



Kane County

KC Legal Affairs and Claims

Meeting Minutes

Government Center
719 S. Batavia Ave., Bldg. A
Geneva, IL 60134

PIEROG, Gumz, Roth, Tepe and Williams

Thursday, January 16, 2025

10:30 AM

County Boardroom

1. Call To Order

Chairman Pierog called the meeting to order at 11:02 AM.

2. Roll Call

PRESENT	Chairman Corinne M. Pierog Board Member Bill Roth Board Member Vern Tepe Board Member Rick Williams
ABSENT	Board Member Michelle Gumz

Also present: Co. Bd. Members Bates*, Kiouss*, Surges*; ASA Frank, Vargas; HRM Exec. Dir. Loblillo; ITD staff Peters; and members of the press and public.

3. Remote Attendance Requests

There were no remote attendance requests for today's meeting.

4. Approval of Minutes: November 14, 2024

RESULT:	APPROVED BY UNANIMOUS CONSENT
MOVER:	Bill Roth

5. Public Comment

None.

6. Executive Session

The Legal Affairs & Claims Committee entered into Executive Session at 11:06 a.m. to discuss pending litigation and release of closed session minutes on a motion made by Williams, Tepe seconded. Motion carried unanimously by roll call vote.

RESULT:	APPROVED BY ROLL CALL VOTE
MOVER:	Rick Williams
SECONDER:	Vern Tepe
AYE:	Bill Roth, Vern Tepe, and Rick Williams
ABSENT:	Michelle Gumz

- A. Pending Litigation
- B. Release of Closed Session Minutes

7. Open Session

The Committee returned to Open Session at 11:30 a.m. on a motion made by Roth, Tepe seconded. Motion carried unanimously by voice vote.

RESULT:	APPROVED BY VOICE VOTE
MOVER:	Bill Roth
SECONDER:	Vern Tepe

- A. Vote on Release of Closed Session Minutes

RESULT:	APPROVED BY ROLL CALL VOTE
MOVER:	Rick Williams
SECONDER:	Bill Roth
AYE:	Bill Roth, Vern Tepe, and Rick Williams
ABSENT:	Michelle Gumz

- B. Amending Section 2-193 of the Kane County Code - Expenditure of Funds for Settlement of Claims

County Board Member Surges spoke on a possible clause being added to the resolution and/or policy which states the State's Attorney's Office (SAO) would confer with the Finance Department and the Human Resources Department (HRM) prior to settlement. He stated that he was not suggesting that these cases be presented to an elected committee, such as the Executive Committee. He explained that these two department heads should have the ability to review the settlement amounts to establish checks and balances with the financing of these settlement amounts. He suggested that a settlement amount of up to \$25K be allowed for a working group comprised of the SAO, Finance Department, and HRM be recorded within a report that is shared with the County Board members. Committee Member Williams recommended that prior to settling these claims, Legal Affairs and Claims Committee members be contacted by the SAO, in order to have a chance to veto the settlement amount, if there were facts and/or circumstances that committee members felt necessary to discuss at a meeting. Discussion ensued. ASA Frank agreed with William's suggestion of allowing the SAO to raise the approval amount from \$5K to \$10K and provide this Committee a notification of the agreed upon settlement amount for a possible veto, if necessary. He opposed the idea of reporting two several other divisions, especially with low settlement amounts. The overall goal of amending the section of the Kane County Code was to raise the settlement

amount due to most small claim cases being within the \$5K to \$10K range. Frank explained that he would like an additional clause that would allow the SAO to contact the Chairman of the County if a swift decision would have to be made in a case. He stated that he would prefer that the SAO not answer to non-legal staff for consent on a settlement amount, but rather provide the information to them. Further discussion ensued.

HRM Exec. Dir. Loblillo suggested that the Legal Affairs and Claims Committee, Finance Committee and HRM be included on a veto email with the settlement amount, for informational purposes. This would allow HRM the opportunity ask if policies and procedures have changed to prevent cases from occurring in the future. Loblillo stated that HRM is the County Board's assigned claims manager. Therefore, a clause that allows HRM to be aware of claims and have the ability to look at the procedural aspect of case situations. She explained that HRM does not want to stand in the way of the SAO's legal expertise, just to be informed for procedural and administrative purposes. Additionally, an informational email would help HRM to ensure adequate funding is available due to their management of the County's Insurance Liability Fund. Frank agreed upon a notification system being formalized with the suggested departments/offices to be included in the ordinance, with the addition of a two business day response time limit.

Williams moved in favor of the ordinance subject to the amendments of adding a veto provision that includes a notice be sent from the SAO to the members of this committee and HRM with a 48-hour response time frame, Tepe seconded. Motion carried unanimously by roll call vote.

KC Executive Committee

RESULT:	MOVED FORWARD BY ROLL CALL VOTE
TO:	KC Executive Committee
MOVER:	Bill Roth
SECONDER:	Rick Williams
AYE:	Bill Roth, Vern Tepe, and Rick Williams
ABSENT:	Michelle Gumz

8. Adjournment

RESULT:	APPROVED BY VOICE VOTE
MOVER:	Bill Roth
SECONDER:	Rick Williams

This meeting was adjourned at 11:47 AM.

Savannah Zgobica

Sr. Recording Secretary