

RESOLUTION NO. 24- 23

**A RESOLUTION AUTHORIZING AND APPROVING THE APPOINTMENT OF
THE VILLAGE ATTORNEY AND A RELATED ENGAGEMENT AGREEMENT
FOR THE VILLAGE OF HAMPSHIRE, KANE AND
MCHENRY COUNTIES, ILLINOIS**

WHEREAS, the Village of Hampshire, Illinois (the “Village”) is a duly organized and validly existing non-home rule municipality organized and operating under the Illinois Municipal Code (65 ILCS 5/1-1-1, *et seq.*); and

WHEREAS, the President of the Village (the “President”) and the Board of Trustees of the Village (the “Village Board” and with the President, the “Corporate Authorities”) are committed to ensuring that the Village operates in a safe, economical, efficient and proper manner; and

WHEREAS, Section 3.1-30-5 of the Illinois Municipal Code (65 ILCS 5/3.1-30-5) authorizes the President, with the advice and consent of the Village Board, to appoint an attorney or corporation counsel; and

WHEREAS, pursuant to Section 1-6-1 of the Municipal Code of Hampshire of 1985, the Village attorney shall be appointed by the President, by and with the advice and consent of the Village Board; and

WHEREAS, the Corporate Authorities desire to have James Vasselli, the current acting village attorney (the “Village Attorney”), continue to represent the Village; and

WHEREAS, the Corporate Authorities have determined that it is advisable, necessary, and in the best interests of the Village and its residents to appoint James Vasselli to the position of Village Attorney and to approve an engagement letter and fee agreement with Vasselli Law, LLC (collectively, the “Engagement Agreement”), incorporated herein by reference;

NOW, THEREFORE, BE IT RESOLVED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF HAMPSHIRE, KANE AND MCHENRY COUNTIES, ILLINOIS, AS FOLLOWS:

SECTION 1. The Corporate Authorities hereby find that all of the recitals contained in the preambles to this Resolution are full, true and correct and hereby incorporate and make them part of this Resolution.

SECTION 2. The purpose of this Resolution is to appoint James Vasselli to the position of Village Attorney, to authorize and approve the Engagement Agreement and to authorize the President or his designee to perform all necessary acts to effectuate the intent of this Resolution.

SECTION 3. The President hereby appoints James Vasselli as the Village Attorney and the Village Board hereby provides its advice and consents to said appointment. The Village Board hereby authorizes the President or his designee to execute and enter into the Engagement Agreement, with such insertions, omissions and changes as shall be approved by the President. The Village Clerk or her designee is hereby authorized and directed to attest to, countersign, and affix the Seal of the Village to any documentation as may be necessary to carry out and effectuate the purpose of this Resolution. It is hereby determined that it is advisable, necessary, and in the public interest of the Village for the Village to take the actions set forth in this Resolution. The officers, agents, and/or employees of the Village shall take all action necessary or reasonably required to carry out, give effect to, and effectuate the purpose of this Resolution. The Village is authorized to allocate, spend and/or receive all necessary funds to fulfill the requirements of this Resolution.

SECTION 4. That all past, present and future acts and doings of the officials of the Village that are in conformity with the purpose and intent of this Resolution are hereby, in all respects, ratified, approved, authorized and confirmed.

SECTION 5. That the provisions of this Resolution are hereby declared to be severable and should any provision of this Resolution be determined to be in conflict with any law, statute or regulation by a court of competent jurisdiction, said provision shall be excluded and deemed inoperative and unenforceable and all other provisions shall remain unaffected, unimpaired, valid and in full force and effect.

SECTION 6. All code provisions, ordinances, resolutions, rules and orders, or parts thereof, in conflict herewith are, to the extent of such conflict, hereby superseded.

SECTION 7. If required by law, a full, true and complete copy of this Resolution shall be published in book or pamphlet form or in a newspaper published and of general circulation within the Village.

SECTION 8. This Resolution shall be effective and in full force immediately upon passage and approval as provided by law.

[REMAINDER OF PAGE INTENTIONALLY LEFT BLANK]

ADOPTED THIs 18 DAY OF JULY, 2024.

YEAS (or AYES): Fodor, Koth, Mott, Robinson

NAYS (or NOES): None

ABSENT: Kelly, Pollastrini

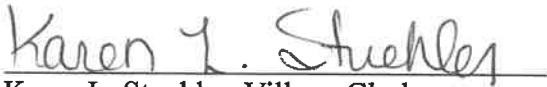
ABSTAIN: None

APPROVED THIS 18 DAY OF JULY, 2024.



Michael J. Reid, Jr., Village President

ATTEST:



Karen L. Stuehler, Village Clerk

CONFIDENTIAL MEMORANDUM

To: Jay Hedges
From: James Vasselli
Date: June 28, 2024
Subject: Confirmation of Village Attorney Position

I, as of June 26, 2024 and as we discussed, amicably left the Ottosen Law Firm to start my own practice of law. Attorney Erin Kiernat, who works on a number of matters, will be joining me along with two paralegals and two support staff members. We plan to add two more lawyers before September 1, 2024 who focus on municipal, FOIA, OMA, litigation, and labor and employment matters. It is understood that all clients that we previously represented and follow us to the new firm will be billed at the same rates as when we were at Ottosen with one minor exception as set forth in more detail below and will be beneficial to municipal clients. As such, the new law firm will give the clients access to more legal resources presently and prospectively.

There is, as stated above, one exception to the billing processes: our minimum billing increment will be decreased from 0.3 of an hour to 0.1 hour. Therefore, instead of paying a minimum for 18 minutes of our time for every project, clients will be paying a minimum of 6 minutes and in 6-minute increments. We believe this change will result in significant savings for clients and more accurately represent the use of taxpayer dollars for municipal clients.

I, in my personal capacity, was appointed as the Village Attorney. Please see the attached minutes and the law below.

1-6-1: APPOINTMENT

The Village President and Board of Trustees may from time to time retain a Village Attorney to represent or advise the Village on legal matters, and they may likewise retain special counsel to advise or represent the Village on special matters or to assist the Village Attorney. The Village Attorney shall be appointed by the Village President, by and with the advice and consent of the Board of Trustees, and he shall serve until his successor is appointed and qualified. (1985 Code)

Please let me know if there are any questions or further clarifications needed. I look forward to continuing to work with the Village on the same material terms, except as set forth above regarding billing matters.

Attachments:

- Meeting Minutes

STATE OF ILLINOIS)
) SS
COUNTY OF KANE)

CLERK'S CERTIFICATE
(RESOLUTION)

I, Karen L. Stuehler, certify that I am the duly appointed and acting Clerk of the Village of Hampshire, Kane and McHenry Counties, Illinois, and I do hereby certify that I am currently the keeper of its books and records and that the attached hereto is a true and correct copy of a Resolution titled:

**A RESOLUTION AUTHORIZING AND APPROVING THE APPOINTMENT OF
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FOR THE VILLAGE OF HAMPSHIRE, KANE AND
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I certify that on July 18, 2024, the Board of Trustees of Hampshire (or the Corporate Authorities, if required by law) passed and adopted Resolution No. 24-23, which was approved by the Village President on the 18 day of July, 2024.

I do further certify, in my official capacity, that a quorum of said Board of Trustees was present at the meeting and that the meeting was held in compliance with all requirements of the Open Meetings Act (5 ILCS 120/1, *et seq.*).

Copies of such Resolution are available for public inspection upon request in the office of the Village Clerk.

DATED at Hampshire, Illinois, this 25 day of July, 2024.

Karen L. Stuehler

Karen L. Stuehler, Village Clerk
Village of Hampshire

(Seal)

