MINUTES OF THE VILLAGE OF OLYMPIA FIELDS
REGULAR MEETING OF THE BOARD OF TRUSTEES
Held on April 23, 2012

The Regular Meeting of the Board of Trustees was held on Monday, April 23, 2012, at the Linzey D. Jones Municipal Building and was called to order by Village President Debra Meyers-Martin at 7:00 P.M. The assembly recited the Pledge of Allegiance. Administrator Mekarski/Village Clerk called the roll.

Present: Trustees – Gibson, Ormsby, Oliver, Pennington, Nale and Waite
Village President, Debra Meyers-Martin
Village Administrator/Village Clerk, David Mekarski
Absent: None.

MINUTES:

Motion by Trustee Gibson, second by Trustee Pennington to dispense with the reading of the Minutes of April 9th, 2012.
Voice Vote: All Ayes. Motion Carried.

Motion by Trustee Nale, second by Trustee Gibson to approve the Minutes of April 9th, 2012, as presented.
Voice Vote: All Ayes. Motion Carried.

BILLS FOR APPROVAL:

Village President Meyers-Martin stated that she has Bills for Approval totaling $101,797.89. She stated that there is a Cover Memo in the Board Packet designating the more significant expenditures.
Motion by Trustee Pennington, second by Trustee Gibson to approve the payment of Bills for April 23rd, 2012, in the total amount of $101,797.89.
Roll Call: Ayes (6-0) Motion Carried.

PUBLIC HEARING:

Residential Aggregation for Electric Rates – Village President Meyers-Martin opened the Public Hearing to hear testimony with regard to Residential Aggregation for Electric Rates at 7:03 P.M. She stated that we have scheduled a conference call with the representative from NIMEC. She will not be available until 7:10 P.M. Village President Meyers-Martin inquired whether or not there were any comments from the audience as it relates to Residential Aggregation for Electric Rates. There were no comments from the members of the audience.

Village President Meyers-Martin stated that at the last Public Hearing held on April 9th, 2012, on the Residential Aggregation for Electric Rates a resident, Mel Schneider, had

some questions. Administrator Mekarski has provided in the Board Packet the responses to Mr. Schneider's questions. She stated that we would like to read that into the record.

Administrator Mekarski stated that he would not read all of the responses unless asked by the Board. He stated that he would like to acknowledge those responses. They are contained in his Memorandum to the Board dated April 23rd, 2012. Ordinance #2012-08 is attached. In the Memo there are six bullet points. The second bullet point after the authorizing Ordinance and the Aggregation Plan are the answers to the questions from the first Public Hearing. There is a Memorandum from David Hoover dated April 11th, 2012 at 1:55 P.M. The Memorandum states as follows: "Dave, my apologies for our inability to have someone present for your Public Hearings. We have six NIMEC representatives that can facilitate Public Hearings, and Monday night was extremely busy. He stated that we definitely can have someone available for your next meeting to address all questions that arise. The particular person who participates will depend upon the various hearings that evening. If you provide a call in number, we will have someone available." Administrator Mekarski stated that individual will be available at approximately 7:10 P.M. He stated that Mr. Hoover attached all the comments to the questions that were raised that evening. There are two pages detailing responses to seven questions. Administrator Mekarski suggested that the responses be made a part of the Minutes tonight in the Public Hearing section in order for that to be documented. Village President Meyers-Martin stated that she agreed with that.

Motion by Trustee Pennington, second by Trustee Ormsby to approve the incorporation of the responses that were brought about from our last Public Hearing of April 9th, 2012.

Voice Vote: All Ayes. Motion Carried.

The following are the questions that were raised by Mr. Schneider at the Public Hearing held on April 9th, 2012, and the responses from Mr. Hoover the NIMEC Representative.

"Mr. Mel Schneider stated that one of the things that he is interested in knowing is whether in the negotiation procedures, will there be a request for the providers to have what is the equivalent of ComEd's RRTP Program. That is their Watts Spot Program.

Mr. Hoover's response is: "No, providers will not offer pricing for RRTP Programs. There will only be one fixed rate for residents in the program. Residents who are currently in ComEd's RRTP Program will not be included in the aggregation, and will remain with the ComEd RRTP Program. If they would like to move to the Village's Aggregation Program, they will be welcome to do so. It will be their choice, and they would need to contact the supplier to move."

Mr. Schneider inquired "will there be a provision that the ICC control the pricing as it does now in ComEd. Mr. Schneider stated that the point Administrator Mekarski made about opting back into ComEd if you went along with the consolidation, he suggests that the Village just state when it is possible for us to opt out, as long as it's after the point where you can do your report, we can make the decision to either stay in or opt out at that particular point in time."

Mr. Hoover's response is: "Residents who are on ComEd's Standard Residential Rate will receive two opportunities (via postal mail) to opt-out; this 30-day period would occur after the Village executes a contract with a new supplier. (RRTP accounts will already automatically be excluded from the Aggregation Program, and thus will not receive opt-out notices).

The ICC does not control the pricing of these suppliers. The suppliers are free to offer whatever rate they so choose. It will remain fixed for the duration of the contracted periods.

Administrator Mekarski stated that the question we need to answer is would that have an effect on the overall price of the residents. Would the specification constrain the process where the price would be higher than if we left the specification out? How many people are currently using the RRTP Program? Those are some of the issues we have to weigh."

Mr. Hoover's response is: "The number of residents choosing to opt out will have no effect upon, nor change the terms of the Municipal Aggregation Contract that the Village executes with its winning supplier. Of the approximately 2,000 residential electric accounts in Olympia Fields, ComEd data indicates there are 51 using the RRTP Program.

Mr. Schneider stated that this is a program they offered a couple of years ago. It requires you to replace your meter. You have to sign a contract to be with them for one year for them to recoup the cost of the new meter. It bills you based on the hour that you are using the power rather than a daily rate. He will do washing and dishwashing at midnight when the rates are much lower. He stated that he is living alone and getting that kind of savings. He stated that families should get a tremendous amount.

Village President Meyers-Martin inquired of Mr. Schneider what his second question was. Mr. Schneider stated that the ICC controls the rates that ComEd can charge. They can go into the marketplace, but the eventual price that they charge has to be approved by the State of Illinois. There was nothing in the descriptions that he read in the proposal that had that particular binding affect on any of the providers that the Village may select. The question is would you try to negotiate that into the contract also.

Administrator Mekarski stated that NIMEC informed the Village that the new power company would still have to pay the same delivery rate charged by ComEd which is regulated by the ICC, Illinois Commerce Commission."

Mr. Hoover's response is: "Correct. No new supplier can or does impact the rate that the ICC approves for ComEd's delivery charge. These are separate charges, same as is today: The IPA set rates for supply is a separately regulated charge from the ComEd delivery charge. Residents in an aggregating community pay the same ComEd delivery charge as those residents in a community that is not aggregating.

Mr. Schneider stated if what you are telling me is true how do they do the 15%. He stated that is theoretically lower than what ComEd is doing."

Mr. Hoover's response is: "I presume "the 15%" pertains to the statement that aggregating communities are currently receiving a 15% discount on their ComEd bills. Again, aggregation does not impact the delivery fee. It only impacts the Energy charge. Currently, we are able to contract with other suppliers on an Energy charge that is significantly below the ComEd Energy Charge. For instance, the current ComEd Energy Rate is 7.73 cents. Residents of Glenwood, who have aggregated, are paying 5.9 cents for their power.

Administrator Mekarski stated that he will have to check on that with NIMEC.

Mr. Schneider stated that as long as it is possible for a resident to opt out or stay in after your negotiations he is satisfied."

Mr. Hoover's response is: "Residents will have the option to stay in the program or to leave the program. They can opt out before it begins, and thus never be enrolled in the program. If they initially opt out, they can then later change their mind, and join the program. Should they leave the program after they have already been enrolled, there may (or may not) be an early termination fee, depending upon the contract the Village negotiates on behalf of the residents. The Village may (or may not) choose to accept a contract with an early termination fee for residents who later decide to leave the program. They would likely only accept such a contract if the savings differential were significant, that is, if they could secure a significantly lower rate with a termination fee, versus a higher rate with no termination fee. Just a point of fact: Of the 15 Villages with whom we worked last year, 14 accepted no termination fee; one Village accepted a $25 early termination fee for residents who choose to leave the program for another provider. They received a lower rate for accepting this condition. Of course, for any residents who simply move away during the course of the program, they are not required to pay an early termination fee; they are not switching suppliers, but simply closing their account."

Village President Meyers-Martin stated that it is 7:05 now. She stated that we can try to reach the representative or we can recess briefly and move to Communications and Petitions.

Motion by Trustee Pennington, second by Trustee Nale to recess briefly and go into Communications and Petitions and then come back and get in contact with our NIMEC Representative.

Voice Vote: All Ayes. Motion Carried.

<u>COMMUNICATIONS AND PETITIONS:</u>

Village President Meyers-Martin opened up Communications and Petitions at 7:05 P.M.

Concern with Tolentine Park - Mr. Chuck Winer stated that he resides at 20821 Greenwood Center Court. Mr. Winer stated that the new park is open. It is a lovely facility. He doesn't know who has authority in terms of exiting from that area, but if you are leaving the park area, he suggested making it that you have to go to the right only. He stated that going left or straight could be very dangerous on Governors Highway.

Village President Meyers-Martin stated that is a concern that we have not discussed previously.

Administrator Mekarski stated that the Village cannot legislate that, but the Village can make that a part of its appeal to IDOT. He stated that in the latter part of the meeting the Village President will deliver her comments on a very lengthy meeting in Schaumburg today with six IDOT Officials regarding the park and pedestrian safety, and a number of requests that the Village has made. He stated that is a good suggestion.

Mr. Winer stated that initially we had talked about having a separate lane for them to turn left and right to get out of there. He stated that it is kind of dangerous to go left or straight.

Village President Meyers-Martin inquired of Mr. Winer whether or not this was something that he saw firsthand. Mr. Winer stated that they live in the Suburban Woods Subdivision. They took the grandkids over there and they had a nice time. He stated that you can see when there is traffic coming on both sides, just timing it to go across could be pretty dangerous. Village President Meyers-Martin stated absolutely.

Trustee Ormsby stated that she was in a meeting with Denise Will and the Village's Building Commissioner. She saw firsthand that when you go west on 207th, someone in front of her was going south and someone coming out of the park was going south, and they had kind of a standoff because they didn't know who was to go first and who was to go second so they just ended up honking at each other. She stated that they discussed in the meeting that that was also going to be an issue.

Village President Meyers-Martin thanked Mr. Winer for his suggestion. She stated that we will certainly pass that on as a point of discussion.

Welcome to Jessica Mitchell PACE Representative – Village President Meyers-Martin asked Jessica Mitchell from PACE to come forward. She thanked Miss Mitchell for coming to the meeting this evening.

Miss Jessica Mitchell stated that she is the PACE Community Relations Representative for the South Cook County Region and the Southwest Cook County Region. She thanked the Board for allowing her to speak this evening. She stated that she just came out to say "Hello" to everybody. It is her goal this year to go to all of the 60 communities that she serves and attend a Board Meeting or a City Council Meeting. She stated that you do have a major arterial PACE Service on Lincoln Highway. Rich Township provides service with their Dial-A-Ride. She would like the Trustees and the Village President to contact her with any questions, issues or concerns about any of the PACE Services.

Village President Meyers-Martin inquired of Miss Mitchell whether or not there have been discussions of expansion of the PACE Service as it relates to Olympia Fields, Park Forest, and Matteson. The Village has looked at a TOD for 211th Street and some

pedestrian improvements and enhancements. She inquired whether or not PACE has been keeping up to speed with that and what their outlook is.

Miss Mitchell stated that they are working with the Village of Park Forest now. They have been working with CMAP on a TOD Study. They are finding that in a lot of these areas people are not taking the bus. Lincoln Highway is going to eventually be a major Arterial Rapid Transit for the service. They are looking at that for their Vision 2020 for all of the main corridors and Lincoln Highway is one of them. She stated that when you are talking about expansion they have to look at current ridership, and the density of the area. She stated that right now they have a balanced budget for 2012. They are at a limit with all of their rolling stock. Every piece of equipment that they have is on the road. They want to procure 40 buses that will come to the south region. She stated that the buses in this region are the older buses. They want to replace those. They have reached their longevity and need to be retired. That is their first step.

Miss Mitchell stated that she is aware of the 211th Street TOD. She wants the communities to know that they are here and they want to be involved in those studies. She stated that unfortunately, sometimes those TOD Studies are focused on Metra. They want them to be focused not just on the buses and trains, but the pedways, pathways, sidewalks and curbs so that it can be a little more user friendly. She stated that if the Village wanted to talk about the current service and how we can increase ridership that is something that they always want to work with the Village on in getting information out on the Village's Website, and how to get the information out to the public in the best format. They want to get the information on PACE Service out. She stated that in this area most of the service is at the 211th Street Metra Station. She is aware that there were some PACE cuts at the Metra Station a couple of years ago. She wasn't with PACE at the time. She would be interested in speaking with the Village about that.

Administrator Mekarski inquired of Miss Mitchell whether or not PACE has any special services during Election Day, to concentrate on the senior areas and the Assisted Care Facilities to assist those folks that may not drive in order to get them to the polls.

Miss Mitchell stated that they don't do any kind of special services in that way. That would be considered a charter, and they are not allowed to charter since they are a government entity. She stated that would be something to speak to the Rich Township Dial-A-Ride about. Rich Township has community vehicles that they provide through PACE. They have a Community Vehicle Program. She stated that units of government can lease a vehicle from PACE for $100.00 a month. Country Club Hills has quite a few of the PACE Community Vehicles. They offer free services for their seniors on Election Day.

Administrator Mekarski stated that he just spoke with the NIMEC Representative. They are going to be running late. The Public Hearing at the other community is still going on. They estimate that they will be available at 7:30 P.M. There were no other members of the public that wished to address the Board. Village President Meyers-Martin closed Communications and Petitions at 7:13 P.M.

CONSENT AGENDA:

6(A) Recommendation for a Final Waiver of Lien and Payment of Invoice #6 to Hy-Power for work completed in connection with the Lift Station Emergency Generator Improvements Project in the amount of $43,207.00.

6(B) Recommendation for a Partial Waiver of Lien and Payment of Invoice #GE11245-02 to Gallagher Asphalt for work completed in connection with the Traditions Subdivision – Road Construction & Right of Way Improvements Project – IKE Community Stabilization Program Grant #08-357006 in the amount of $18,787.05.

6(C) Recommendation for Payment of Invoice #12030122 to Robinson Engineering for work completed in connection with the Olympia Fields Water & Sewer System Master Planning Project in the amount of $12,081.25.

Village President Meyers-Martin stated that we will move on to the Consent Agenda. She inquired whether or not any Board Member wanted to move an item out of the Consent Agenda. There was no response by any Board Members.
Motion by Trustee Ormsby, second by Trustee Gibson to approve items 6(A) through 6(C) under the Consent Agenda.
Voice Vote: All Ayes. Motion Carried.

EXECUTIVE SESSION:

To Discuss Matters of Personnel – Open Meetings Act Section 5ILCS120/2(c)(1) –
Village President Meyers-Martin stated that the Board is going to go into a brief Executive Session at this point. The Board will be returning to Open Session and the Board will be taking action on items.
Motion by Trustee Gibson, second by Trustee Ormsby to go into Executive Session at 7:15 P.M. to discuss matters of personnel according to the Open Meetings Act Section 5ILCS120/2(c)(1).
Voice Vote: All Ayes Motion Carried.

Motion by Trustee Gibson, second by Trustee Pennington to end Executive Session and move into Open Session at 7:47 P.M.
Voice Vote: All Ayes Motion Carried.

PUBLIC HEARING (CONTINUED):

Residential Aggregation for Electric Rates –
Motion by Trustee Pennington, second by Trustee Nale to reconvene the Public Hearing on Aggregation at 7:47 P.M.
Voice Vote: All Ayes Motion Carried.

Village President Meyers-Martin stated that we are reconvening our Public Hearing on Aggregation for Electric Rates. Village President Meyers-Martin inquired whether or not anyone from the public had any questions or comments. No one from the public had any comments or questions.

At this time, Sharon Durling, a Representative from (NIMEC) Northern Illinois Municipal Electric Collaborative participated in the Public Hearing telephonically. Administrator Mekarski stated that in the Memorandum he received from Mrs. Durling, there were a few items of discretion that the Board would need to advise her on so that the Village can get ready to go through the bidding process. He inquired of Mrs. Durling, whether or not the Village was in line to go to bid with Libertyville. She stated that Mr. Hoover had that information. Village President Meyers-Martin inquired of the audience whether or not they had any questions for Mrs. Durling. There were no questions from the audience.

Administrator Mekarski asked Mrs. Durling to go over the three items in her Memorandum of April 23rd that the Board would have to reach a consensus on. He is aware that it is important to incorporate those into the specifications for the bidding process. He asked her to give a run through of the Village's next steps after the Ordinance is passed, so that the Board can have a full understanding with the timing and the issues that are involved.

Mrs. Durling stated that once the Board passes the Ordinance allowing the Village to move forward in the Aggregation Program, the Village will be ready to go to bid, seek a contract, and sign a contract. It would probably be 90 days after that time that the residents would be seeing lower electric rates on their bills. After the contract is signed, ComEd has to give data to the supplier. So it takes a few days. You then move into the opt-out period. The residents have 21 days from the time they receive a letter to opt-out and not be in the program. Then the switchover would occur.

Administrator Mekarski inquired of Mrs. Durling whether or not the residents would receive two Legal Notices from ComEd. Mrs. Durling stated yes. The first Legal Notice will be on the Village's letterhead. The supplier would pay for that and send it out. Two weeks after that, ComEd sends out a similar letter stating that they received information and your account is about to be switched, and inquire if the resident is okay with that. She stated that if the resident is okay with it, they do nothing. If they are not okay with that, they contact ComEd.

Administrator Mekarski asked Mrs. Durling to go into the issues of discretion that the Board needs to act on. Mrs. Durling stated that if a resident wants to leave the program after they have joined it, they could leave. She stated that the contracts that NIMEC negotiated have been for residents to leave the program at no charge. Some suppliers request a charge of $25.00 or $50.00 if a resident decides to leave the program, and they might give the Village a little bit better rates for accepting that in the contract. She stated that if the Village informed the residents that there would be no fee to leave that is okay, but the Village's rate might be a little bit higher. Out of the 15 Villages that they

negotiated for last year, only one Village selected that opt-out fee for $25.00. The other Villages that did not work with NIMEC such as Oak Brook, Oak Park and Grays Lake, they all have a $15.00 fee for residents to leave the program after it started.

Administrator Mekarski stated that the Village could put in the letter that if residents want to opt-out later on there may be a fee if the Board is so inclined to do that. He stated that the Board has to decide whether or not it wants the fee and if so, how much.

Mrs. Durling stated that if a resident moves that is not leaving the program and there is no fee for that. She stated that we are just talking about if they switched back to ComEd or they switched to another supplier. She stated that if they do a two or a three-year contract, they like to ask the supplier to guarantee that should the ComEd rate ever drop below the Village's contracted rate, that they would either match that rate or release all accounts back to ComEd so that the residents aren't caught paying anymore than had the Village not done this on their behalf.

Village President Meyers-Martin inquired of Mrs. Durling that in terms of that process of deciding about the fee, whether or not that was something that the Board needed to do parallel to passing the Ordinance tonight. Mrs. Durling stated no. She suggested that the Board give the signor of the contract the option to make that determination and to look at the rates. She stated that the majority of the communities are open to look at and consider a rate.

Administrator Mekarski inquired of Mrs. Durling when we are expected to go out and bid. He stated that after the Ordinance passes there is a Resolution authorizing the Village Administrator to act on behalf of the Mayor and the Board in negotiating the contract and reviewing the bids. He inquired when the Board would have to give its advice and counsel to the Administrator regarding these issues. Mrs. Durling stated that if they pass the second Ordinance they would be authorizing signage of a contract. They could go out to bid in the next week or in a matter of days. Administrator Mekarski stated that if the Board could reach a consensus on some of these issues now, it would give his office the counsel necessary to act on the Board's behalf.

Village President Meyers-Martin stated that as we promoted this aggregation, she doesn't believe that the Village ever mentioned that there was a fee involved if the residents wanted to opt-out. She stated that we always promoted it that you can do this, or you can opt-out. Administrator Mekarski stated that this is not the initial opt-out. Mrs. Durling stated that you can opt-out at the beginning with no cost, no charge so that everyone is included. She stated that after they have been in the program, and then in December or next year if someone wants to opt-out of the program then you have a fee for that. Trustee Pennington inquired of Mrs. Durling whether or not there is a Sunset Clause with respect to opting out 18 months from now. He stated that is when the charge would go into effect.

Administrator Mekarski stated as an example, let's say that Max receives a letter from the Village and ComEd, and he decides not to opt-out. He decides to join the program. Then

a year later he gets a letter from Constellation promising some special deal that he thinks is better and he now wants to opt-out of the Village's Program. At that time the Village lets NIMEC know that it wants a $25.00 fee for Max to drop out at that time. He stated that if we have a $25.00 fee, the Village may get lower electrical rates for everybody year-long, and if there is a no fee deal, then the Village's rates might be a little bit higher. Mrs. Durling stated exactly.

Trustee Gibson inquired of Mrs. Durling that when the Village goes out for bid it is going out to a number of companies. Mrs. Durling stated that it would be about eight or ten companies. She stated that anyone is welcome to bid that is approved by the ICC.

Trustee Nale inquired what other communities the Village would aggregate with. Administrator Mekarski stated that there are a number of Municipalities that passed a Referendum. They will pool the Village with Libertyville and we will go out on a joint bidding process, our load and their load. Trustee Nale inquired if there could be a third Municipality. Administrator Mekarski inquired of Mrs. Durling whether or not she knew why there is only two and not three or four Municipalities. Mrs. Durling stated that we may have more. She doesn't have the data in front of her. She stated that it comes down to who is ready to go in and the load. The Village's community profile is somewhat similar to Libertyville in terms of the usage per household. They want to match the communities up. Sometimes they find that larger groups are better. Sometimes suppliers are interested in smaller groups. They are finding out that smaller bidding groups might be getting better prices. She stated that they got some very attractive rates last week for the City of Gary.

Trustee Nale inquired if the Village aggregates with more communities wouldn't that give the Village a lower cost. Administrator Mekarski stated that logic would tell you that. He stated that the electrical market is like the Bond Market and sometimes it's not as big of a product. It is getting the right size package to the right size purchaser.

Administrator Mekarski inquired of the Board if they would like to try to have the lowest rate possible and charge a minimal fee if somebody wanted to opt-out after their initial opt-out opportunity, or if the residents decide to opt-out, the Board doesn't want the residents to get that fee. Trustee Ormsby stated that she moves for the lowest fee. Mrs. Durling stated that the maximum fee they have seen is $50.00.

Trustee Gibson inquired that with the number of residents that are in the Village, is there a minimum amount of those people that have to go into the program for the Village to get a contract. Mrs. Durling stated no.

Trustee Pennington inquired of Mrs. Durling whether or not this contract would be an annual contract or would it be a multiyear contract. Mrs. Durling stated that they are generally one, two, or three-year contracts. One Village is doing a one-year contract. She stated that a few are doing three-year contracts. Generally, Villages are contracting for two-years. She stated that if you do a one-year contract and you go back to bid again next year you don't have to redo a Referendum or Public Hearings. You have to resend the

opt-out notices. She stated that last year for all of their accounts they got a guarantee that the supplier would either match that ComEd rate or release to ComEd should the rates collapse even further. She stated that is a bit of an insurance policy that makes it not irresponsible to make a longer term contract for two or three-years.

Trustee Ormsby inquired of Mrs. Durling what the other Villages have been doing. Mrs. Durling stated that two-years is typical. Last week they showed Darien a rate at $4.25 per kilowatt hour for one year. That is a historic low. The North Shore consortium did $4.84 last week. Darien chose to pay a higher rate of $4.54 for a two-year contract. She stated that the Village is free to select whatever term it is comfortable with.

Trustee Pennington inquired of Mrs. Durling that if we found a rate that is the most feasible rate for the Village and we lock that in for a two-year period, would the provider of that service guarantee that rate for that two-year period. Mrs. Durling stated yes. That is a fixed rate that would be contracted and guaranteed. That would be the rate for the next two-years.

Trustee Waite stated that with commodities the longer the contract the bigger the risk for the supplier. Mrs. Durling stated that it is a bigger risk for them. That's why the Darien rate was a little bit higher last week for two-years than one-year. She stated that your only risk will be if a supplier closed business and went bankrupt. They are approved by the ICC. They look at credit quality when they present the bids to the Village. They haven't known that to happen. She stated that if a supplier goes bankrupt and is not able to deliver, the Village can go back out to bid where the market is at that time, or release the accounts back to ComEd. She stated that hasn't happened.

Village President Meyers-Martin stated that we need a consensus about the fee and a consensus about the term of the contract.

Trustee Waite stated that he believes that you would want to get a bid for one-year, two-years, and three-years, and then compare them and decide which one the Village would like the contract for.

Village President Meyers-Martin suggested that a subcommittee be formed with Trustee Waite and Trustee Pennington to work with Administrator Mekarski to explore the value in the one-year, two-year, or the three-year contract.

Administrator Mekarski stated that during the bidding process the subcommittee will be on the phone with NIMEC and the two Trustees could work with him and review the information coming in. He stated that we can review the one, two, and three-year options and they can make some of these decisions on behalf of the Board. Trustee Pennington and Trustee Waite were agreeable to work with Administrator Mekarski.

Village President Meyers-Martin inquired of the Board if there was a consensus in terms of the fee. Trustee Pennington stated that we don't want to suggest or infer that this fee is a revenue generating type of fee. Trustee Gibson stated that the Village wouldn't get the

fee. Mrs. Durling stated that the supplier receives the fee. Trustee Pennington stated that point needs to be clear to the residents. Trustee Waite stated that the fee is to cover the paperwork that you have to do to get them off the records. Trustee Gibson stated that the fee is also a way of keeping people involved, because if it wasn't to keep people involved, then the charges would be the same. Administrator Mekarski stated that if we don't have any fee at all we will get slightly higher rates. He stated that to get the best economy for the majority of the residents it may be good to set a moderate fee.

Village President Meyers-Martin inquired of Mrs. Durling whether or not the $25.00 fee or $50.00 fee are the Village's only options. She inquired whether or not the Village was at liberty to choose any amount in terms of a fee. Mrs. Durling stated that everything is negotiable. They have never negotiated for a fee higher than $25.00. They feel that is enough to get the Village a very aggressive rate. They have never done $50.00. They would not recommend $100.00.

Village President Meyers-Martin stated that she didn't think that the Board was even considering that amount. She thought that they were at liberty to choose something less than $25.00. After a brief discussion, it was the consensus of the Board that upon deliberations, we will decide on a fee somewhere between $10.00 and $25.00, but not to exceed $25.00 as it relates to this contract if a resident decides to opt-out after they have been in the program for 21-days.

Trustee Gibson inquired of Mrs. Durling whether or not there is a grace period if they want to opt-out once a person enters the program. Mrs. Durling stated that before the program starts there is a period of 21-days in which they have the opportunity to opt-out. After they have entered the program, they are in the program to be in the contract.

Trustee Ormsby stated that needs some clarity too when it goes out to the residents. Mrs. Durling stated that the first letter on the Village's letterhead will spell out clearly about any future opt-out fees so that a resident can decide at that time if they want to opt-out or not. She stated that if they opt-out and a few months later they want to opt-in, they can opt-in for free at any time. They just have to call the supplier.

Village President Meyers-Martin stated that the other question is whether the Village is interested in accepting a civic contribution from the winning supplier which will equate to a slightly higher rate.

Administrator Mekarski recommended to the Board that this would be good, fiscal prudence. Most of the communities that went through the bidding process in the first round accepted this minor addition. He inquired of Mrs. Durling what the percentage is that would go to the Village's General Fund to cover the Village's administrative costs. Mrs. Durling stated that the cost is one-tenth of one penny. She stated that it would be roughly $20,000.00 a year. It would be paid one-year in arrears based on the actual load usage. She stated that it is one-tenth of one penny per kilowatt hour use.

Administrator Mekarski inquired of the Board if it wants one-tenth of one penny additional on the rate, and the Village gets $20,000.00 to the General Fund, or does the Board want to give that one-tenth of one penny savings to the residents and the Village absorbs all of the costs internally. Mrs. Durling stated that roughly $10.00 per year, per electric account would be the value of that. Administrator Mekarski stated that when he initially brought this to the Board it was his recommendation to accept the civic contribution. Most communities did that in the first round. He believes that in a period of austerity and cuts from State Revenue Sharing and reductions in Sales Tax, there is a significant amount of time that is being spent, not only with his time, but other people from the Finance Department. It is his recommendation to accept the civic contribution.

It was the consensus of the Board that the Village would accept the civic contribution.

Village President Meyers-Martin stated that the third question is whether the Village wishes to purchase renewable certificates, representing green energy which also results in a slightly higher rate. Mrs. Durling stated that would cost another one-tenth of one penny which is roughly $10.00 per year, per household.

Trustee Pennington inquired of Mrs. Durling whether or not the Village could return that to the citizens. Mrs. Durling stated that you could purchase a portion, say 50% green energy for 50% of that cost, or you can layer it out, 20% or 30%. The Board can look at a range of options in there and that gives you an idea what the price would be.

It was the consensus of the Board that the Village will not purchase the green energy renewable certificates. Trustee Waite stated that Mrs. Durling did a good job. Village President Meyers-Martin thanked Mrs. Durling.

Administrator Mekarski inquired of Village President Meyers-Martin if she wanted to move the Ordinance up from the Report of the Village Administrator to the Public Hearing for a vote.

Motion by Trustee Nale, second by Trustee Pennington to amend the agenda to bring this up to the Hearing.

Voice Vote: All Ayes Motion Carried.

Ordinance #2012-08 – An Ordinance authorizing aggregation of electrical load and adopting an Electric Aggregation Plan of Operation and Governance – (First and Second Reading) –

Motion by Trustee Ormsby, second by Trustee Gibson to waive First Reading and adopt in Second Reading Ordinance #2012-08 – An Ordinance authorizing aggregation of electrical load and adopting an Electric Aggregation Plan of Operation and Governance.

Roll Call: Ayes (6-0) Motion Carried.

Village President Meyers-Martin closed the Public Hearing at 8:33P.M.

FINANCE:

Ordinance #2012-09 – An Ordinance Approving the Annual Budget of the Village of Olympia Fields for the 2012-2013 Fiscal Year – (Second Reading) –
Motion by Trustee Ormsby, second by Trustee Gibson to approve Ordinance #2012-09 – An Ordinance approving the Annual Budget of the Village of Olympia Fields for the 2012-2013 Fiscal Year on Second Reading.

Village President Meyers-Martin stated that a lot of hard work went into this Budget. There were a lot of hard decisions, a lot of thought, and a lot of review. At the end of the day, she believes that the Board is satisfied, and feels that this is a good Budget and something that we can be proud of and defend should that be the case.

Roll Call: Ayes (6-0) Motion Carried.

March 2012 Financial Statements – Corporate Fund – Trustee Pennington stated that he will be reporting on the March 2012 Financial Statements for the Village of Olympia Fields ending March 31st, 2012. Trustee Pennington stated that unlike the month of February, the Village closed the month of March in surplus status. Actual fund revenue was favorable to Budget Projections by $33,485.00, or 2% of Budget. The Village's Plan Revenue Budget for March was $1,351,367.68. The Village's actual realized revenue for this period was $1,317,883.04. In reviewing the Village's core revenue generators: Sales Tax Revenue was favorable to Budget by 10%. The Village's March Budget Figure for Sales Tax was $58,333.33. The Village's actual realized sum was $52,708.64. State Income Tax Revenue exceeded Budget Projections by 13%. The Village's Plan Budget Figure in this line item was $35,416.66. The Village's actual realized revenue was $40,568.96. Real Estate Tax Revenue in March was also favorable to Budget. The Village's March Budget Figure was $800,000.00. The Village realized $792,680.07, or 1% of Plan. Local Use Tax exceeded Budget Projections by 45%. Trustee Pennington stated that $5,000.00 was budgeted as compared to $9,060.24 realized. Utility Tax Revenue exceeded March Budget Projections by 3%. The Village's Budget for this line item was set at $34,416.66. The Village realized $35,538.14 in revenue. Although the Village did not budget for Sign Permits in March, the Village did generate $2,490.00 in revenue. All other Revenue Line Items met target projections. Corporate Fund Expense actual was favorable to Budget Projections by $44,939.03, or 6% of Plan. The Village's Plan Expense Budget for March was set at $699,747.13. The Village's actual incurred expense in the fund was $654,808.10. He stated when comparing total revenue incurred with total expense incurred; the Village realized a total fund surplus of $663,074.94, or 50% revenue to expense. The Village's Fiscal Year to date actual plus encumbrance in the Corporate Fund is a deficit, $207,661.74. This is a 76% improvement from the month of February. The figure in February was $870,736.65 in the deficit category.

Water Fund – Trustee Pennington stated that with respect to the Water Fund, the Village budgeted for and closed March in deficit status. The Village's Revenue Budget for March exceeded Budget Projections by $50,095.55 or 30% of Plan. March's Revenue Budget in this fund was set at $119,132.16. The Village realized actual water revenue of $169,227.71. Expenses in the Water Fund were favorable to Budget Projections by

$36,083.99, or 11% of Plan. The Village's Expense Budget Projections was $326,758.38. The Village's realized expense was $290,674.39. Trustee Pennington stated that when comparing the actual total fund revenue with actual total fund expense, the Village closed the month of March in a deficit $121,446.68. The Fiscal Year to date actual plus encumbrance in the Water Fund remains in surplus status at $703,800.86.

Sewer Fund – Trustee Pennington stated that with respect to the Sewer Fund, the Village budgeted for and closed the month of March in a deficit status in this fund as well. The Village's Projected Revenue Budget was $119,015.00, and projected expenses of $184,557.05. This resulted in a Projected Total Fund Deficit of $65,542.05, or 36% of Plan. The Village's actual realized revenue was within Budget Projections by 31%. The Village's actual realized revenue in the Sewer Fund for March was $82,082.19 as compared to the budget figure of $119,015.00. Actual expenses exceeded Budget Plan by 11%. Actual fund expense incurred was $208,191.76 as compared to the Budget Sum of $184,557.05. This resulted in a total fund deficit of $126,109.57. The Village's Fiscal Year to date actual plus encumbrance in the Sewer Fund for the month of March is a deficit $341,312.81.

Fund Balance and Reserve Policy – Per GASB Statement No. 54 – Trustee Pennington stated that in the Board Packet there is a Memorandum from Cynthia Saenz the Village's Finance Director regarding the Fund Balance and Reserve Policy. He stated that this is a GASB Statement No. 54 pronouncement that the Village has to implement this year. The Board did discuss this in the Budget Workshop Sessions this year. It must be implemented by April 30th of this year in accordance with GASB Statement No. 54. The pronouncement is intended to improve the usefulness of information provided to financial report users about fund balance by providing clearer, more structured fund balance classifications, and by clarifying the definitions of existing governmental fund types. He stated that the objective of the statement is to enhance the usefulness of the fund balance information by providing clearer fund balance classifications that can be more consistently applied by clarifying the existing governmental fund type definitions. The statement establishes fund balance classifications that comprise a hierarchy based primarily on the extent to which government is bound to observe constraints imposed upon the use and the resources reported in the governmental funds. The initial distinction that is made in reporting fund balance information is identifying amounts that are considered Nonspendable, such as fund balances associated with inventories. This statement also provides for additional classification as Restricted, Committed, Assigned and Unassigned based on the relative strength of the constraints that control how specific amounts can be spent.

He stated that in the Board Packet is the policy that the Village has adopted. It states with specificity and defines the following: Fund Balance, Nonspendable Fund Balance, Restricted Fund Balance, Committed Fund Balance, Assigned Fund Balance and Unassigned Fund Balance. It also has the specific policy that GASB 54 outlines and what the Village must follow.

Trustee Waite inquired of Trustee Pennington whether or not he has any idea what percentage of the Villages and Cities are going to be able to comply with these standards. Trustee Waite stated that the Village will be able to do this but he believes that there are a lot of communities out there that won't be able to do this.

Trustee Pennington stated that may be true for some of the other Villages. He is not concerned with the other Villages or the other Municipalities. He is concerned with the Village of Olympia Fields. He stated that the Village has set out a five-month reserve where 40% of the funds falling into the five categories will run into the reserve.

Trustee Waite stated that he is just surprised that someone would issue a directive for all communities to abide by this. He stated that a very high percentage of them will not be able to.

Trustee Pennington stated that this is set out by the Governmental Accounting and Standards Board. He stated that when the Village is audited, the Auditors will look to make sure that the Village is in compliance with GASB 54. He stated that the Village had other GASB pronouncements that it had to prove in the auditing process to make sure that the Village was in compliance. He is certain that the Village can comply with the recommendations that are set out in this pronouncement because the Village's fund balances are such that it allows that to happen.

Motion by Trustee Pennington, second by Trustee Waite to approve the attached Fund Balance and Reserve Policy in accordance with GASB Statement No. 54, Fund Balance Reporting and Governmental Fund Type Definitions.

Roll Call: Ayes (6-0) Motion Carried.

Computer Services Agreement between the Village of Olympia Fields and Spectrum Computer Services – Trustee Pennington stated that there is a Memorandum in the Board Packet that addresses the Computer Services Maintenance Proposal with Spectrum Computer Services for the Village's hardware and software maintenance. The proposal covers Fiscal Years 2013, 2014 and 2015. This is a multiple year policy.

Trustee Pennington stated that in his opinion, Spectrum Computer Services does an outstanding job with respect to servicing the needs of the Village, as well as Public Works and the police. The rate has not changed. The rate is a fixed rate for a three-year period. The only material change is the hour. The Village has added one additional hour for the services. He was providing four hours to the Village but the Village has increased that to five hours. That is the only change to the contract.

Motion by Trustee Ormsby, second by Trustee Gibson to approve the attached three year Computer Services Maintenance Proposal as presented by Computer Services Incorporated.

Roll Call: Ayes (6-0) Motion Carried.

BUILDING:

Update – 20000 Governors Highway – Demolition of former Governors Restaurant Building – Trustee Ormsby asked the Building Commissioner, John McDonnell, to provide the Board with an update on the demolition of the former Governors Restaurant Building.

Mr. McDonnell stated that they ran into a little problem. The hole is a lot deeper than what everybody anticipated it to be. Their engineers are going to give the Village a Change Order for the actual back fill for the hole. What they had proposed before for the back fill for that large of a hole would be very expensive and costly to them. Once the Village receives their Change Order, the Village will submit it to the Village's Engineers for review and for them to approve it or not approve it. He stated that they are removing the asphalt and the base underneath the asphalt in the parking lot.

Trustee Ormsby stated that it turned out to have a lot of nuances that they were not prepared for. Trustee Waite inquired whether or not the Village had a contract. Mr. McDonnell stated that we don't have a contract with them. They are taking it down on their own. Trustee Ormsby stated that we just expected it to be down and it is just taking a longer amount of time than what we had planned for. Trustee Waite stated that it will cost them more than what they had thought. Mr. McDonnell stated that is correct.

Village President Meyers-Martin inquired what the timeline is on that and when will the Village know something. Mr. McDonnell stated that the Village should have something from their engineer within the next couple of days.

Approval of Menu Board Expansion at McDonalds Restaurant according to the Village's Site Plan Review Procedures, Section 22-445 – Trustee Ormsby stated that the next item is a proposal to accommodate the new signage and additional drive-thru lane at McDonald's Restaurant located on Lincoln Highway. She stated that this request was reviewed. She stated that we had various recommendations. Mike Hoffman from Teska Associates sat in on this.

Trustee Gibson stated that she didn't understand their drawing. She inquired if this was really of their store. Trustee Ormsby stated that it is. It is a planned view of their parking lot. They are asking for a double lane thru with a menu board.

Village President Meyers-Martin stated that they are losing some parking spaces. Mr. McDonnell stated that they lose nine parking spaces but they still comply with the Village's Ordinance for required parking. Their overflow parking goes into the strip mall that is there.

Trustee Ormsby stated that when we had this Review Committee Meeting, she asked them to change their lighting to the Village's standard, and improve their landscaping. Mr. McDonnell stated that they did agree to the landscaping. Trustee Ormsby stated that if you go across the street and look at the building it is getting more and more crowded. It

is a very successful location. She wants to keep it up to the standard of what the Village is trying to achieve on that Route 30 Corridor. They rejected the lighting outright.

Motion by Trustee Pennington, second by Trustee Gibson to waive First Reading and in Second Reading approve a Motion authorizing the expansion of the Menu Board Drive-Through at the Lincoln Highway McDonald's Restaurant (Olympia Corners), per the Village's Site Plan Review Procedures, Section 22-445; consistent with the Site Plan prepared by Watermark Engineering Resources, LTD, dated November 5, 2011, revision dated April 2, 2012, Sheet C-2, Project Number 11-082.
Roll Call: Ayes (6-0) Motion Carried.

Update – Family Dollar Proposal, Lincoln Highway and Western Avenue – Trustee Ormsby stated that Family Dollar has been through the review process and they have come back with another drawing. The Review Committee asked Family Dollar to do a little bit more. Family Dollar will be submitting another drawing to the Committee. At that time, it will be brought back to the Board with a completed drawing.

Mr. McDonnell stated that communication has been very open with Family Dollar and they are pretty excited to come to the Village. They have been working with the Village. The Village should receive a final package from Family Dollar this week.

Trustee Ormsby stated that when we started with this she put the Village's lighting in; the Committee put the awnings in. They are redoing an enclosure drawing that the Committee rejected. The Family Dollar site will be greatly improved when it is finished.

Village President Meyers-Martin inquired of Mr. McDonnell what the difference is with the new drawing. Mr. McDonnell stated that the difference is they have taken some of the Committee's suggestions for the facade of the building. He stated that they wanted to just paint the building, but they were told that the Village wouldn't like that. They came back to the Village with some very nice architectural features for the front entranceway. It is a little like what Village Hall has with the awnings in the front and the lighting up above it. It has a more balanced look on the building.

Trustee Ormsby stated that they didn't have enough awnings on the front of the building. The Village asked them to do the full front facade with the awnings. We asked them for landscaping. Mr. McDonnell stated that the lighting is still questionable. Trustee Ormsby stated that she is going to be really disappointed if the lighting doesn't come in.

Village President Meyers-Martin inquired of Mr. McDonnell if Family Dollar is unwilling to put the lighting in, or are they dragging their feet. Mr. McDonnell stated that the lighting that we suggested they use is very cost prohibitive for them. The building is not that large. They have to meet the requirements of the State for energy conservation. He stated that by utilizing the light fixtures they would have to add so many light fixtures, that it puts them over 200% from meeting the requirements of the State for energy conservation. He stated that we are working with the engineer.

Trustee Ormsby stated that we may be able to use a combination of our lighting and something else. She is not letting them completely off the hook with that. Mr. McDonnell stated that is very possible. He stated that we are working with their engineer and our planner, Mike Hoffman, from Teska Associates on those lights.

Trustee Waite stated that if they look at LED lighting, the fixture cost is a little higher, but the electrical consumption is only about 10% of a typical incandescent type of fixture.

Trustee Ormsby stated that the manufacturer of that light is Steinberg. She believes that is something the Village can pursue. The Village is looking at a spec that it had a long time ago from when the parking lot was built. That catalog has not been updated and there probably is something that is more energy efficient. The Village will pursue that to see if it is indeed the case. Mr. McDonnell stated that at this time there is nothing that that company offers that would help this situation. They spoke with the company.

Administrator Mekarski stated that perhaps we can keep the design motif and find another company to supply it. He believes that Trustee Waite is right with the LED. Trustee Ormsby stated or a combination of our lighting and something else. Trustee Waite stated that LED's are pretty terrific.

Village President Meyers-Martin stated that if you have a combination of our lighting with something else, then perhaps that will be incorporated in the new drawing. Administrator Mekarski stated that there has to be other vendors that have a similar light with the LED that meets our objectives. Trustee Ormsby is surprised that as the biggest distributor of that kind of lighting that they are not more energy efficient. Administrator Mekarski stated that he agrees.

Mr. McDonnell stated that to be that specific on that type light on that type of pole, that type of fixture, they are locked in on what the Village told them that they had to use. He stated that we have to look, and possibly be more flexible, and offer more than one company and one type of light. Trustee Ormsby stated that we will pursue that. She is surprised that CVS didn't have an issue with it. They put new lights in. They didn't have a concern over the energy. She stated that we will pursue that with Mr. Hoffman and look at alternatives. Mr. McDonnell stated that is what they are going to do. He stated that a few e-mails went out today back and forth.

Trustee Ormsby stated that the goal is to get that corridor looking the best we can. That has been an empty, vacant, blighted area. She stated that when someone like Family Dollar comes in we have a good standard of what we expect. She stated that we don't want to discourage them from coming.

Trustee Waite stated that segment of retail is very successful. Trustee Gibson stated that we don't want to put too many restrictions and they go somewhere else because that has been the problem. Trustee Ormsby stated that we are working with them. She will work with Mr. McDonnell and Mr. Hoffman to see if they can come up with a combination or an alternative that will work.

Administrator Mekarski stated that the Board should be very thankful to have the foresight to have passed the Site Plan Review Procedures under an emergency process. He stated that less than a year ago, the Village didn't have any procedures, and this could have been processed through a Permit Request from the Building Commissioner and the Village would have no controls on the site. He stated that action of the Board played a significant role for the Village's long-term sustainability in that corridor. Trustee Ormsby stated that she agrees. It has been a really good thing for the Village. The process has been very seamless. It hasn't been a difficult process. She stated that it was great foresight by this Board.

Reminder - Arbor Day Celebration April 27th at 10:00 A.M. – The Park at the end of 203rd Street near the Post Office – Trustee Ormsby reminded everyone that Arbor Day is this Friday, April 27th. She stated that it is a special event because the Village just received an award from the State for being a Tree City for five-years. Village President Meyers-Martin stated that is very nice.

Trustee Ormsby stated that it is quite an honor to be recognized as a Tree City for five-years. Trustee Ormsby stated that the Beautification Committee will be recognizing Dorthine Brown-Martin. She was instrumental in getting the Village that status. A Katsura Tree will be planted with a plaque by the Beautification Committee in recognition of Dorthine Brown-Martin for her vision in pursuing "Tree City" status for the Village of Olympia Fields. The plaque will be signed with the Beautification Committee and the Village Board of Olympia Fields with the dates of Tree City. She stated that Dorthine was the vision for this. She came to the Village from Country Club Hills and that was her agenda. The criteria are difficult to get. Dorthine pursued it and the Village had it within the first year. During the past five-years, the Village received the prestigious Growth Award. She stated that this is something that the Village needs to be very proud of. Trustee Ormsby stated that she is very proud of it. Trustee Ormsby invited everyone to attend the event at 10:00 A.M. at the Post Office at the old Stamper Park which is the new Village Park.

PLANNING:

Resolution No. 2012-04 – A Resolution approving the M.O.U. between the Village of Olympia Fields and the South Metropolitan Higher Education Consortium - Trustee Oliver stated that we have been having some discussions about the Educational Commission and some of the activities that we have been involved with. One of the major activities is for Career Readiness and College Preparation. There is $5,000.00 left in the Educational Commission Budget. That money coupled with what the Board has agreed in terms of the Educational Commission Budget for next year, will be used to plan two events in September. One is for the Career Readiness and College Preparation Fair as well as the Navy Pier National College Tour. He stated that in order to make this work we have entered into a Memorandum of Understanding with a consortium called the "South Metropolitan Higher Education Consortium." There is a Memorandum in the Board Packet of how this will work.

Trustee Oliver stated that there was a meeting with Dr. Radtke, President of Prairie State College. Dr. Radtke had informed the Subcommittee that there are a number of colleges that are part of this consortium. They are excited that the Educational Commission wants to increase parental involvement with the parents and they also want to target the sixth, seventh, and eighth graders. Trustee Oliver stated that this will be a huge win not just for the Village and the Educational Commission, but the region as a whole with this partnership.

Motion by Trustee Oliver, second by Trustee Nale to approve Resolution No. 2012-04 – A Resolution approving the M.O.U. between the Village of Olympia Fields and the South Metropolitan Higher Education Consortium; authorizing the Village Administrator to enter into a M.O.U. and to encumber $5,000.00 from the Fiscal Year 2011/2012 Budget to an Escrow Account to facilitate a partnership in hosting a September 2012 workshop for a Career Readiness and College Preparation Program.

Trustee Oliver inquired whether or not the Motion should also state about the event at Navy Pier because there are two events.

Administrator Mekarski stated that a list of all of the activities are listed on Page 3 of the Memorandum of Understanding as follows: "Honorarium Fee; Bus Transportation fee to Navy Pier; Facility rental at Navy Pier and Prairie State College; Audio and visual equipment for Navy Pier and Prairie State College; Other fees for services assessed by Prairie State College and/or SMHEC in connection with the planning and presentation of the September 2012 Program; Reproduction costs for handouts; Printing and publication; Promotional and marketing materials; and Food and Beverage costs for Work Session and Navy Pier Event."

Roll Call: Ayes (6-0) Motion Carried.

PUBLIC WORKS:

Congratulations to Joe Alexa's Son - Trustee Waite stated that over the weekend, Joe Alexa's son who is studying to be a chef was a regional finalist in a competition in Detroit. He came in fourth.

HUMAN RESOURCES:

Trustee Nale stated that she did not have a formal report this evening.

PUBLIC SAFETY:

Trustee Gibson stated that she did not have a formal report this evening.

REPORT OF VILLAGE ADMINISTRATOR:

Resolution #2012-06 – A Resolution authorizing a Village Representative to execute an Electricity and Related Services Contract with the Lowest Responsible Bidder

for the Village's Aggregation Program – Administrator Mekarski stated that Resolution #2012-06 accompanies Ordinance #2012-08 which was already addressed by the Board. Resolution #2012-06 is a Resolution authorizing a Village Representative to execute an Electricity and Related Services Contract with the Lowest Responsible Bidder for the Village's Aggregation Program. Administrator Mekarski stated that this Resolution is similar to the Resolution that the Board adopted when the Village was going out for bid for the electrical rates for the Village's Pumping and Water Stations. This would give the authority for Administrator Mekarski's Office to work in concert with Trustee Waite and Trustee Pennington in going through the electrical aggregation bids and making final decisions on behalf of the Board, and to enter into those contracts legally.

Motion by Trustee Pennington, second by Trustee Gibson to approve Resolution #2012-06 - A Resolution authorizing a Village Representative to execute an Electricity and Related Services Contract with the Lowest Responsible Bidder for the Village's Aggregation Program.

Roll Call: Ayes (6-0) Motion Carried.

Ordinance #2012-10 – An Ordinance Amending Section 21-48(I), "Basic User Charge," of the Olympia Fields Village Code to adjust the Basic User Charge, Minimum Basic User Charge and Fixed Fee for Receipt of Village Wastewater (First and Second Reading) – Administrator Mekarski stated that the next item is Ordinance #2012-10 - An Ordinance Amending Section 21-48(I), "Basic User Charge," of the Olympia Fields Village Code to adjust the Basic User Charge, Minimum Basic User Charge and Fixed Fee for the Receipt of Village Wastewater. He stated that this is consistent with our Budget Workshop and the Board Workshop on the 2030 Plan. The Ordinance addresses the Village's Sanitary Sewer Rates. It eliminates the General Fund subsidy of the Village's Sanitary Sewer Capital Improvement Plan. The Ordinance assures that the Sewer Improvement Projects that are currently ongoing are financed with funds generated from sewer rates. The Sewer Fund is a propriety fund managed under the accrual method of accounting; its expenses should be financed with the revenue derived from user fees associated with that fund. The budgeted change eliminates a projected deficit in the General Fund 2012-2013. He stated that we detailed the outline of this adjustment at our Budgetary Work Sessions and our 2030 Plan.

Motion by Trustee Ormsby, second by Trustee Pennington to waive First Reading and adopt in Second Reading Ordinance 2012-10 – An Ordinance amending Section 21-48(I), "Basic User Charge," of the Olympia Fields Village Code to adjust the Basic User Charge, Minimum Basic User Charge and fixed fee for receipt of Village Wastewater.

Roll Call: Ayes (6-0) Motion Carried.

Resolution #2012-05 – Resolution approving the Intergovernmental Agreement by and between the Illinois Office of the Comptroller and the Village of Olympia Fields, Cook County, Illinois, regarding access to the Comptroller's Local Debt Recovery Program – Administrator Mekarski stated that the next item on the agenda is Resolution #2012-05 – A Resolution approving the Intergovernmental Agreement by and between the Illinois Office of the Comptroller and the Village of Olympia Fields, Cook County, Illinois, regarding access to the Comptroller's Local Debt Recovery Program. He

stated that this is a great opportunity for us. The Village President has been working with the Police Department and with Trustee Gibson as the Public Safety Liaison, and with Chief Chudwin to get this established. He stated that the Illinois General Assembly recently passed Public Act 97-632 which provides for the ability of local units of government to utilize a system managed by the Illinois Office of the Comptroller, (IOC) known as the "Comptroller's Offset System" for collection of debt owed to the State by persons receiving payments from the State. The Village and the IOC are empowered under the Illinois Constitution to contract with each other in any manner not prohibited by law.

Administrator Mekarski stated that the Resolution approves an Intergovernmental Agreement with the IOC to provide Village access to the Comptroller's Local Debt Recovery Program. The Village has an opportunity to get a potential recovery of $270,000.00 of unpaid tickets. He stated that under this process the Comptroller's Office works with (RMI) the Village's Collection Agency. He stated that 65% of the recovered funds would go back to the Village, and 35% would be directed to RMI. The IOC can extract unpaid fines from monies owed to that recipient from their income tax or other State receipts going out to that part. It is using the powers of the State and their extraction ability to help the Village during collection process. It is on a first come, first serve basis. The Village President has been an advocate of this and has been pushing the staff to get things closed up.

Village President Meyers-Martin stated that a few weeks ago the Board had a discussion on the Village's uncollected debt and some possible ways and options that we could recover some of that. At that time, it seemed pretty pessimistic to be able to recover a lot of these funds. The Village President works next door to the Comptroller's Office. They approached the Village President to find out if the Village was participating in the Debt Recovery Program and if the Village knew about it. They discussed how it could benefit the Village. Village President Meyers-Martin contacted Chief Chudwin and Cindy Saenz. The Comptroller's Office was going to send a template to the Village so that the Village could provide the data that they needed. Cindy Saenz sent the Comptroller's Office the information that they needed in order for the Village to get started. The Resolution allows the Village to cement that relationship with the Comptroller's Office in order to collect these funds. She is excited about this. She stated that in these dire times of an austere Budget, the Village could collect some additional funds that are owed to it that the Village has not been able to collect.

Motion by Trustee Gibson, second by Trustee Ormsby to approve Resolution 2012-05 – A Resolution approving the Intergovernmental Agreement by and between the Illinois Office of the Comptroller and the Village of Olympia Fields, Cook County, Illinois, regarding access to the Comptroller's Local Debt Recovery Program.

Trustee Nale inquired whether or not that requires any additional time for the Village's employees as far as keeping track and imputing things into the system. Administrator Mekarski stated that it will be managed by the Village's Collection Agency, RMI. It will get the Village a higher rate of return. Village President Meyers-Martin stated RMI has been in on the discussions as we have gone along.

Roll Call: **Ayes (6-0)** **Motion Carried.**

Recommendation for payment and Invoice #INV000491158 to The Knox Company for work completed in connection with Lock Core with Chicago Heights Fire Department in the amount of $1,960.31 – Administrator Mekarski stated that his last item is for payment of an invoice to The Knox Company for work completed in connection with the Lock Core with the Chicago Heights Fire Department. He stated that this is associated with our transfer over to our new Fire and EMS Family, Chicago Heights. They will be implementing through the acquisition of these 100 cores at a price of $18.00 apiece, and with additional fees it is $1,960.31. Those cores change the locks on all of the Knox Boxes. The Knox Boxes are found in all commercial, office, and retail buildings. It has the keys that allow entry into the commercial premises, so that in case of a fire or a rescue they can secure the site without damaging the property. He stated that while the Village is picking up the fee for the cores, Chicago Heights is doing all of the labor. They are meeting the proprietor and scoping the building out. It is another mechanism to make sure that we have a smooth transition.

Trustee Gibson stated that we have two different figures here. She inquired of Village President Meyers-Martin which one is correct. Administrator Mekarski stated that the invoice is for $1,960.31. He thanked Trustee Gibson for pointing that out.

Motion by Trustee Pennington, second by Trustee Oliver to authorize the Finance Department to pay Invoice 000491158 to The Knox Company dated March 30, 2012, for Lock Core, Long Tenor Item in connection with Chicago Heights Fire Department in the amount of $1,960.31.

Roll Call: **Ayes (6-0)** **Motion Carried.**

<u>REPORT OF VILLAGE PRESIDENT:</u>

Update – Tolentine Park Pedestrian Crossing – Meeting with IDOT Officials – Village President Meyers-Martin stated that she, Administrator Mekarski, and Russ Prekwas and Pat Barker from Robinson Engineering met today with IDOT Officials. The purpose of the meeting was to discuss the crossing at Tolentine Park, and the dangers that the Village has perceived over the course of the building of the park, the planning of the park, and now the upcoming opening of the park. They thought it was important to have this discussion with the IDOT Officials. She stated that we have gone back and forth on what was going to address and mitigate the risk that we find at this particular intersection. They felt that a temporary traffic signal was the only thing that would address the issues. They were met with hesitancy. The IDOT Officials required some additional information from the Village. They met with six individuals from IDOT. A couple of those individuals were: The Traffic Permit Engineer and the Traffic Study Engineer. She felt that they understood and were empathetic to our situation in terms of the potential liability, and the concerns that we have about potential accidents at that intersection, and potential tragic occurrences which she believes are possible because of the speed on Governors Highway, as well as the unsecured corner in terms of not having a sidewalk and not having clear access to the park from Governors Highway. She stated that we won’t have an answer from them for a good 30-days. The Village has to provide them

with a letter and some studies in terms of projected pedestrian traffic. IDOT did do a Speed Study of how fast the cars drive on Governors Highway. Their conclusion is that people are basically driving within the speed limit. They had some that were way out of line at 70 miles an hour. Most of the study reflected that people tend to drive around 56 miles an hour. She stated that to them that did not warrant a traffic light. She stated that we have to convince them with the information that we are going to provide to them, that it would be warranted. They normally don't do that just because of safety. There has to be other elements involved, which at this point we don't satisfy. She is cautiously optimistic that may happen, but it won't happen for a good three-months. She stated that by then we will be at the end of summer. She stated that we are going to have to go back to the drawing board, and we have to figure out what we can do to mitigate this danger and this risk that we have perceived from the very beginning since the Village discovered that the park was going to be in play.

Village President Meyers-Martin stated that Russ Prekwas and Pat Barker are willing to sit down with the Village and brainstorm once again. They talked about the temporary flashing signs that the Village used on Vollmer to warn truckers about the viaduct and the tracking of speed to kind of slow that traffic down in that section.

Trustee Gibson stated that even though the Grand Opening isn't until later, the park is open.

Trustee Ormsby inquired when IDOT did their study of the speed because that is very telling. Village President Meyers-Martin stated that they did it at different times of the day. Administrator Mekarski stated that they try to hit peak periods of traffic. Village President Meyers-Martin stated that IDOT showed the data to them at the meeting.

Trustee Ormsby stated that 56 miles an hour is a tremendous speed. Village President Meyers-Martin stated that the Village made the point that it is one thing to be in your car going 55 miles an hour, and it is another thing to be a pedestrian and you are trying to cross with cars going 55 miles an hour. She stated that it is hard to gauge how quickly you need to move and how quickly that car is approaching you. She stated that it is especially difficult for children, which is our main concern at this point.

Administrator Mekarski stated that the handful of cars that are going 65, 70 miles an hour are usually the ones that are involved in accidents because they don't have enough time to stop.

Trustee Ormsby stated that cars going 56 miles an hour and someone trying to cross that street is difficult. She doesn't know how you would time that to cross the street with cars traveling that fast. She thought that the Village should look into what Mr. Winer said about having a right turn lane out.

Administrator Mekarski stated that we can incorporate that into the letter on pedestrian safety.

Trustee Ormsby stated that when the splash pad starts at the park, the traffic is really going to increase there. Village President Meyers-Martin stated that is what will be contained in those projections. She stated right now pedestrian traffic is very low.

Village President Meyers-Martin stated that IDOT has many requirements for traffic signals. One is that you need to have a turning lane. She stated that would be very costly for the Village construction wise to put in a turning lane. IDOT is willing to let the Village restripe one of those lanes. She stated that instead of the four lanes of traffic going across, at that particular section it would be striped so that you have one lane going in each direction with a left and right turning lane, both in the north and the south.

Trustee Ormsby stated that she is curious how this got missed in their process. She believes that they dropped the ball. She stated that it is so difficult to get an egress.

Administrator Mekarski stated that they addressed that. They indicated that they spent an extensive amount of time with the Park District and the pedestrian corridor through the Tolentine Subdivision. They felt that the park had a vehicular access and it had a well-designed safety access to a signalized intersection at 203rd. Even though the developer went bankrupt, the plans were still trying to be marketed and sold by the bank until November or December of 2010.

Trustee Ormsby stated that is a completely different plan than what we have now. That is not what we had laid out for them. They reviewed what is laid out now. She stated that we are talking about two different things.

Trustee Gibson inquired how it would be different if there were houses there, because people are still going to come from other places. Trustee Ormsby stated that once the Park District laid out their plan, and that was their only access in there, IDOT didn't revise their finding of that. Administrator Mekarski stated that the Driveway Permit was issued when the Tolentine Subdivision was being planned. Pedestrian access to the park was provided in the back of the park through the bike path system that went through the subdivision and connected up to the signalized intersection at 203rd. Trustee Ormsby stated then they didn't revisit the plan after the Tolentine Subdivision was no longer there. Trustee Pennington stated that is what it appears that they did.

Village President Meyers-Martin stated that in the meeting we stated that we didn't know how IDOT missed this, and how the Park District Engineers missed this. She stated that we made it clear that we didn't understand why none of the safeguards were in place in order to resolve this issue before we got to this point. She stated that we are weeks away from the park officially opening, and we still don't have a clear resolution to the safety issue.

Administrator Mekarski stated that the OSLET Grant Agency that awarded the $500,000.00 to the park that was in their role of providing protection.

Village President Meyers-Martin stated that the gentleman that was responsible for meeting with them and working with them was there at the meeting, and he just indicated that he reviewed all of the elements of the project, and at that time they didn't feel that was an issue.

Trustee Oliver inquired of Village President Meyers-Martin at this point what are the responsibilities, if any, between the two taxpaying bodies. He stated that it seems like the Village is bearing the brunt of fixing this.

Village President Meyers-Martin stated that it was suggested that the Village meet with the Park District again to find out what their plan is since it is weeks away from the official opening of the park even though there is activity there. She stated that we can have that meeting and place the ball back into their court and say what are you going to do. She stated that based on what their response is, will determine what the Village is going to do. She isn't optimistic the Village will get answers at that point, but she believes that it is worth having that meeting. Trustee Pennington and Trustee Ormsby were both in agreement with that. Village President Meyers-Martin stated because the Village will be on the record once again that it has tried to mitigate this risk, working in conjunction with the Park District, but it is their project.

Trustee Ormsby stated that we have been very proactive from the very beginning trying to facilitate some kind of answer to this situation. She stated that we have tried since day one to try to figure out something for them. She stated that everything we come up with is very costly.

Village President Meyers-Martin stated about creating a paper trail and writing to the Park District and asking them for a meeting, and stating that we are very concerned about that intersection, the danger involved, and wanting to discuss that will go a long way. It puts the Village on the record as being concerned. She stated that we mentioned to IDOT that we were willing to go as far as to say that this park can't open until you resolve this issue. She stated that is not within our purview of authority. She stated that we were willing to do that. She stated that IDOT found that pretty impressive in terms of what the Village is willing to do in order to resolve the issue.

Administrator Mekarski stated that they want us to incorporate that statement into the letter so that the secretary can see the concern of this governing authority over the other prerogative. Village President Meyers-Martin stated that they did say it was compelling.

Trustee Gibson stated that if something detrimental or drastic happens down there, it will be on the Village of Olympia Fields. The fingers will be pointing to the Village. Village President Meyers-Martin stated that she told them that. Trustee Gibson stated that there aren't that many people in the Village that understand that they are two separate taxing bodies. The Village is not in charge of the Olympia Fields Park District, and the Park District is not in charge of the Village.

Trustee Pennington stated that he prays that it doesn't happen, but if something should happen and the Village is brought into an action, the Park District will be brought into it too as a co-defendant.

Trustee Gibson stated that the Sign Commission had a meeting with the Park District last week. The Park District is more concerned with putting up a $35,000.00 or $36,000.00 sign to designate the park than they are the safety reasons.

Trustee Ormsby stated that she and Trustee Gibson looked at the sign. It is a readable sign. She stated that in her opinion it is more of a hazard because people will be reading the sign.

Administrator Mekarski stated that there is a possibility that the sign could be tied into the pedestrian push button crossing. It would create a red light for traffic to stop, and it could flash saying "Caution, Children Crossing."

Trustee Ormsby stated that after she left the meeting, she felt that the sign is readable but it is creating another nightmare of people trying to read the sign as you are driving 56 miles an hour. She hasn't discussed it with Trustee Gibson. She did send her an e-mail this afternoon. She believes that it creates another hazard. The Park District wanted to partner with St. James to pick up some of the costs. They don't have the money to do it and they are looking for funding. She stated that they wanted to know where the Village is with it. They met with Denise Will.

Trustee Gibson stated that we would have to approve the sign because it is in our Village. Trustee Ormsby stated that we have authority over.

Volunteer Appreciation Reception – Village President Meyers-Martin stated that the Volunteer Appreciation Reception was absolutely lovely. She stated that we had a wonderful time as always at the Olympia Fields Country Club. She believes that all of the volunteers had a wonderful time. She stated that it was successful in being able to recognize and salute the volunteers in the Village. She stated that if you didn't have the opportunity to go, she suggests that you do so in the future. Village President Meyers-Martin thanked Trustee Gibson and the Community Relations Commission for all of their hard work in putting that together. (There was a round of applause).

UNFINISHED BUSINESS:

The Board did not have any Unfinished Business to discuss this evening.

NEW BUSINESS:

The Board did not have any New Business to discuss this evening.

RESIGNATIONS AND APPOINTMENTS:

Resignation – Randy Kickert as Police Department FOIA Officer – Appointments – Sergeant Morgan and Sergeant Beauchamp as Police Department FOIA Officers – Village President Meyers-Martin stated that she has a resignation tonight from Deputy Chief Randy Kickert. He is resigning as the Police Department's Freedom of Information Act Officer. She stated that is to be effective immediately. She also has the appointment of Sergeant Morgan and Sergeant Beauchamp as the Police Department's FOIA Officers.

Motion by Trustee Oliver, second by Trustee Gibson to accept the resignation of Randy Kickert and to appoint Sergeant Morgan and Sergeant Beauchamp as the Board Designated Police Department FOIA Officers.

Trustee Gibson inquired of Village President Meyers-Martin if she would explain to the audience what a FOIA Officer is.

Village President Meyers-Martin stated that is the designee who is responsible for providing the information when a Freedom of Information Act request comes in, which is any information that may be pertaining to the workings of anyone within the Village. There are two separate FOIA Officers: One on the police side and one on the Administration side. She stated that our Deputy Chief, Randy Kickert, has been serving in that capacity and he is resigning. It does require due diligence upon that officer to gather that information because you are under the State Statute to provide that in a timely way.

Trustee Pennington inquired why is it necessary to have two, when he was the only officer at the time.

Administrator Mekarski stated just because of absences, if one is on patrol or on vacation. He stated that you have five-days to process it. If somebody is off duty it can throw it off.

Trustee Pennington inquired how he arrived at Sergeant Morgan and Sergeant Beauchamp as the individuals that would be best qualified.

Administrator Mekarski stated that he believes that was just a selection made between the Deputy Chief and the Chief. He is not sure what criteria they used. He stated that they did send two officers to the all day training session to teach it.

Village President Meyers-Martin inquired of Trustee Gibson whether or not she was aware why those two officers were selected. Trustee Gibson stated that she didn't know about it until she got it in her Board Packet. She stated that she speaks with the Chief every day.

Trustee Pennington stated that he is just wondering if any other officers were considered. Village President Meyers-Martin stated that we can inquire. Trustee Pennington stated yes.

Village President Meyers-Martin stated that there is a Motion on the floor. She doesn't know if the Board wants to accept his resignation. She inquired of the Board if they want to table it until we have that information.

Trustee Waite inquired whether or not the Motion was second that is on the floor. Village President Meyers-Martin stated that it was. Trustee Waite stated that the only thing left to do is to have a vote. Village President Meyers-Martin stated unless you amend the Motion. Trustee Gibson stated that you can amend the Motion or you can table it. Village President Meyers-Martin stated that you can amend the Motion or you can table it. Trustee Waite inquired who made the Motion. Village President Meyers-Martin stated that Trustee Oliver made the Motion and it was second by Trustee Gibson. Trustee Waite inquired of Trustee Oliver whether or not he wanted to retract his Motion. Trustee Oliver stated yes.

Village President Meyers-Martin inquired of the Board whether or not they are retracting the Motion or tabling it until we have some additional information. Trustee Waite stated that under Roberts Rules you have to do something with it.
Motion by Trustee Nale, second by Trustee Gibson to table the proposed Motion.

Trustee Gibson stated that she will find out that information.
Voice Vote: All Ayes Motion Carried.

Village President Meyers-Martin stated that we will table this until we ascertain that information.

<u>EXECUTIVE SESSION:</u>

To Discuss Matters of Personnel – Open Meetings Act Section 5ILCS120/2(c)(1) –

To Discuss Matters of Litigation – Open Meetings Act Section 5ILCS120/2/(c)(11) -
Motion by Trustee Waite, second by Trustee Pennington to go into Executive Session at 9:50 P.M.
Voice Vote: All Ayes Motion Carried.

Village President Meyers-Martin stated that the Board will be going into Executive Session to discuss matters of Personnel according to the Open Meetings Act Section 5ILCS120/2(c)(1) and to discuss Matters of Litigation according to the Open Meetings Act Section 5ILCS120/2/(c)(11). She stated that the Board will not be taking any action afterwards.
Motion by Trustee Pennington, second by Trustee Gibson to return to Open Session at 10:33 P.M.
Voice Vote: All Ayes Motion Carried.

<u>ADJOURNMENT:</u>

Motion by Trustee Nale, second by Trustee Pennington to adjourn at 10:33 P.M.
Voice Vote: All Ayes Motion Carried.

Respectfully submitted by Faith Stine.