

Executive Session St. Clair Township

DATE: May 10, 2011

TIME: 7:02 p.m.

LOCATION: St. Clair Township
107 Service Street
Swansea, IL 62226

MEMBERS PRESENT: Tim Buchanan, Supervisor
Mary Carroll, Clerk
Dave Barnes, Trustee
Richard Schobert, Trustee
Bob Trentman, Trustee
Greg Bridgman, Trustee

OTHERS PRESENT: Bill Stiehl, Attorney
Dave Rodden, Engineer

At the 7:02 p.m. at the Regular Board Meeting, Trustee Bridgman made a motion that the Board go into closed executive session for the purpose of considering the appointment, employment, compensation, discipline, performance, or dismissal of a Township employee and for the purpose of considering litigation, and the Board finds that an action involving the Township is probable or imminent. The motion was seconded by Trustee Barnes. Roll call vote. All in favor.

Supervisor Buchanan said that employee, Sue Gruberman has been out sick and has used up all her sick days. She requested to use time from banked days. Supervisor Buchanan provided a copy of Section 12.07 Sick Leave Bank of the union contract and read the section out loud. *"Employees of the Clerical and Sewer Departments will participate with employees from the Road District in a sick leave bank to give and receive sick leave hours when necessary, from other employees."* Supervisor Buchanan said he denied the request because "when necessary" indicates the banked days should be used only as a last resort. Ms. Gruberman still has vacation days available that she can use if needed for any time off she may need. Supervisor Buchanan also provided a copy of a legal opinion from Attorney Stiehl which confirmed it was also his opinion that "necessary" would mean she would have to exhaust all of her own leave first before using banked days.

At 7:22 p.m. the Board asked Sue Gruberman and her business agent, Steve Joyce to join the Board, and they were provided an opportunity to comment. Ms. Gruberman said she has taken time off to care for her Mom. She said she was also sick with an unknown ailment and used all her sick days and only has vacation time left. She said there were other employees willing to donate time to her. Trustee Trentman told Mr. Joyce that the language in the contract was not clear, and he suggested it be fixed to make the intent of the banked days more clear. Mr. Joyce thanked him for the suggestion.

At 7:41 p.m. the Board went back into closed executive session. Supervisor Buchanan asked Engineer Dave Rodden to join the Board and Attorney Stiehl. The Board was provided with several documents for review: 1) Swansea's Proposal, 2) Swansea's Analysis and Rate Study and 3) Dave Rodden's response to Swansea's proposal. Mr. Rodden said that basically things are not moving forward with Swansea's new proposal. Some areas where there are differences in opinions are: 1) Swansea's estimates assume building in a flood plain which is not possible, 2) In the areas where building can take place, Swansea has estimated a denser projection than the Township and Swansea is still saying that the Township needs 34% of the plant's capacity.

A decision needs to be made if the Township wants to pursue splitting the difference with Swansea; or go to arbitration. The Board discussed and debated the options, and it was agreed that arbitration would be the best decision. Mr. Rodden said he would draft up a document to propose to Swansea that if the issue cannot be resolved by July 1st, then the Township would proceed to arbitration.

At 8:21 p.m. the Board went out of closed session and returned to the Regular Board Meeting.

Respectfully submitted:



Mary Carroll
Township Clerk

