

**VILLAGE OF HAMPSHIRE
REGULAR MEETING OF THE BOARD OF TRUSTEES
MINUTES
July 16 2020**

The regular meeting of the Village Board of Hampshire was called to order by Village President Jeffrey Magnussen at 7:10 p.m. in the Village of Hampshire Village Board Room, 234 S. State Street, on Thursday, July 16, 2020.

President Jeffrey Magnussen made a motion for Roll Call:
Trustee Koth moved for roll call vote.

Seconded by Trustee Klein
Motion carried by voice vote.
Ayes: Kelly, Klein, Krajecki, Robinson and Koth
Nays: None
Absent: Reid

Electronic: Trustee Aaron Kelly, Village Attorney Mark Schuster, EEI representative Tim Paulsen.

Also Present: Village Manager Jay Hedges, Village Clerk Linda Vasquez, Village Finance Director Lori Lyons, Village Intern Josh Wray.

A quorum was established.

President Magnussen led the Pledge of Allegiance.

CITIZEN COMMENTS

Vince Thorgersen asked if the Village has done anything regarding the EPA Storm Water Act of 1992 since he brought it up last month. He also mentioned the Village might have to charge higher fees to receive more revenue to pay for fixing stormwater problems.

Laura Prowicz lives in the township and saw Trustee Krajecki comments at the Village Board meeting on June 18, 2020 regarding the protests. She cited state and federal law arguing that people have the right to carry and conceal firearms and to be out in public whenever they please. She further asked that the Village Board members choose their words carefully when discussing issues related to first and second amendment rights so as not to undermine them. See attachment for a copy of Ms. Prowicz statement. Trustee Krajecki replied he did not intend to mean people cannot legally assemble and bare arms. Instead, he was aware of people talking about looking for trouble, and he did not support citizen policing like that. He stated policing should be left to professionals. Ms. Prowicz replied if people did break the law, they should be arrested. If not, the Village should leave the situation alone. Trustee Koth noted that Trustees Krajecki's comments are his alone and do not necessarily reflect the opinions of other board members.

MINUTES

Trustee Klein moved to approve the minutes of July 2, 2020.

Seconded by Trustee Robinson
Motion carried by voice vote.
Ayes: Kelly, Klein, Robinson, and Koth
Nays: None
Absent: Reid
Abstain: Krajecki

VILLAGE MANAGER'S REPORT:

Trustee Krajecki moved to approve a façade improvement grant to Christina Michelle Salon in the amount of \$35,715.07.

Seconded by Trustee Robinson
Motion carried by roll call vote
Ayes: Kelly, Klein, Krajecki, Robinson, and Koth
Nays: None
Absent: Reid

Trustee Klein moved to approve to authorize Staff to work with EEI to prepare specifications, and bid, storm water improvements for the 300 Block of Highland Avenue.

Seconded by Trustee Krajecki
Motion carried by roll call vote.
Ayes: Kelly, Klein, Koth, Krajecki, and Robinson
Nays: None
Absent: Reid

Village Manager Hedges mentioned Tim Paulsen and Trustee Koth will discuss the wetland off Centennial where more stormwater will drain to under the current plan.

Building Department Monthly Report:

Josh Wray, Assistant to the Village Manager, presented a report showing building permit activity for May and June.

VILLAGE BOARD COMMITTEE REPORTS

- a) **Fields & Trails** – No report
- b) **Village Services** – Trustee Kelly received the volume report from Waste Management that indicated residents were throwing away lots of garbage and recycling due to everyone being home because of the virus.
He also noted that because of new state law all utilities franchise agreements are now owned by the State; the Village has no control over them.
- c) **Public Works** – The Street Department has tons of maintenance to catch up on. The new employee got his CDL license today.
Trustee Kelly asked if we have a process for a resident getting the stormwater

pipes video-inspected by the Village. Mr. Hedges replied he will take those calls, but the Village's televising ability is limited to very small areas without contracting an outside vendor to do the work.

- d) **Business Development** – The BDC had two meetings since the last Village Board meeting. The first one was a workshop for the streetscape concept plan and budget, which will come to the Village Board next meeting. The second was a regular meeting.

Dave Pizzolato sent out a survey asking residents how the Covid has changed their life at home and how they make purchases. Trustee Krajecki noted that information will go to the chamber of commerce to help Hampshire businesses adapt to this new situation.

The BDC finished the Main Street USA program, and all documents have been saved to the Village's SharePoint for future use.

The BDC is considering how to initiate a new non-Village committee that would take charge of downtown.

Next BDC meeting is August 12 at 6:30 pm at the Village Hall.

- e) **Finance** –

Trustee Koth moved to approve the Accounts Payable in the sum of \$159.66 to employee Cody Grindley, James Neblock, and John Huff paid on or before July 22, 2020.

Seconded by Trustee Krajecki
Motion carried by roll call vote
Ayes: Kelly, Klein, Koth, Krajecki, Robinson
Nays: None
Absent: Reid

Trustee Krajecki moved to approve the Accounts Payable in the sum of \$283,648.75 paid on or before July 22, 2020. (Added 13 reimbursable temporary occupancy permits)

Seconded by Trustee Robinson
Motion carried by roll call vote
Ayes: Kelly, Klein, Koth, Krajecki, Robinson
Nays: None
Absent: Reid

- f) **Public Relations** – No report

- g) **Planning/Zoning** – ZBA meeting August 11, 2020. At 7 p.m.

- h) **Public Safety** – Trustee Koth mentioned a rally/protest will be held July 18 at Seyller Park starts at 2 p.m. Mr. Hedges said he and the Chief believe it has been changed to be at Henpeck Park. The police and fire departments are aware of the event, but they will not be present unless something happens.

New Business

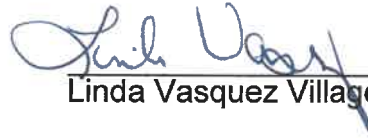
Trustee Kelly suggested the Village Board have a discussion on brand identity at its next meeting.

Trustee Klein announced that she heard Washington Street will be closed Friday July 17 at 4 p.m. From State Street to Maple Place.

ADJOURNMENT

Trustee Krajecki moved to adjourn the Village Board meeting at 8:27 p.m.

Seconded by Trustee Kelly
Motion carried by voice vote
Ayes: Kelly, Klein, Robinson, Krajecki, Koth
Nays: None
Absent: Reid


Linda Vasquez Village Clerk

HAMPSHIRE IL VILLAGE BOARD SPEECH JUNE 16 2020

I am here tonight to address comments made by Trustee Krajecki regarding the protests in Hampshire in early June 2020. Those comments were made during the Village of Hampshire board meeting June 18, 2020

... and I paraphrase:

"Citizens wanted to take matters into their own hands and came to protests bearing arms ... In the interest of public safety, Let our Police Department take care of this."

I think Trustee Krajecki will be interested to know that the State of Illinois and Lisa Madigan's Illinois Attorney General's office also posed the argument that it was in the interest of public safety to restrict citizen's rights to bear arms in public spaces.

In 2011 and 2012, Lisa Madigan's office attempted to defend that argument in the Seventh Circuit US Court of Appeals in the case Moore v. Madigan when they were successfully sued by Michael Moore (not the celebrity) for infringement of his Constitutional 2nd Amendment Rights by onerous Illinois State gun laws that made it impossible for citizens to defend themselves outside the boundaries of their homes or businesses. Illinois law at that time prohibited citizens from carrying a gun ready to use (loaded, immediately accessible, easy to reach and uncased.)

Moore contended that Illinois' gun laws violated the Second Amendment as interpreted in District of Columbia v. Heller (2008) and held applicable to the states in McDonald v. City of Chicago (2010)

Lisa Madigan's Illinois Attorney General's office had to provide a more than a merely rational basis for believing its uniquely sweeping ban was justified by an increase in public safety. It failed to meet that burden. Illinois' gun laws were found unconstitutional and the courts instituted permanent injunctions. The appellate judge gave the state 120 days to create 2nd Amendment friendly gun laws and that is how Illinois went from the only state in the US to prohibit the carrying of ready-to-use guns on the person in public spaces to a shall issue concealed carry state in June of 2013.

What we can conclude from this case is the ^{ARGUMENT} position that public safety is enhanced by restricting citizen's rights to carry firearms in public has been deemed invalid in a Federal Court of Appeals and we would ask the Hampshire Village Board to avoid attempting to overturn that conclusion during official meetings. Additionally can I remind the board that the right to peaceably assemble and to speak freely are not negated when a person is exercising their 2nd amendment rights and the right to conceal carry a firearm is not negated when a person is exercising their 1st Amendment rights.

On behalf of myself and my Hampshire neighbors I would like to ask the village board to use their words more carefully so as not to be on the record as lacking knowledge about the history of Illinois gun laws or being ignorant of Hampshire citizen's 1st and 2nd amendment rights under the US Constitution.

You are not our parents and we are not your children. We do not appreciate being spoken to as though we are. We are adults, we are citizens and we understand our rights. And we intend to stand up for them. Thank you.