

COPY

RESOLUTION NO. 21-5

COPY

A RESOLUTION OF THE VILLAGE OF HAMEL REGARDING HB 3653 (CRIMINAL JUSTICE REFORM BILL) DISAPPROVING OF THE LEGISLATIVE PROCESS AND RECOMMENDING GOVERNOR PRITZKER'S VETO

WHEREAS, the Village of Hamel operates a police agency as authorized by the State of Illinois; and

WHEREAS, on January 13, 2021, the Illinois General Assembly used the final hours of the 101st General Assembly's lame duck session to pass HB 3653, a criminal justice reform bill ("Bill"); and

WHEREAS, the Bill is highly controversial and, upon review by the law enforcement community, including the sworn officers of the Village of Hamel, the law is believed to fundamentally change significant criminal justice procedures in Illinois; and

WHEREAS, the original version of the Bill, which is over 600 pages, was introduced approximately one week before the session and was drafted without meaningful input or support from statewide police and municipal organizations; and

WHEREAS, the final version of the Bill, which is approximately 764 pages, was first made available at 3:51 A.M., on January 13, 2021; and

WHEREAS, the Bill was then passed by the Illinois Senate less than an hour later, at 4:49 A.M., by a vote of 32-23 with bi-partisan opposition; and

WHEREAS, approximately eight (8) hours later, the Illinois House passed the Bill by a vote of 60-50 with bi-partisan opposition; and

WHEREAS, there was insufficient time provided for legislators and interested parties to review the proposed Bill prior to its passage; and

WHEREAS, the Bill passed without enough input from statewide police and municipal organizations and without their support; and

WHEREAS, within 24-hours of the Bill's passage, hundreds of thousands of people have signed either or both the change.org petition asking Governor Pritzker to veto the Bill and/or the Illinois Fraternal Order of Police petition opposing the Bill; and

WHEREAS, the men and women of the Village of Hamel Police Department serve with honor, dedication, and integrity as they protect and defend the Community; and

WHEREAS, the Village of Hamel has a long-standing pride-filled commitment of support for the Village’s Police Department and all the men and women that serve within it; and

WHEREAS, the community, including the public, the police, and municipalities, deserve government and a legislative process that is transparent, participatory, collaborative, and open.

NOW THEREFORE, BE IT RESOLVED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF HAMEL, ILLINOIS, AS FOLLOWS:

SECTION 1: The foregoing Recitals are hereby incorporated in this Section 1 as though fully set forth herein.

SECTION 2: The Village of Hamel supports the position of the Illinois Association of Chiefs of Police and Illinois Law Enforcement Coalition that the legislative process was fatally flawed and that the lack of discussion and collaboration with members of law enforcement by our law makers resulted in a law that poses a substantial danger to all the parties it purports to want to protect. Among the most dangerous portions of the law are the changes concerning the use of deadly force, the use of force for custody purposes, the “imminent” threat requirement as now defined, the prohibition on the review of camera footage to create accurate reports, the recognition of anonymous complaints, and the pretrial release provisions. Moreover, there is no realistic opportunity to train the Officers of the Village of Hamel on these new enigmatic provisions prior to the laws going into effect on July 1, 2021.

SECTION 3: The Village of Hamel, as a unit of government directly impacted by the flawed terms of HB3653, respectfully requests that Governor Pritzker veto HB 3653 and direct the new 102nd General Assembly to work collaboratively with interested parties on a criminal justice reform bill that will be subject to a fair and transparent legislative process and that will create a realistic opportunity to train law enforcement personnel on the new requirements.

SECTION 4: This Resolution shall be in full force and effect immediately upon its passage and approval as required by law.

SECTION 5: The Village Clerk is hereby authorized and directed to immediately forward a copy of this Resolution to the Governor Pritzker’s office following its adoption and approval.

PASSED this 9th day of February 2021.

Roll Call Vote:

VOTING AYE:

Rick Salmi

Randy Otrembiak

Dwynn Isringhausen

Bethany Behrhorst


VOTING NAY:

ABSENT:

Justin Goebel


Jerry Gorzny

APPROVED by the President of the Village of Hamel, Illinois this 9th day of
February, 2021.



Larry Bloemker, President

ATTESTED, Filed in my office,
And published in pamphlet form
This 9th day of February, 2021.



Debbie Belville – Village Clerk



COUNCIL: 1/19/2021
Parker/Misick

**RESOLUTION OF THE CITY OF FREEPORT, ILLINOIS URGING
THE GOVERNOR TO VETO HOUSE BILL 3653 REGARDING
CRIMINAL JUSTICE REFORM**

RESOLUTION NO. R-2021-03

WHEREAS, the City of Freeport is a Municipal Corporation and a Home Rule Unit of Local Government of the State of Illinois, pursuant to Section 6 of Article VII of the Illinois Constitution of 1970, as amended (hereinafter referred to as the "City"); and

WHEREAS, the Illinois General Assembly passed House Bill 3653 on January 13, 2021 (the "Bill"); and

WHEREAS, the Bill enacts several provisions which have been referred to as criminal justice reform measures; and

WHEREAS, while the City supports many of the criminal justice reform measures contained in the Bill, some of the measures will have significant negative impacts on the safety of the residents of the City and the men and women of the City Police Department; and

WHEREAS, of further concern is that local governments and local law enforcement agencies were not provided any meaningful opportunity to comment on or participate in the crafting of the proposed criminal justice reform measures; and

WHEREAS, the City Council of the City of Freeport joins the Illinois Chief's Association, the Illinois Sheriff's Association, the Illinois States Attorney's Association, the Illinois Police Benevolent and Protective Association and the Fraternal Order of Police in expressing sincere disappointment over the passage of this bill during a lame duck legislative session in the early morning hours of January 13th; and

WHEREAS, while not exhaustive, the following is an example of some of the provisions of the bill that are of great concern to the City Council:

- A. Elimination of Cash Bail; and
- B. Allowance of anonymous complaints about municipal police officers to the Illinois Law Enforcement Training and Standards Board; and
- C. Addition of conflicting/confusing language regarding when a police officer may lawfully engage in the use of force which may result in increased injuries of police officers; and
- D. Addition of restrictions on Municipal Police Department's ability to obtain equipment; and
- E. Creation of numerous unfunded mandates on Illinois municipalities; and

WHEREAS, the City finds it to be in the best interest of the health, safety, morals and general welfare of its citizens to express its genuine concern about the effects of this

bill on the safety of the citizens of Freeport and requests that Governor J.B. Pritzker veto House Bill 3653.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FREEPORT, ILLINOIS as follows:

Section 1. The foregoing recitals shall be and are hereby incorporated in this Section 1 as if said recitals were fully set forth.

Section 2. That the City of Freeport is hereby requests Governor J.B. Pritzker to veto House Bill 3653 and thereafter provide municipal governments an opportunity to provide meaningful input on the effects of the legislation on the safety of City residents and members of its Police Department.

Section 3. That the Mayor and City Clerk, on behalf of the City, are authorized to execute such documents and all other documents necessary to forward a copy of this Resolution to Governor J.B. Pritzker, members of the City of Freeport Illinois legislative delegation and members of the Freeport Police Department.

Section 4. If any section, paragraph, clause or provision of this Resolution shall be held invalid, said invalidity shall not affect any other provision of this Resolution.


Section 5. This Resolution shall be in full force and effect upon its passage and approval in the manner provided by law.

Section 6. That this Resolution is being passed pursuant to the Home Rule Authority of the City of Freeport as given by Section 6 of Article VII of the Illinois Constitution of 1970, as amended.

RESOLVED BY THE CITY COUNCIL OF THE CITY OF FREEPORT, ILLINOIS this 19th day of January, 2021.


Dovie L. Anderson, City Clerk

APPROVED this 20th day of January, 2021.


Jodi Miller, Mayor