. In fact this residence is one of the oldest in the area. It still has the water pump that serviced the settlers in the area with their water source. I tell you this to let you know this house is part of the history of Boulder Hill.

The stairs in front of this house do not have hand railings to give someone safe access up and down. My daughter in law and I have talked to Mister Bob Rodgerson the highway commissioner of roads and safety about getting hand rails put in to make the stairs safe. In our discussions Mr Rodgerson has communicated to me that there have been several more stairs in the area that have been found like these to be in township property. He has stated that he has had several discussions with the township lawyer and they are still researching what to do about these areas. My daughter in law, if I am correct, has been told by the supervisor that this board has no control over the highway commissioner, and we would have to wait for his research and decision on this matter.

I would like to submit to this board that these stairs in front of 7 Briar Cliff Road on township property are not like all the others. My granddaughter who lives at this house has autism. She will turn 5 years old in just one week. She needs to travel up and down these stairs everyday to get on the school bus that takes her to her special classes. My granddaughter is covered under the Americans with Disability Act. As I am sure you are aware this act was passed for the protection and non-discrimination of the disabled.

I would like to read from that act.

Now I am not a lawyer and do not really want to come to this board from that direction. What I do want to bring to you is the thought of a 5 year old autistic child having to travel up and down the townships steps all through the year with out handrails to help keep her safe. I do not believe that if this was your grandchild you would not be fighting for her rights and safety just as I am. I believe this board was elected to serve the people and in fact you all wanted to serve on the board to serve the people of this township. I believe you all have a moral and decent compass that rules your life and that is the part I call on today. You may not have control over the highway commissioner, but you can pass a resolution asking him to solve this problem. I think you might even be able to appropriate the money to install the handrails. My daughter in law and myself have acquired an estimate that would install ADA appropriate handrails for 2500 dollars. Mister Rodgerson also has estimates as to what it would cost and one of those is 2500. I ask you. Is that too much for the safety of my grandchild. If you want to know why we just don't put them in, Our lawyer tells us we don't have the right plus we would have to assume legal responsibility for township property and we cannot do that.

In closing I would like to say Mr Rodgerson has been helpful, in fact just several months ago he added concrete at the bottom of the steps so there would not just be mud and ice at the bottom of these stairs. I do believe however since these steps were recently updated, but not made fully ADA compliant, that if we were to take legal action our standing is even better. Just as if I was going to update wiring on my house it would need to be brought up to code I believe updating these stairs and not bringing them all the way up to being ADA compliant was not the proper solution.

Again, Thank you for hearing me on this matter.

SEC. 303. NEW CONSTRUCTION AND ALTERATIONS IN PUBLIC ACCOMMODATIONS AND COMMERCIAL FACILITIES.

(a) APPLICATION OF TERM- Except as provided in subsection (b), as applied to public accommodations and commercial facilities, discrimination for purposes of section 302(a) includes--

(1) a failure to design and construct facilities for first occupancy later than 30 months after the date of enactment of this Act that are readily accessible to and usable by individuals with disabilities, except where an entity can demonstrate that it is structurally impracticable to meet the requirements of such subsection in accordance with standards set forth or incorporated by reference in regulations issued under this title; and

SEC. 308. ENFORCEMENT.

(a) IN GENERAL-

(1) AVAILABILITY OF REMEDIES AND PROCEDURES- The remedies and procedures set forth in section 204(a) of the Civil Rights Act of 1964 (42 U.S.C. 2000a-3(a)) are the remedies and procedures this title provides to any person who is being subjected to discrimination on the basis of disability in violation of this title or who has reasonable grounds for believing that such person is about to be subjected to discrimination in violation of section 303. Nothing in this section shall require a person with a disability to engage in a futile gesture if such person has actual notice that a person or organization covered by this title does not intend to comply with its provisions.

(2) INJUNCTIVE RELIEF- In the case of violations of sections 302(b)(2)(A)(iv) and section 303(a), injunctive relief shall include an order to alter facilities to make such facilities readily accessible to and usable by individuals with disabilities to the extent required by this title. Where appropriate, injunctive relief shall also include requiring the provision of an auxiliary aid or service, modification of a policy, or provision of alternative methods, to the extent required by this title.

(b) ENFORCEMENT BY THE ATTORNEY GENERAL-

(1) DENIAL OF RIGHTS-

(A) DUTY TO INVESTIGATE-

(i) IN GENERAL- The Attorney General shall investigate alleged violations of this title, and shall undertake periodic reviews of compliance of covered entities under this title.

Oswego Township Meeting

12/08/2020

Kendall County Sheriff's Office Wins Traffic Safety Challenge

The Kendall County Sheriff's Office recently learned we have been named the proud winners of the 2019/2020 Traffic Safety Challenge. The Kendall County Sheriff's Office won first place in our bracket for Sheriff's Offices in Illinois with 50-100 sworn officers. The office was awarded a plaque, a Stalker RADAR device, and an Intoximeter Portable Breath Test with a case.

The Traffic Safety Challenge is about friendly competition between law enforcement agencies concerning positive traffic safety programs and awarding the best overall traffic safety programs in Illinois. It is a program coordinated by the Illinois Association of Chiefs of Police (ILACP) Traffic Committee and supported by an NHTSA grant administered through the Illinois Department of Transportation, Division of Transportation Safety, as well as funding from private entities. Agencies are evaluated not just for enforcement initiatives but also for creating departmental policies that support their traffic enforcement campaign efforts and employ creative methods of educating the motoring public focused on enhancing the safety of everyone on the roadways. Ultimately, the Traffic Safety Challenge is about saving lives and reducing traffic-related injuries.

Kendall County Sheriff's Office Investigating Homicide in Boulder Hill

On November 13th, 2020 the Kendall County State's Attorney's Office authorized charges against two individuals in connection with the homicide that occurred on November 11, 2020, in the 0-99 block of Sierra Road in the Boulder Hill neighborhood:

James Brown Jr, a 26-year-old man from the 200 block of Linn Court in North Aurora.

Jaquarance Handley, a 31-year-old man from the 900 block of Bluebell Circle, Joliet.

Both subjects are charged with one count each of First Degree Murder (class X felony), Attempted First Degree Murder (class X felony), Aggravated Battery with a Firearm (class X felony), and Aggravated Discharge of a Firearm (class 1 felony). Both subjects have been in custody since November 11th, 2020. Following a bond hearing this morning, the bond for both men was set at \$2 million.

The Kendall County Sheriff's Office would like to thank the numerous law enforcement agencies who assisted in this investigation, including the Aurora Police Department, Montgomery Police Department, Oswego Police Department, North Aurora Police Department, the Kendall County Major Crimes Task Force, the Kendall County Criminal Intelligence Team, the Kendall County Cooperative Police Assistance Team, the Kendall County State's Attorney's Office and the Bureau of Alcohol, Tobacco and Firearms (ATF).

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? 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

3) Notify the Federal Trade Commission via 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 11/1/2020 to 11/30/2020

365 Calls for Service

74 Traffic Stops

29 Civil Process Attempt

11 Notified IDES via phone

11 Notified IDES via phone

11 Notified IDES via phone

11 Notified IDES via phone

Highway Commissioners Report 12/08/2020.

- Bob is not here as he is representing the TWP in the Christmas Caravan parade tonight.
- Our crew has been busy with leaf pick up having to work some overtime as well. It is going well. With heavy rains last week of November, we extended the pick-up date and finished in the first week of December. With our future leaf removal service, I have good news and bad news. Good news is that we were able to continue our service this year with two of our old machines. Bad news is, one or both of our old leaf vacs are needing to be replaced next summer with a new one as they are in bad shape and getting old. One is 16 years old and the other is 19. A new machine is going to cost approximately \$75,000. The money is in the budget this fiscal year as we have planned on this purchase. I have at least three quotes coming for a new one. Our leaf program is a huge service to our residents and we have to keep reliable equipment for this service.
- Mark Gilmore had asked us if we could help him again this year with leaf pick up at the Main Street, Pearce and Cowdrey Cemetery's. So, we again were happy to help with this service as there are many trees in these areas.
- We are prepped and ready for snow.
- We are in contact with our Representative for our potential grant with ILDCEO (Illinois Department of Commerce & Economic Opportunity) for our ADA in Boulder Hill along the Long Beach Elementary School.
- As you know, Sean Richardson from TOIRMA has mentioned the Road District in their newsletter and attached in his safety report of our building and contents. In his comments he has mentioned that he has taken pictures so that he may use our facility to help train other Road Districts.
- Please check our website at oswegotownship.com for updates.

Township: Oswego/Kendall Bob Rogerson-HC	Date: 10/7/20	Inspected by: Sean Richardson
Monthly Shop Inspection	Yes/No/NA	Notes
Current Labor Law Posters	YES	GOOD
OSHA 300	YES	GOOD
Safety Training Sheets	YES	GOOD
Glasses	YES	GOOD SUPPLY
Vests	YES	GOOD SUPPLY
Gloves	YES	GOOD SUPPLY
Hard Hats	YES	GOOD SUPPLY
Ear Plugs	YES	GOOD SUPPLY
Chainsaw Safety Supplies	YES	GOOD SUPPLY
Mezzanine	YES	HAS EVERYTHING MARKED AND RAILS GOOD
Gas Cans	Yes	GOOD HAS OSHA APPROVED CANS
Chemical Storage	YES	GOOD HAS OSHA APPROVED CABINET
SDS Sheets	YES	HAS A BOOK CLEARLY MARKED GOOD
Torch Carts	YES	GOOD
Gas Storage for Welders/Torches	YES	LABELED AND SECURED GOOD
Fire Extinguishers	YES	GOOD
Emergency Lighting	YES	GOOD
Cranes/Hoist /Lift	YES	HAS WEIGHT LIMIT GOOD
Ventilation	YES	GOOD
Electrical Cords	Yes	GOOD
Fuse Box	Yes	GOOD ALL CLEARLY MARKED
Safety Guards	YES	GOOD
First Aid Kits/Eye Wash	YES	GOOD MEETS STANDARDS
Good House Keeping	Yes	Well organized GOOD
Clear Exits	Yes	GOOD
Gas Tanks	YES	GOOD CLEARLY MARKED AND LOCATED
Notes: EXCELLENT		Building is in excellent condition/meets OSHA standards/took pictures to use for training with other townships

Yes – Has item and it meets standards

NO - Doesn't have item or has item and needs repaired or new

NA – Not Applicable

ORDINANCE/EMC REPORT

December 2020

Nothing new to report on Ordinance, just getting ready for the snow.

As for the COVID numbers, Region 2 is currently at 13.8%, Kendall County is 17.1% and statewide is 10.2% positivity rate as of Monday morning. Kendall County still meets 3 warning levels under IDPH guidance. The numbers have been trending in the right direction, but there is enough variation daily keeping the state under our current mitigation level. The Governor has announced that he will not loosen the restrictions for several more weeks even if guidelines are met.