

**VILLAGE OF CARPENTERSVILLE  
BOARD OF TRUSTEES  
SPECIAL BOARD MEETING  
January 24, 2018**

The special meeting of the Village Board of Trustees was called to order at 7:00 p.m. Those present for roll call were Trustees Burroway, Frost, Humpfer, Lawrence, and O’Sullivan, and President Skillman. Also present were Acting Village Manager Huber, Police Chief Kilbourne, Attorney Passman, and Village Clerk Mastera.

Trustee Rehberg was absent from the meeting.

The Pledge of Allegiance was led by President Skillman.

**NEW BUSINESS**

**A. Possible Action by Board on the Removal of a Specific Employee or Execution of a Separation Agreement**

Attorney Passman explained about parliamentary procedure and how to remove a tabled motion.

Motion by Trustee Frost to remove the motion to terminate Manager Rooney from the table, seconded by Trustee O’Sullivan.

**Vote on Motion:**

5 – ayes (Burroway, Frost, Humpfer, Lawrence, and O’Sullivan)

0 – nay

1 – absent (Rehberg)

**Motion passed.**

Motion by Trustee Humpfer to call to the table the motion to terminate Manager Rooney, from the Saturday, January 20<sup>th</sup> meeting. There was no second to his motion.

Trustee Lawrence, said she believes Mr. Rooney has voluntarily resigned his employment with the Village, effective January 5<sup>th</sup>, 2018. She said that records indicate that the last day Mr. Rooney reported to work at the Village was January 5<sup>th</sup>, 2018. She said that at that time, he cleared out his office of personal belongings and turned over Village keys to the administration department. Trustee Lawrence cited the Village Employee Handbook, Chapter 4, Section L which states:

“Any employee who fails to report to work on two (2) consecutive workdays without notifying his or her supervisor or Department Head will be considered to have voluntarily resigned from employment with the Village. The termination date will be the last day worked.”

Trustee Lawrence said that in light of Mr. Rooney's actions, including his failure to communicate his absence, and the Employee Handbook as written, as well as the general law governing voluntary resignation, Mr. Rooney voluntarily resigned his employment as of January 5, 2018. She said the purpose of her following motion is to acknowledge Mr. Rooney's legally binding resignation.

Motion by Trustee Lawrence to: (1) Accept Mark Rooney's voluntary resignation from employment and appointment as Village Manager as of January 5<sup>th</sup>, 2018, notwithstanding any wages or benefits already paid to him after that date which he may keep; (2) Withdraw any separation agreements previously offered to Mark Rooney; and (3) If Mark Rooney should be deemed by a court of competent jurisdiction to have not voluntarily resigned his employment, to terminate Mark Rooney's employment and appointment as Village Manager, all effective immediately. Seconded by Trustee Frost.

Attorney Passman clarified that Trustee Humpfer's motion had not received a second. President Skillman concurred, and since Trustee Humpfer's motion did not have a second, they were to proceed with Trustee Lawrence's motion, which did get seconded.

**Vote on Motion:**

4– ayes (Frost, Lawrence, O'Sullivan, and Skillman)

2 – nay (Burroway and Humpfer)

1 – absent (Rehberg)

**Motion passed.**

**ADJOURNMENT**

As there was no further business, Trustee Frost motioned to adjourn the meeting. Trustee Humpfer seconded. Voice vote was unanimous, all in favor.

The meeting adjourned at 7:06 p.m.

Respectfully submitted,

*Kelly Mastera*

Kelly Mastera, Village Clerk