

ALLIN TWP FIRE PROTECTION DISTRICT TRUSTEE MEETING

8-12-2015 @ 7 pm Fire Station

Meeting called to order by Fire Trustee Pres.

- Roll Call
- Prevailing wage
- Supplemental Appropriation and Budget
- Appropriation and Budget
- Current ins Package
- Fiscal Report

- Chief Report
- Any other items or action
- New Business no action
- EXECUTIVE SESSION; REGARDING PERSONNEL, EMPLOYMENT, LITIGATION, CERTAIN AUDIT PROCEDURES, SALE OR PURCHASE OF FIRE DEPT PROPERTY OR DISCUSSION OF PAST EXECUTIVE SESSION MINUTES.
- Possible action on items discussed in executive session
- Adjournment

Posted 8-6-2015

Voice – (309) 359-3461
Fax – (309) 359-8918
Danvers – (309) 963-4312
www.mcgrathpc.com
mcgrathpc@frontier.com

 **MCGRATH
LAW OFFICE, P.C.**
113 S. Main St.
P.O. Box 139
Mackinaw, Illinois 61755

Attorneys
Mark J. McGrath
Patrick B. McGrath
Paralegal
Denise L. Chrestenson

July 31, 2015

VIA EMAIL ONLY

Josh Deterding
Jsd3520@gmail.com

Dear Josh:

On July 29, 2015 you requested the following records from Allin Township Fire Protection District:

- All ordinances that are currently in affect for the fire protection district
- All budget amendment ordinances for the past 3 fiscal years
- All supplemental appropriation ordinances for the past 3 fiscal years
- All fiscal year end reports listed by line item
- All emails between 2 or more trustees from January 1, 2015 to July 29, 2015

On July 31, 2015, I sent a letter to you notifying you that a request contained in your July 24, 2015 email was a voluminous request due to the fact that you had made five or more categorical requests in a twenty day period. I identified the above stated requests as being five of the categorical requests within the relevant twenty day period. You sent a follow up email with new requests, and indicated those new requests take the place of the voluminous request. I emailed you on August 5 asking for clarification of what specific requests were replaced by the new requests sent August 2. I am awaiting your response to that email.

To the extent the above stated requests have not been withdrawn, please accept this letter as notice that Allin Township Fire Protection District is treating these five requests as voluminous requests. The reason why Allin Township Fire Protection District is treating these requests as voluminous requests is because a combination of your individual requests total requests from more than five different categories of records in a period of twenty business days. The categorical requests include the above stated requests, as well as your requests from July 24, 2015 and July 20, 2015.

Pursuant to the provisions of Section 3.6 of the Freedom of Information Act, I am required to advise you that you must respond to the Fire Protection District within ten business days after the date this response was sent and specify whether you would like to amend your request in such a way that the Fire Protection District will no longer treat the request as a voluminous request. If you do not respond within ten business days, or if your request continues to be a voluminous request, following your response the Fire Protection District will respond to the request and assess any fees the Fire Protection District charges pursuant to Section 6 of the Freedom of Information Act. The Fire Protection District has five business days after the receipt of your response or five business days from the last day for you to amend your request, whichever is sooner, to respond to

July 31, 2015

the request. The Fire Protection District may request an additional ten business days to comply with the request.

You have a right to review of the Fire Protection District's determination by the Public Access Counselor. The address and phone number for the Public Access Counselor is set forth below.

Public Access Counselor
Office of the Attorney General
500 South 2nd Street
Springfield, IL 62706
Fax: 217-782-1396
E-mail: publicaccess@atg.state.il.us

If you fail to accept or collect the responsive records, the Fire Protection District may still charge you for its response pursuant to Section 6 of this Act, and your failure to pay will be considered a debt due and owing to the Fire Protection District and may be collected in accordance with applicable law.

Very Truly Yours,
MCGRATH LAW OFFICE, P.C.
BY: *Patrick B. McGrath*
Patrick B. McGrath
Attorney for Allin Township Fire Protection District

PBM:af

Encl.

cc: Allin Township Fire Protection District w/Encl.



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113 S. Main St., P.O. Box 139
Mackinaw, IL 61755
37-1116252
(309) 359-3461

Web Site Address: www.mcgrathpc.com
Email: mcgrathpc@frontier.com

Invoice submitted to:
Allin Township Fire Protection District
c/o Scott Eidenmiller
P O Box 72
Stanford, IL 61774

07/13/2015

In Reference To: Miscellaneous - 2230

Invoice # 24241

Professional Services

	<u>Hrs/Rate</u>	<u>Amount</u>
06/03/15 PBM Draft FOIA letter and review documents before they are provided to Josh in response to his request	0:42:00 \$155.00/hr	108.50
PBM Draft OMA letter to the IAG's office in response to complaint filed by Josh; research OMA provisions on no fault destruction of posted agenda	0:48:00 \$155.00/hr	124.00
PBM Follow up with Scott to obtain missing documents for FOIA response	0:18:00 \$155.00/hr	46.50
06/09/15 PBM Receive and review FOIA request from Josh; draft proposed response and check file for records	0:36:00 \$155.00/hr	93.00
PBM Draft FOIA letters in response to recent requests from Josh	0:36:00 \$155.00/hr	93.00
06/13/15 PBM Draft response letter regarding Fair Labor Standards Act; research FLSA provisions cited by Josh	0:48:00 \$155.00/hr	124.00
06/16/15 PBM Draft email to Scott regarding [REDACTED]	0:06:00 \$155.00/hr	15.50
PBM Draft FOIA response letter to Josh	0:18:00 \$155.00/hr	46.50
For professional services rendered	4:12:00	\$651.00
Previous balance		\$2,195.98
Balance due		<u>\$2,846.98</u>

You can also pay your bill by credit card online at www.mcgrathpc.com



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Invoice submitted to:
Allin Township Fire Protection District
c/o Scott Eidenmiller
P O Box 72
Stanford, IL 61774

June 05, 2015

In Reference To: Miscellaneous - 2230

Invoice # 24149

Professional Services

		<u>Hrs/Rate</u>	<u>Amount</u>
1/20/2015	PBM Meeting with Scott to discuss [REDACTED] [REDACTED]	0:42:00 \$155.00/hr	108.50
2/4/2015	PBM Brief meeting with Scott to discuss [REDACTED] [REDACTED]	0:12:00 \$155.00/hr	31.00
2/11/2015	PBM Attend meeting of Allin Township Fire Protection District Board of Trustees	2:00:00 \$155.00/hr	310.00
	PBM Phone conference with Mick regarding [REDACTED] [REDACTED]	0:18:00 \$155.00/hr	46.50
2/12/2015	PBM As a follow up to meeting held on February 11, 2015, draft letter to Josh Deterding regarding his position as Fire Chief and return of records for audit	0:48:00 \$155.00/hr	124.00
2/24/2015	PBM Review emails, letters and correspondence received from third party; phone conference with Mick to explain to him [REDACTED] [REDACTED]; call and leave a message for Scott regarding [REDACTED]	0:24:00 \$155.00/hr	62.00
	PBM Review You Tube video and additional emails received regarding Josh Deterding matter	0:30:00 \$155.00/hr	77.50
	PBM Receive FOIA request from Josh; Phone conference with Mick to discuss [REDACTED] [REDACTED]	0:18:00 \$155.00/hr	46.50
2/25/2015	PBM Draft letter to the trustees regarding [REDACTED] [REDACTED]	0:12:00 \$155.00/hr	31.00
	PBM Begin working on FOIA response on Deterding matter	0:18:00 \$155.00/hr	46.50

		<u>Hrs/Rate</u>	<u>Amount</u>
2/25/2015	PBM Review documents as needed in order to identify responsive records for FOIA request; finalize response to send on Deterding matter	0:30:00 \$155.00/hr	77.50
	PBM Phone conference with Jeremy at Martin's to obtain copies of documents needed for FOIA response on Deterding matter	0:06:00 \$155.00/hr	15.50
2/27/2015	PBM Phone conference with Mick Owen regarding [REDACTED]	0:18:00 \$155.00/hr	46.50
3/3/2015	PBM Review proposed letter to third party; make necessary corrections and changes; review responsive records and pull exempt records	0:30:00 \$155.00/hr	77.50
3/12/2015	PBM Phone conference with Scott regarding [REDACTED]	0:18:00 \$155.00/hr	46.50
3/16/2015	PBM Draft two letters on the Josh Deterding matter	0:30:00 \$155.00/hr	77.50
3/17/2015	PBM Phone conference with Mick regarding [REDACTED]	0:18:00 \$155.00/hr	46.50
3/23/2015	PBM Phone conference with Mick regarding [REDACTED]	0:30:00 \$155.00/hr	77.50
3/27/2015	PBM Phone conference with Josh Jones with the Attorney General's office on OMA complaint; phone conference with Mick regarding [REDACTED]	0:24:00 \$155.00/hr	62.00
	PBM Draft FOIA response letter to Josh Deterding	0:30:00 \$155.00/hr	77.50
	PBM Draft Open Meetings Act letter and supporting affidavits in response to Deterding complaint	1:06:00 \$155.00/hr	170.50
4/3/2015	PBM Phone conference with Scott regarding [REDACTED]	0:18:00 \$155.00/hr	46.50
4/14/2015	PBM Draft notice to Josh Deterding reminding him he is no longer Fire Chief and demanding that he cease representing himself as such	0:30:00 \$155.00/hr	77.50
4/28/2015	PBM Phone conference with Josh Jones regarding affidavit	0:06:00 \$155.00/hr	15.50
4/30/2015	Exchange multiple emails with Mary Jo at Attorney General's office regarding her investigation into Request for Review and documents she needs to complete her review	0:18:00 \$65.00/hr	19.50
5/2/2015	PBM Draft suspension without pay letter to Josh Deterding	0:36:00 \$155.00/hr	93.00

		<u>Hrs/Rate</u>	<u>Amount</u>
5/4/2015	PBM Receive correspondence from Attorney General; Draft email to Trustees conveying to them the resolution of the Attorney General's investigation into Josh's FOIA complaint	0:30:00 \$155.00/hr	77.50
5/13/2015	PBM Phone conference with Scott who called regarding [REDACTED]	0:12:00 \$155.00/hr	31.00
	PBM Conduct two phone conferences with Scott regarding [REDACTED]	0:36:00 \$155.00/hr	93.00
5/28/2015	PBM Receive FOIA request from Josh; draft email [REDACTED] to Trustees; also receive Open Meetings Act inquiry from Attorney General's Office and prepare response to same	0:24:00 \$155.00/hr	62.00
	PBM Phone conference with Scott regarding [REDACTED]	0:06:00 \$155.00/hr	15.50
	For professional services rendered	<u>14:18:00</u>	<u>\$2,189.50</u>
	Additional Charges :		
5/14/2015	Postage to send suspension letter to Josh Deterding via certified, return receipt		6.48
	Total costs		<u>\$6.48</u>
	Previous balance		\$99.50
	Total amount of this bill		<u>\$2,195.98</u>
5/20/2014	Payment - thank you		(\$99.50)
	Total payments and adjustments		<u>(\$99.50)</u>
	Balance due		<u><u>\$2,195.98</u></u>

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