

MINUTES

**Board of Governors' Meeting
July 21, 2020**

Pursuant to Executive Order 2020-07 (as amended by Executive Order 2020-44) and amendments to the Open Meetings Act as contained in Public Act 101-0640, in response to COVID-19

Chairman Hood called the meeting to order at 11:04 A.M. and said the teleconference meeting was pursuant to Executive Order 2020-07 (as amended by Executive Order 2020-44) and amendments to the Open Meetings Act as contained in Public Act 101-0640, in response to COVID-19. He thanked all for joining the teleconference and requested that Secretary Noll call the roll. Secretary Noll did so, and Chairman Hood noted the presence of a quorum.

ROLL CALL

Board Members Present:

Justin Hood, Chairman
Ben Goetten, Vice-Chairman
Gray H. Noll, Secretary
Andrew J. Doyle
Joseph Magats (For Kimberly M. Foxx)
Joseph H. McMahon
Michael G. Nerheim
Julia Rietz (late)
Stewart J. Umholtz
Brandon J. Zanotti

Board Members Absent:

None

Staff:

Patrick J. Delfino, Director
Matthew Jones, Associate Director
David J. Robinson, Chief Deputy Director
Gloria Mundy, Chief Fiscal Officer
Megan Kelly, Administrative Assistant

Chairman Hood stated he would entertain a motion to approve the minutes of the previous Board Meeting of April 1, 2020.

Vice-Chairman Goetten made a motion to approve the minutes of the previous Board of Governors' Meeting of April 1, 2020, and Board Member Zanotti seconded the motion.

Chairman Hood asked for discussion. Hearing none, he called for a vote.

MOTION TO APPROVE THE MINUTES OF THE APRIL 1, 2020 BOARD OF GOVERNORS' MEETING MADE BY VICE-CHAIRMAN GOETTEN AND SECONDED BY BOARD MEMBER ZANOTTI. MOTION CARRIED BY UNANIMOUS ROLL CALL VOTE.

Chairman's Remarks

Chairman Hood stated that this would be his last meeting as Chairman and last meeting on the Board. He said he enjoyed every minute of being on the Board and dealing with the Director and Agency personnel.

He emphasized his phone number would remain the same and that he would always be available to provide any necessary assistance.

He again thanked everyone and then requested that Director Delfino make his report.

Director's Report

Director Delfino expressed his deep appreciation to Chairman Hood on behalf of all Agency personnel, current and past, for his outstanding leadership and accomplishments.

Director Delfino gave a comprehensive overview on all Agency FY20 and FY21 budgetary matters. He again expressed his appreciation to Chief Fiscal Officer Mundy for her budgeting accomplishments and expertise. Regarding the county contributions, he stated that 100 counties had paid in the amount of \$1,581,000.00. He reported that Alexander County still owed \$4,000.00 which was expected in the near future.

He stated that the FY21 budget does include the important \$3.4 million dollar pass-through grant to Cook County. He likewise expressed his thanks to Board Member Magats for his assistance in this matter. Board Member Magats expressed his appreciation on behalf of the Cook County State's Attorney's Office for the grant award.

Director Delfino further said that the FY21 budget contains funds for additional briefwriters. He said he could not provide an exact number because that would depend on the salaries at which they would be hired with all salaries being in compliance with the current SAAP-AFSCME Collective Bargaining Agreement. He estimated 6-8 new briefwriters would be hired.

He emphasized that COVID-19 concerns had resulted in all briefwriters working remotely from home.

He further said that there would be at least one new special prosecutor needed.

Director Delfino then asked Associate Director Jones to give a summary of proposed CLE programs. Associate Director Jones stated that while COVID-19 still made CLE planning tentative, he anticipated programs on Ethics, Basic Trial Advocacy, and Advanced Trial Advocacy in September and October.

He emphasized that we would be taking full advantage of our new Zoom webinar capability. Director Delfino thanked Associate Director Jones for his planning strategy.

Director Delfino next reviewed all Agency activity reports and expressed his appreciation to Chief Deputy Director Robinson and all Deputy Directors for their administrative skills. He again stated that all specific information is listed in detail in the Board packet.

Chairman Hood stated he would entertain a motion to approve the proposed Agency's Contractual and Personnel List as submitted.

Board Member Zanotti made the motion to approve the proposed Agency's Contractual and Personnel List as submitted, and Board Member McMahon seconded the motion.

Chairman Hood asked for a discussion. Hearing no discussion, Chairman Hood called for a vote.

MOTION TO APPROVE THE PROPOSED AGENCY'S CONTRACTUAL AND PERSONNEL LIST AS SUBMITTED MADE BY BOARD MEMBER ZANOTTI AND SECONDED BY BOARD MEMBER McMAHON. MOTION CARRIED BY UNANIMOUS ROLL CALL VOTE.

Director Delfino next summarized the preliminary information on the Cannabis Expungement Fund. He stated that 48 counties have submitted invoices in the amount of \$249,705.00 and that all invoices have been processed for payment.

He further said that the larger counties would require contracts, and that he would notify them when FY21 funds become available.

Director Delfino stated this concluded his report, and Chairman Hood thanked him for his presentation.

Chairman Hood next called on both Board Member Umholtz and Board Member McMahon to give the Best Practices Committee Report.

Best Practices Committee Report

Board Member Umholtz gave the summary and stated that there was nothing really new since the last Board Meeting. He further said that he would keep the Board informed on any new developments.

Public Comments

Chairman Hood asked for any comments from the public. There were no members of the public who wished to comment.

Chairman hood then complimented outgoing Board Member McMahon and Board Member Doyle on their outstanding service to this Board and to the People of the State of Illinois.

Old Business

Chairman Hood next asked if there was any old business. The Board had no old business to discuss.

New Business

Chairman Hood said the new business would be the election of Board Members, the election of Board Officers, and Certification of Results to the Secretary of State.

He then requested that Secretary Noll report on the ballot count results for the election for Board Members.

Secretary Noll stated he had counted the ballots and reported on the election results as follows:

A. Fifth District Members

- 1. Denton Aud - White County**
- 2. Brandon J. Zanotti - Williamson County**

B. Fourth District Members

- 1. Ben Goetten - Jersey County**
- 2. Gray H. Noll - Morgan County**

C. Third District Members

- 1. Colby Hathaway - Henderson County**
- 2. Stewart J. Umholtz - Tazewell County**

Secretary Noll said that the results for the Second District showed that Kendall County State's Attorney Eric Weiss won one Board Member position. However, he said there was a tie between Michael G. Nerheim of Lake County and Robert Berlin of DuPage County for the second Board Member position.

Chairman Hood followed procedure and proceeded with a coin flip that was won by Robert Berlin of DuPage County.

D. Second District Members

- 1. Robert Berlin - DuPage County**
- 2. Eric Weis - Kendall County**

Chairman Hood congratulated the newly-elected Board Members and stated that he would entertain a motion to approve the canvassing of the results of the election of the Members of the Board of Governors as indicated by the official tally of votes and to certify said results to the Secretary of State.

Board Member Umholtz made a motion to approve the canvassing of the results of the election of the members of the Board of Governors as indicated by the official tally of votes and to certify said results to the Secretary of State, and Secretary Noll seconded the motion.

Chairman Hood asked for a discussion. Hearing none, he called for a vote.

MOTION TO APPROVE THE CANVASSING OF THE RESULTS OF THE ELECTION OF THE MEMBERS OF THE BOARD OF GOVERNORS AS INDICATED BY THE OFFICIAL TALLY OF VOTES AND TO CERTIFY SAID RESULTS TO THE SECRETARY OF STATE MADE BY BOARD MEMBER UMHOLTZ AND SECONDED BY SECRETARY NOLL. MOTION CARRIED BY UNANIMOUS ROLL CALL VOTE.

Board Member Umholtz made a motion to elect Board Member Goetten as Chairman, and Board Member Aud seconded the motion.

There being no other nominations, a vote was held.

MOTION TO ELECT BOARD MEMBER GOETTEN AS CHAIRMAN MADE BY BOARD MEMBER UMHOLTZ AND SECONDED BY BOARD MEMBER AUD. MOTION CARRIED WITH SEVEN (7) "YES" VOTES WITH BOARD MEMBER GOETTEN ABSTAINING.

Chairman Goetten thanked the Board Members for their confidence and support and expressed his appreciation to Past-Chairman Hood for his outstanding service.

Chairman Goetten then said he would entertain a motion for Vice-Chairman.

Board Member Noll made a motion to elect Board Member Zanotti as Vice-Chairman, and Board Member Aud seconded the motion.

Chairman Goetten asked if there were any other nominations. Hearing none, he declared the nominations closed and called for a vote.

MOTION TO ELECT BOARD MEMBER ZANOTTI AS VICE-CHAIRMAN MADE BY BOARD MEMBER NOLL AND SECONDED BY BOARD MEMBER AUD. MOTION CARRIED BY UNANIMOUS ROLL CALL VOTE.

Chairman Goetten then said he would entertain a motion to elect a Secretary.

Board Member Noll made a motion to nominate himself as Secretary and Vice-Chairman Zanotti seconded the motion.

Chairman Goetten asked if there were any other nominations. Hearing none, he declared the nominations closed and called for a vote.

MOTION TO ELECT BOARD MEMBER NOLL AS SECRETARY MADE BY BOARD MEMBER NOLL AND SECONDED BY VICE-CHAIRMAN ZANOTTI. MOTION CARRIED BY UNANIMOUS ROLL CALL VOTE.

Chairman Goetten congratulated Vice-Chairman Zanotti and Secretary Noll on their election.

Vice-Chairman Zanotti and Secretary Noll thanked their fellow Board Members for their unanimous support.

Chairman Goetten next said he would entertain a motion to appoint an At-Large Board Member.

Board Member Hathaway made a motion to appoint State's Attorney Havera of Christian County as At-Large Board Member, and Vice-Chairman Zanotti seconded the motion.

Chairman Goetten asked if there were any other nominations.

Secretary Noll made a motion to appoint Julia Rietz of Champaign County as At-Large Board Member, and Board Member Magats seconded the motion.

Chairman Goetten asked if there were any other nominations. Hearing none he called for a vote.

MOTION TO APPOINT CHRISTIAN COUNTY STATE'S ATTORNEY MICHAEL HAVERA AS AT-LARGE BOARD MEMBER MADE BY BOARD MEMBER HATHAWAY AND SECONDED BY VICE-CHAIRMAN ZANOTTI.

MOTION TO APPOINT CHAMPAIGN COUNTY STATE'S ATTORNEY JULIA RIETZ AS AT-LARGE BOARD MEMBER MADE BY SECRETARY NOLL AND SECONDED BY BOARD MEMBER MAGATS.

CHRISTIAN COUNTY STATE'S ATTORNEY MICHAEL HAVERA WON THE APPOINTMENT BY A 4-3 ROLL CALL VOTE.

Chairman Goetten congratulated new At-Large Board Member Havera on his appointment and thanked former At-Large Board Member Rietz for her service.

Chairman Goetten then made a motion to approve the canvassing of the results of the election of the Members of the Board of Governors as indicated by the official tally of votes and to certify said results together with the results of the vote to appoint the At-Large Member of the Board of Governors to the Secretary of State. Board member Umholtz seconded the motion.

MOTION TO APPROVE THE CANVASSING OF THE ELECTION OF THE MEMBERS OF THE BOARD OF GOVERNORS AS INDICATED BY THE OFFICIAL TALLY OF VOTES AND TO CERTIFY SAID RESULTS TOGETHER WITH THE RESULTS OF THE VOTE TO APPOINT THE AT-LARGE MEMBER OF THE BOARD OF GOVERNORS TO THE SECRETARY OF STATE MADE BY CHAIRMAN GOETTEN. BOARD MEMBER UMHOLTZ SECONDED THE MOTION. THE MOTION PASSED BY A 4-3 ROLL CALL VOTE.

Chairman Goetten thanked all Board Members and former Board Members for their active participation. He said he firmly believed in open discussion and that he would always be available to meet or talk with any Board Member.

Adjournment

Chairman Goetten made a motion to adjourn the July 21, 2020 Board of Governors' Meeting, and Vice-Chairman Zanotti seconded the motion. Chairman Goetten called for a vote.

MOTION TO ADJOURN THE JULY 21, 2020 BOARD OF GOVERNORS' MEETING MADE BY CHAIRMAN GOETTEN AND SECONDED BY VICE-CHAIRMAN ZANOTTI. MOTION CARRIED BY UNANIMOUS ROLL CALL VOTE.

Meeting adjourned at 11:42 A.M.

RESPECTFULLY SUBMITTED for future approval by the Board of Governors.

MINUTES APPROVED by the Board of Governors, September 30, 2020.