

**IN THE CIRCUIT COURT OF COOK COUNTY ILLINOIS
CHANCERY DIVISION**

Mayor TIFFANY HENYARD,
in her official capacity as Mayor of
Village of Dolton,

Plaintiff,

v.

Village of Dolton Trustees JASON HOUSE,
BRITTNEY NORWOOD, KIANA L.
BELCHER, EDWARD STEAVE,
and TAMMY BROWN, in their
official and individual capacities,
ALISON KEY, Clerk for the Village of
Dolton, in her official capacity,

Defendants.

Case No. 2022 CH 08292

ORDER

This matter coming to be heard before the Court on Plaintiff's Verified Amended Motion for a Temporary Restraining Order, counsel for the parties being present, the Court being advised in the premises, and for the reasons stated on the record with a court reporter present to transcribe:

IT IS HEREBY ORDERED:

- (1) The motion for a TRO is denied based on the following provisions made in open court, which defeats Plaintiff's claim that she will suffer irreparable injury if a TRO does not issue:
 - (a) The Board of Trustees and the Clerk shall only have signatory access to the Fifth Third account in the same manner as the Mayor had and will not personally utilize "Positivity Pay" to process payments, which is something that was not utilized before according to longtime Village officials.
 - (b) The Board of Trustees shall not add to or amend the warrant list.
 - (c) Any Trustee may request of the Mayor, the Village Administrator or the Finance Director that any outstanding bills or invoices be placed on a warrant list.

(d) Only bills placed on the warrant list by the Mayor and approved by the Corporate Authorities or approved in accordance with the Village Code and the Illinois Municipal Code shall be paid.

(e) No payments for any approved bills shall issue prior to the time permitted for the Mayor to exercise veto power pursuant to 65 ILCS 3.1/40-45. This provision applies regardless of whether bills or a warrant list are approved at either a regular or a special meeting.

(f) Any mayoral veto of any approved expenditures shall be subject to the Village Board's power to override said veto pursuant to the Illinois Municipal Code.

(2) The Defendants' motion for sanctions is withdrawn.

(3) The Plaintiff shall be given leave to file an amended complaint on or before December 12, 2022.

(4) The status date of December 21, 2022 is stricken.

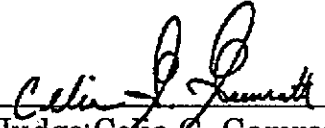
(5) This matter is set for status via Zoom on December 19, 2022 at 8:30 a.m. Zoom ID No.: 928 4730 2982, Password: 411367; Dial-in: 312-626-6799.

Judge Celia G. Gamrath

OCT 28 2022

Circuit Court - 2031

ENTER:



Judge Celia G. Gamrath

**VILLAGE OF DOLTON
COOK COUNTY, ILLINOIS**

ORDINANCE NO. 22-004

**AN ORDINANCE AMENDING THE DOLTON VILLAGE CODE REGARDING
SIGNATURE REQUIREMENTS ON WARRANTS**

WHEREAS, the Village of Dolton, Cook County, Illinois (the “Village”) is a home rule municipality pursuant to Section 6(a), Article VII of the 1970 Constitution of the State of Illinois, and as such may exercise any power and perform any function pertaining to its government and affairs (the “Home Rule Powers”); and

WHEREAS, the President and Board of Trustees (the “Corporate Authorities”) may amend the text of the Village Code from time to time to meet the changing needs of the Village and further the Village’s goals of efficiency and productivity; and

WHEREAS, the Village Board of Trustees find it to be in the best interests of the health, safety and welfare of the Village and its citizens to amend the Dolton Village Code regarding signature requirements on warrants.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and City Council of the Village of Dolton, Cook County, Illinois, by and through its home rule powers, as follows:

Section 1: That the above recitals and legislative findings are found to be true and correct and are hereby incorporated herein and made a part hereof, as if fully set forth in their entirety.

Section 2: Section 1-5-4(C) “Signature” of Section 1-5-4 “Powers and Duties” of Chapter 5 “Village President” of the Dolton Village Code is hereby amended by eliminating the Mayor’s authority to sign Village warrants and by amending this section to read as follows:

C. Signature

1. **Sign Commissions:** The President shall issue certificate of appointment to all persons appointed to office. The certificates shall be issued under the Corporate Seal to the Village Clerk and shall also be signed by the Village Clerk.
2. **Sign Warrants:** The Village President shall not be authorized to sign Village warrants. The Village Clerk and the most-senior Trustee shall sign all warrants drawn upon the Village Treasurer. The warrant shall state the particular fund and the appropriation to which the warrant is chargeable and the person to whom payable. The Village Clerk and the most senior Trustee shall countersign the warrant. If the most senior Trustee is unavailable to sign any approved warrants then the second most senior Trustee shall sign the warrants along with the Village Clerk.
3. **Authorize another to Affix His Signature:** He may designate another to affix his signature to any written instrument, other than warrants which the Mayor is not authorized to sign, which is required to be signed by him. However, before such action shall be effective, he shall send written notice to the Board of Trustees of the person so designated stating:
 - a. The name of the person he has so designated.
 - b. What instrument the person will have authority to sign, and
 - c. Attaching to the notice a written signature of the President executed by the designated person, with the signature of the person so designated underneath.

Such notice with the attached signatures shall be recorded in the journal and then filed with the Village Clerk. When the signature of the President is placed on a written instrument at the direction of the President in the specified manner, the instrument in all respects shall be as binding on the Village as if signed by the President in person.

Section 3: Section 1-10-5 "Bills, Payroll" of Chapter 10 "Municipal Finances" of the Dolton Village Code is hereby amended by amending this section to read as follows:

1-10-5: BILLS, PAYROLL:

- A. All bills payable by the Village shall be submitted to the Board of Trustees for approval before payment.
- B. The Treasurer shall pay out money in payment of all bills, or for salaries or for any other purpose other than the retirement of principal or interest on bonds or tax anticipation warrants only upon warrants signed by the Village Clerk and the most senior Trustee, as provided by statute and Village code. Such warrants shall designate

the items to be paid and the funds from which they are to be paid.

- C. All warrants drawn on the Treasurer must be signed by the Village Clerk and most senior Trustee, stating the particular fund or appropriation to which the same is chargeable and the person to whom payable, and no money shall be otherwise paid except as may be provided by statute.

Section 4: If any section, paragraph, clause or provision of this Ordinance shall be held invalid, the invalidity thereof shall not affect any other provision of this Ordinance.

Section 5: All ordinances, resolutions, motions or orders in conflict with this Ordinance are hereby repealed to the extent of such conflict.

Section 6: This Ordinance shall be in full force and effect upon its passage, approval and publication as provided by law.

PASSED AND APPROVED THIS 11th DAY OF JULY, 2022

TIFFANY HENYARD, Mayor

ATTEST:

ALISON KEY, Village Clerk

Ayes: (4) Trustees Brown, House, Norwood, Steaves
Nays: (0)
Absent (2) Trustees Holmes, Belcher
Abstain:



VILLAGE OF DOLTON

Tiffany A. Henyard.....Mayor
Alison Key Village Clerk

TRUSTEES

Kiana L. Belcher	Tammie Brown	Andrew Holmes
Jason House	Brittney Norwood	Edward Steave

September 7, 2022

████████████████████
5/3rd Bank
10759 W 159th Street
Orland Park, IL 60467

RE: CHANGE OF SIGNING OFFICERS FOR ACCOUNT [NUMBER]

Dear Ms. ██████████

This letter is to confirm that we have recently changed our signing officers on our account no. ██████████ effective immediately. The officer changes are noted below. In addition, we are enclosing a copy of the resolution reflecting this change.

The following officer(s) shall be removed:

Tiffany Henyard	Mayor
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The following officer(s) shall be added:

Jason House	Trustee, Finance Chair
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Please amend your records accordingly.

Yours truly,

████████████████████
Alison Key
Village Clerk

Enclosure



VILLAGE OF DOLTON

Tiffany A. Henyard.....Mayor
Alison Key Village Clerk

TRUSTEES

Kiana L. Belcher Tammie Brown Andrew Holmes
Jason House Brittney Norwood Edward Steave

September 7, 2022

[REDACTED]

5/3rd Bank
10759 W 159th Street
Orland Park, IL 60467

RE: CHANGE OF SIGNING OFFICERS FOR ACCOUNT [NUMBER]

Dear Ms. [REDACTED]

This letter is to confirm that we have recently changed our signing officers on our account no. [REDACTED] effective immediately. The officer changes are noted below. In addition, we are enclosing a copy of the resolution reflecting this change.

The following officer(s) shall be removed:

Riley H Rogers Former Village Mayor
Mary Kay Dugan Former Village Clerk

The following officer(s) shall be added:

Alison Key Village Clerk
Jason House Village Trustee, Finance Chair

Please amend your records accordingly.

Yours truly,
[Signature]
[REDACTED]

Alison Key
Village Clerk

Enclosure

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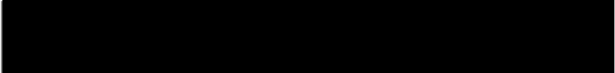
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**VILLAGE OF DOLTON
COOK COUNTY, ILLINOIS**

ORDINANCE NO. 24-005

AN ORDINANCE ESTABLISHING THE POSITION OF MAYOR PRO TEM

WHEREAS, the Village of Dolton, Cook County, Illinois (the “Village”) is a home rule municipality pursuant to Section 6(a), Article VII of the 1970 Constitution of the State of Illinois, and as such may exercise any power and perform any function pertaining to its government and affairs (the “Home Rule Powers”); and

WHEREAS, the President and Board of Trustees (the “Corporate Authorities”) may amend the text of the Village Code from time to time to meet the changing needs of the Village and further the Village’s goals of efficiency and productivity; and

WHEREAS, the Village Board of Trustees find it to be in the best interests of the health, safety and welfare of the Village and its citizens to amend the Dolton Village Code to add the appointment of a permanent Mayor Pro Tem; and

WHEREAS, the Mayor, Tiffany Henyard, refuses to attend special meetings (approximately 25) called by the Corporate Authorities; and

WHEREAS, Mayor Tiffany Henyard has refused to allow Village business (except overrides of vetoes) to be put on the regular Village board meeting agendas when requested by a majority of the Corporate Authorities since 2022; and

WHEREAS, the Village cannot continue to service and provide vital services to the residents without the ability of the Corporate Authorities to conduct the necessary business of the Village; and

WHEREAS, the Village is under severe financial distress, with the majority of the Board of Trustees not receiving financial information as requested; and

WHEREAS, there is no Village attorney or finance director, and the Village Administrator is under Federal indictment for bankruptcy fraud; and

WHEREAS, the Board of Trustees must call special meetings, in the absence of the Mayor, in order to attend to the regular business of the Village; and

WHEREAS, the Mayor, Tiffany Henyard, is frequently absent and incapable of performing the official duties of the elected Mayor due to her frequent trips to other states and her refusal to attend legally called special meeting; and

WHEREAS, due to the emergency necessitating its adoption, this ordinance shall be in full force and effect immediately following its passage and publication as provided by 65 ILCS 5/1-2-4.

NOW, THEREFORE, BE IT ORDAINED by the Corporate Authorities of the Village of Dolton, Cook County, Illinois, by and through its home rule powers, as follows:

Section 1: That the above recitals and legislative findings are found to be true and correct and are hereby incorporated herein and made a part hereof, as if fully set forth in their entirety.

Section 2: Section 1-5-5 "Mayor Pro Tem" is hereby added to Chapter 5 "Village President" of the Dolton Village Code to include the underlined language as follows:

Section 1-5-5 Mayor Pro Tem

The permanent position of Mayor Pro Tem shall be filled by the Senior Trustee, unless a majority of the Corporate Authorities choose another Trustee to fill the role of Mayor Pro Tem. The Mayor Pro Tem, during the absence, disability or any other incapability of the Mayor, including the inability or refusal to perform the duties of Mayor, as prescribed by statute and the ordinances of the Village of Dolton, shall have the powers and duties of the office of Mayor (Village President) while the Mayor is absent or unable to perform his or



her duties, or refuses to perform those duties as prescribed by statute, ordinance, or case law.

Section 3: If any section, paragraph, clause or provision of this Ordinance shall be held invalid, the invalidity thereof shall not affect any other provision of this Ordinance.

Section 4: All ordinances, resolutions, motions or orders in conflict with this Ordinance are hereby repealed to the extent of such conflict.

Section 5: Due to the emergency necessitating its adoption, this ordinance shall be in full force and effect immediately following its passage and publication as provided by 65 ILCS 5/1-2-4.

PASSED, APPROVED, AND EFFECTIVE THIS ____ DAY OF MAY 2024

ATTEST: 

ALISON KEY, Village Clerk

TIFFANY HENYARD, Mayor (Absent)

JASON HOUSE, Mayor Pro Tem

Ayes: (4) Trustees: Norwood, Belcher, House, T. Brown
Nays:
Absent(2) Trustees: S. Brown, A. Holmes
Abstain: