

September 26, 2019

Vermilion Regional Airport Authority July 17, 2018 Board Meeting

Executive Session Minutes – Agenda Item 14 b) Pursuant to Open Meetings Act 5ILCS 120/2 (c) (11),
Litigation

Purpose: The purpose of this verbatim transcript of the above executive session is a result of a Determination Letter (dated 9/20/19) by the Office of the Attorney General in response to a Request for Review by Mr. John Kraft submitted on July 18, 2018. To remedy this situation, the Attorney General's Office requests that the Board publicly release the portion of the closed session verbatim recording that starts at the 19:57 mark and ends at the 23:43 mark.

Kietzmann said and since we're talking about litigation, this different, do Steve and I need to come and talk to you more about the Edgar County Watch Dog group or

Davis said well we've already discussed that the procedure for that complaint that they filed with IDOT is that they have to make a determination whether or not they think there is a violation.

Mr. Foster said than they have to order a hearing, and Davis said they have to give notice to this Airport Authority and than this Airport Authority conducts it (inaudible) on whether or not.

Davis said now this is totally new, this was filed with the Sheriff yesterday. The Sheriff call me yesterday and told me that he'd been down to file this complaint (inaudible) we previously, with the state's attorney office last week with the same thing and um, at this point I don't think there is any prosecution in the works and

Foster said well he's talking about a citizens arrest, I am not amused. But I will tell you I was told to wait for the state to send us uh, an official letter, Davis said right, Foster said to which we hold a hearing to determine whether or not we're ya know, and then we gotta have testimony of some legal lawyers on what the words mean, ya know what group is exempt and another one not. Yeah. Foster said ya know, and I was told independent you know, I told you.

Davis said I can tell you I talked to the chief counsel at IDOT, they just said they're looking at it, they had not made a decision when we talked they said they will render a decision and communicate it with the Airport Authority. I researched the statute, it's a totally different conflict of interest provision in the statute they're citing and numerous other conflict of interest statutes and um I looked at the legislative history and on the third reading of this statute when they were (inaudible) any um, official or anybody employed by any government unit in the county from being on the airport authority board. Davis said one of the senators spoke up and said you mean that their employees that can't be on the airport authority board and they said under this provision yes, and the guy said well I have a superintendent of schools on my airport authority board so they brought into the statute everybody but the superintended of schools. Beginning is inaudible...there's only two more left.

Kietzmann said if I worked for 118 I'd be okay, but I work for the college who has and

Foster said you're going to jail with me.

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Keitzmann finished saying who has no business out here.

Foster said Hey you think we're gonna share cells?

Foster said I don't know if I want to be locked up with Kietzmann all night.

Keitzmann said but, but I do have the best interest of the airport in my heart and if it comes to I need to step down I will, but right now, guys, we need to stick together and get through this.

Ingram said absolutely.

Davis said alright, I did get a couple of emails from the mayor who received a copy of this complaint.

Foster said yeah. What'd he say?

Davis said his interpretation was the guy is looking at the wrong statute for airport authority. He's looking at the statute that governs municipal airports not ones that are more traditional airports.

Foster said this is not a union airport. (inaudible).

Davis said he asked me to review (or preview) that and I said (inaudible) than yeah, I'd be glad to do it.

Foster said, one other thing, what he doesn't include in here and he should, is the procedure for getting us off the board. He didn't look at that law, it's very specific. And Jerry's chosen to follow that law.

Kietzmann said okay I need a motion for us to return to open session. Motion to return to open session, Tom, I need a second, Bill? Ingram said before I second that.

End of recording mark 23:43.

Transcribed by board secretary and Office Manager Suzie Salonen

MINUTES Approved ✓ Amended _____ By Acclamation this 15th of OCT, 2019.