

Township Trustees of Schools

TOWNSHIP 38 NORTH, RANGE 12 EAST

www.lyonstto.net

BOARD OF SCHOOL TRUSTEES
Michael S. Thiessen, President
Shakana L. Kirksey-Miller, Trustee

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LaGrange, IL 60525
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Minutes of the Special Meeting of the Board of Trustees of the Lyons Township School Treasurer's Office September 23, 2021 – 5:00 P.M.

The Board of Township Trustees of Schools, Range 38 North, Range 12 East, Illinois (Lyons Township) have called a special meeting on September 23, 2021, at 5:00 P.M.

Pursuant to Governor Pritzker's Executive Order 2020-73, the regular meeting will be a virtual meeting.

Microsoft Teams Virtual Meeting Information

[Click Here to Join Meeting](#)

To Join Meeting via Phone, Dial +1-872-810-3297,
and enter Conference ID: 476 829 92#

| | | |
|----------------------------|----------|-------|
| Mr. Michael Thiessen | <u>X</u> | _____ |
| Ms. Shakana Kirksey-Miller | <u>X</u> | _____ |

Staff Virtually Present

Kenneth T. Getty, Treasurer
Brigid Murphy, Director of Finance and Operations

Others Virtually Present

Ed Wong, LTTO Attorney
Cynthia Schilsky, League of Women Voters
Jay Hoffman, Attorney for Lyons Township High School District #204
Patrick McPherson, Court Reporter for Lyons Township High School District #204
Brian Waterman, Superintendent, Lyons Township High School District #204
Jennifer Dunleavy, LaGrange Highlands School District #106 Board Member
Bob Skolnik, Reporter, Riverside-Brookfield Landmark
One (1) Anonymous Virtual Guest

Call to Order

President Thiessen called the meeting to order at 5:08 P.M.

Pledge of Allegiance

Public Comments - None

Acceptance of Trustee Dickman's letter of resignation effective September 22, 2021

Motion by Trustee Kirksey-Miller to accept Trustee Dickman's resignation as of September 22, 2021. **Seconded by President Thiessen.**

Roll Call: Ayes: Thiessen & Kirksey-Miller
 Nays: None
 Absent: None

Motion carried.

The Trustee's discussed the requirements for the posting of the Trustee position, reviewing letters of interest for Trustee position vacated by Michael Dickman. **President Thiessen** made a motion to reschedule the October 25, 2021, Board meeting to October 20, 2021, at 5:00 P.M.

Seconded by Trustee Kirksey-Miller.

Roll Call: Ayes: Thiessen & Kirksey-Miller
 Nays: None
 Absent: None

Motion carried.

Quarterly Average Fund Balance and Quarterly Interest Allocation Examination (1995 to FY2020)

President Thiessen stated that the LTTO has been in court much of the today at the request of Lyons Township High School District #204. He further stated that the LTTO Board of Trustees is legally allowed to move forward with this agenda items, take the appropriate actions as an elected Board in legislative branch of the government and if there are any issues with that they will be handled by a judge. President Thiessen noted that LTHS District #204 has filed a new legal action and is prolonging the litigation at the expense of taxpayer dollars. He future stated that there has been a very high level of governmental transparency related to the Quarterly Average Fund Balance and Quarterly Interest Allocation Examination from FY1995 to FY2020 , such as, publicly posting all calculations, monthly & quarterly allocations, and reports for review and that he felt LTHS filing a new action at the last minute is unprofessional at best. Treasurer Getty stated that after the Quarterly Average Fund Balance and Quarterly Interest Allocation Examination has been presented to the LTTO Board of Trustees several times. After presenting it at the September 13, 2021, meeting and at the direction of the LTTO Board of Trustees, the presentation and all supporting documentation was made publicly available on the LTTO website. Additionally, on September 15, 2021, this same information was emailed directly to current and former member districts, including LTHS. Treasurer Getty stated that he has not received any questions or feedback from any person or entity since it has been made publicly available, except for a brief discussion from LaGrange Highland District #106 Business Manager who inquired about a fund balance adjustment in FY2017. President Thiessen asked if Treasurer Getty received any communication or questions from LTHS regarding the analysis. Treasurer Getty stated he had not. President Thiessen said that, in is his opinion, the LTTO has a fiduciary obligation to other member districts to moving forward with this agenda item, bring this to closure as quickly as possible and to comply with the 90-day period under Illinois state.

Approval of Resolution 2022-01: A RESOLUTION OF TRUSTEES OF SCHOOLS OF (LYONS) TOWNSHIP 38 NORTH, RANGE 12 EAST, COOK COUNTY, ILLINOIS, TO APPROVE REVIEW AND ADJUSTMENT OF TTO BOOKS AND RECORDS TO ALLOCATE INVESTMENT INCOME

Motion by President Thiessen made a motion to approve Resolution 2022-01: A RESOLUTION OF TRUSTEES OF SCHOOLS OF (LYONS) TOWNSHIP 38 NORTH, RANGE 12 EAST, COOK COUNTY, ILLINOIS, TO APPROVE REVIEW AND ADJUSTMENT OF TTO BOOKS AND RECORDS TO ALLOCATE INVESTMENT

INCOME. Mr. Wong advised President Thiessen to read the following parts of the resolution into this transcript:

- “Whereas, the TTO Treasurer has reviewed the TTO’s books and records and examined the interest allocations to all of the districts from Fiscal Years 1995 to FY2020. Based upon this detailed review the TTO Treasurer has determined that prior yearly interest allocations were incorrect and, as a result, the fund balances of certain districts are inaccurate. In order to determine the proper amount of the interest allocations and, thus, the correct fund balances, the Treasurer reviewed and considered all districts’ books and records and the impact each fund balance adjustment would have on future allocations to all districts. The Treasurer and the TTO have determined that certain districts’ fund balances need to be modified. Specifically, District 104, District 105, District 1065, District 1067, and District 204 were over-allocated investment earnings by a total of \$1,384,386.79”.
- “Whereas, debiting future interest earnings or debiting the account of District 104, \$49,134.04 would cause District 104 to hold the proper amount of investment income owed to it; debiting future interest earnings or debiting the account of District 105, \$ 1,205.38 would cause District 105 to hold the proper amount of investment income owed to it; debiting future interest earnings or debiting the account of District 1065, \$ 63,810.97 would cause District 1065 to hold the proper amount of investment income owed to it; debiting future interest earnings or debiting the account of District 1067, \$ 7,016.32 would cause District 1067 to hold the proper amount of investment income owed to it; and debiting future interest earnings or debiting the account of District 204, \$1,263,220.09 would cause District 204 to hold the proper amount of investment income owed to it”.
- “Treasurer Getty may reallocate the following amounts to the following districts: District 101 \$25,153.31; District 102 \$104,620.65; District 103 \$64,003.30; District 106 \$343,469.16; District 107 \$20,440.31; District 108 \$15,525.54; District 109 \$521,076.73; District 2045 \$43,588.18; and District 217 \$246,509.62.”

Seconded by President Kirksey-Miller.

Roll Call: Ayes: Thiessen & Kirksey-Miller
 Nays: None
 Absent: None

Motion carried.

FY2021 – Quarterly Interest Distribution

Treasurer Getty reported that the District Audit Communication has been completed and sent to all member districts today. He also stated that the withdrawal of LTHS has created a triggering event resulting in an additional interest distribution to member districts. Treasurer Getty reviewed the calculation for FY2021 5th Quarterly Interest Distribution with the LTTO Trustees which totaled \$80,205.51 to all member districts. President Thiessen asked if this distribution would bring complete closure to FY2021, including any allocations due to LTHS as they remove themselves from the LTTO. Treasurer Getty noted that after this distribution all “undistributed interest” will be allocated to the LTTO Member Districts. Attorney Wong recommended that because this would be the final distribution to LTHS the LTTO Board should take a vote on the matter.

**Motion by President Thiessen to accept the interest allocation as presented by Treasurer Getty.
Seconded by Trustee Kirksey-Miller.**

Roll Call: Ayes: Thiessen & Kirksey-Miller
 Nays: None
 Absent: None

Motion carried.

Trustee Kirksey-Miller made a motion at 5:46 P.M. to suspend the Regular Meeting for the purpose of entering closed session under:

- *Illinois Open Meetings Act, (5 ILCS 120/2 (c)(11)*, “Litigation, when an action against, affecting or on behalf of the particular public body has been filed and is pending before a court or administrative tribunal, or when the public body finds that an action is probable or imminent, in which case the basis for the finding shall be recorded and entered into the minutes of the closed meeting.”

Seconded by President Thiessen.

Roll Call: Ayes: Thiessen & Kirksey-Miller
 Nays: None
 Absent: None

Motion carried.

Special Meeting reconvened following Closed Session

Motion by President Thiessen to resume the Special Meeting of September 23, 2021.

Seconded by Trustee Kirksey-Miller. Closed session was adjourned at 6:10 PM.

Roll Call: Ayes: Thiessen & Kirksey-Miller
 Nays: None
 Absent: None

Motion carried.

Adjournment

Motion by President Thiessen to adjourn the Special Meeting of the Board of Trustees at 6:11 P.M. **Seconded by Trustee Kirksey-Miller.**

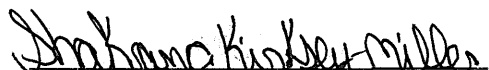
Roll Call: Ayes: Thiessen & Kirksey-Miller
 Nays: None
 Absent: None

Motion carried.

Minutes approved by:



President, Michael Thiessen



Trustee, Shakana Kirksey-Miller

Date: 10/20/2021

Township Trustees of Schools

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MINUTES OF THE CLOSED MEETING OF THE LYONS TOWNSHIP TRUSTEES OF SCHOOLS September 23, 2021

1. Call to Order.

The Closed Session of the Lyons Township Trustees of Schools was called to order by President Thiessen at 5:49 p.m.

2. Roll Call.

Taken by President Thiessen. Present were President Thiessen and Trustee Kirksey-Miller. Also present were Treasurer Ken Getty, Brigid Murphy, Director of Finance and Operations, and Edward J. Wong, III, Attorney.

3. Litigation, when an action against, affecting or on behalf of the particular public body has been filed and is pending before a court or administrative tribunal, or when a public body finds that an action is probable or imminent, in which case the basis for the finding shall be recorded and entered into the minutes of the closed meeting. 5 ILCS 120/2(c)(11).

The Trustees discussed the status of pending TRO and preliminary injunction litigation.

4. The selection of a person to full a public office, as defined in this Act, including a vacancy in a public office, when the public body is given power to appoint under law or ordinance, or the discipline, performance or removal of the occupant of a public office, when the public body is given power to remove the occupant under law or ordinance. 5 ILCS 120/2(c)(2).

The Trustees discussed filling vacancy left by former Trustee Dickman's September 22, 2021 resignation.

5. Adjournment.


Trustee Thiessen moved to adjourn the Closed Session, seconded by Trustee Kirksey-Miller. Closed session was adjourned at 6:10 p.m.

Minutes Approved by:



President Michael Thiessen

Date: 10/20/2021



Trustee Shakana Kirksey-Miller

Date: 10/20/2021