

October 15, 2017

Mr. Kirk Allen
3894 Coach Road
Kansas, IL 61933

Dear Mr. Allen:

I am writing to respond to your September 25, 2017 article entitled: "Limestone Township-Please Rethink your Meeting Plans", and your September 26, 2017 article entitled: "Limestone Township-Misapplication of Law – Good Attorneys Should Apply as there is an Opening". In both of your articles, you cite 60 ILCS 1/35-5, and incorrectly allege that Limestone Township will violate, and did violate, a notice provision with respect to a Special Township "Board" Meeting.

As you are fully aware, all public bodies are governed by the Open Meetings Act. 5 ILCS 120/2.02 (b) specifically states that "Public Notice of any special meeting.....shall be given at least 48 hours' notice before such meeting..." The Township Code is silent as to notice provisions pertaining to a regular Township "Board" Meeting or a Special Township "Board" Meeting with the exception of Article 80-10 (b), which pertains to 48 hours' notice to Board Members regarding a Special Township "Board" Meeting. Articles 30 and 35 in the Township Code do specifically state notice provisions. You incorrectly allege that any Special Township "Board" Meeting must be "no less than 14 nor more than 45 days after written request is filed in the office of the Township Clerk."

Inasmuch as you were a Township Supervisor, I am quite certain that you are fully aware that there are only two meetings in which electors actually have the power to vote. The first is an Annual Township Meeting (Article 30) and the second is a Special Township Meeting (Article 35). Kindly take the time to read the enclosed Article 35 in its entirety. Please note how many times the highlighted word "elector(s)" is in Article 35. Furthermore, Article 35 states: "The statement.....must be relevant to powers granted to electors under this Code." Electors have no power to vote at a regular Township "Board" Meeting (i.e., approving monthly township bills, etc.) or at a Special Township "Board" Meeting (in this instance, the Limestone Township Board accepting a resignation). Only the Supervisor and the Board of Trustees have that power. The bottom line.....the notice provision in Article 35 pertains to Special Township Meetings called by or called for the electors. Pretty simple, even for the stupid.

In my unprofessional opinion, Limestone Township had the authority to call a Special Township "Board" Meeting provided the Supervisor and/or any two Board members followed the 48-hour Notice/Agenda provision to the Board Members and the public, followed the posting requirements and, of course, conducted only the business that was listed on the Agenda, all of which are pursuant to the Open Meetings Act.

Since I am not an attorney, I look forward to an article on your website disproving MY non-legal opinion, or, in the alternative, a retraction of YOUR erroneous allegations stated in the aforementioned two articles.

Thank you.

P.S. I have intentionally chosen not to identify myself as it is apparent that you take pleasure in insulting people. I do not want to be the target of one of your attacks.