



1 that it would be approved tonight. The Memorandum is being used as the invoice. Mrs.  
2 Will stated that she could send a formal invoice. Trustee Oliver stated that it wasn't  
3 necessary. Trustee Ormsby stated that is probably not a bad idea to have a formal invoice.  
4 Trustee Pennington stated that it supports the amount that was expended. He stated that  
5 the Village should have a formal invoice. Trustee Ormsby stated that she agreed with  
6 that.

7 **Motion by Trustee Pennington, second by Trustee Gibson to approve the payment**  
8 **of bills for November 14<sup>th</sup>, 2011, in the total amount of \$166,036.46.**

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

10  
11 **COMMUNICATIONS AND PETITIONS:**

12  
13 Village President Meyers-Martin opened up Communications and Petitions at 7:08 P.M.  
14 Village President Meyers-Martin stated that we have three presentations this evening.  
15 The first presentation is from Mr. Larry Shover from NIMEC. He will discuss the  
16 Municipal Aggregation Referendum coming up on March 20<sup>th</sup>, 2012.

17  
18 **NIMEC Presentation Larry Shover – Municipal Aggregation Referendum on**  
19 **March 20, 2012, Ballot** – Mr. Larry Shover stated that NIMEC has been a Utility  
20 Consultant since '92. A Utility Consultant is somebody that tries to lower energy costs  
21 for Municipalities. NIMEC focuses on Municipalities. NIMEC already has a relationship  
22 with the Village for the Water Pumping Stations. NIMEC works with 110-towns. In the  
23 area they deal with Orland Park, Tinley Park, Lockport and Crest Hill. The purpose  
24 tonight is to explain what they do and why they are different than the individual broker  
25 deals you may see on billboards or what you receive in the mail. All of those things are  
26 good. There is nothing wrong with them, but NIMEC believes that it can get something a  
27 little bit better for the Village.

28  
29 Mr. Shover presented a PowerPoint Presentation to the Board. He stated that ComEd was  
30 deregulated into two-parts. Exelon is now generating the electricity for you, and right  
31 now there are about 30-suppliers that are giving you your electricity. ComEd is nothing  
32 more than a wireless company. They are the ones that are giving you power. They are the  
33 ones that service your house and your electricity but they do not supply the power per se.  
34 You are not buying it from them; they are transmitting it to your house.

35  
36 Mr. Shover stated that the status of deregulation is that in 2010, 80% of all commercial  
37 buildings and factories have gone with private deals and saved money on individual  
38 deals. As of now it is less than 5% residential in the Illinois area. He stated that some of  
39 you may have already taken advantage of deals with Direct Energy, BlueStar, etcetera.  
40 He stated that they are all good. He stated that a lot of people don't trust what they hear  
41 or it sounds too good to be true.

42  
43 Mr. Shover stated that in 2010 there were some legislative changes where the State of  
44 Illinois took it one step further and allowed residents to aggregate together as one to try to  
45 bring down their energy pricing. He stated that as an individual you can go to an  
46 individual company and get a better deal than what you would get from ComEd. The

1 State of Illinois has allowed them to aggregate towns together as one, or with a bigger  
2 group so you would get better pricing on your power.

3  
4 Mr. Shover stated that ComEd will not be upset that you are leaving them to go to  
5 another energy supplier. ComEd is indifferent because they don't buy the power, they  
6 just transfer it to your house. They are making more money now because they are  
7 charging the individual suppliers for billing versus receivable and everything else. They  
8 are making more money than what they were in the past.

9  
10 Mr. Shover stated that some of the individual companies that you see mailings and  
11 billboards for are as follows: BlueStar, Constellation Energy, Direct Energy, Ambit  
12 Energy, and Spark Energy. Mr. Shover and his wife have an individual deal because their  
13 town has not embraced aggregation yet. You can save 10% or 13%. He stated that with  
14 aggregation last year they saved their customers between 23% and 30%. Municipal  
15 Aggregation is the legislative change. It requires a Village Ordinance. After that it  
16 requires a Referendum by the City or the Village. The residents have to decide if it is a  
17 good idea. There is a lot of pressure on NIMEC to help educate the residents. There are  
18 two Public Meetings to answer any questions the residents might have. The residents are  
19 not forced to do this. You have two chances to opt out. If the town votes on this and  
20 believes that it is a good idea, if you don't want to do it for any reason you don't have to.  
21 It gives the residents a chance to save money on electricity. Last year there were 21  
22 towns in Illinois that went to Referendum. He stated that 19 of those towns passed the  
23 Referendum and 15 of those 19 towns were customers of NIMEC. He stated that some  
24 suppliers offer a civic contribution that goes directly back to the town. He stated that it is  
25 a win-win situation.

26  
27 Mr. Shover stated that the Ordinance needs to be passed by the end of the year. It goes on  
28 the March Referendum Ballot. They will hold two Public Meetings to educate the public.  
29 They bring Bids to the town. The Village controls the bidding process. The Village would  
30 say how many Bids it wants. The Village states the terms that it would want, whether it is  
31 a one-year deal, or a two-year deal. If the Village doesn't like the deal it can walk away  
32 from it. The Village doesn't have a contract with NIMEC. Once a deal is accepted the  
33 residents would enjoy the savings beginning in June.

34  
35 Administrator Mekarski stated that when he spoke with David Hoover, the timeline was  
36 that the Board would have a second meeting in November where it would consider the  
37 Ordinance. It was his understanding that the Referendum had to be on the ballot before a  
38 December deadline.

39  
40 Mr. Shover stated that he believes that the Village has 79-days prior to March 20<sup>th</sup>. It  
41 would have to be filed with the Clerk by January 3<sup>rd</sup>. Administrator Mekarski stated that  
42 if the Board wants to go forward to give authorization for NIMEC to work with the  
43 Village Attorney, at the Board Meeting on November 28<sup>th</sup> we would bring the Ordinance  
44 and the Board would establish the Referendum Language.

45 Mr. George Chandler inquired of Mr. Shover whether or not you could go longer than a  
46 one-year or two-year contract. Mr. Shover stated that you could have a longer term. Mr.

1 Chandler inquired of Mr. Shover whether or not you need to have another Referendum  
2 and vote at the end of that contract, or if you can renew it and have a long-term contract.  
3 Mr. Shover stated that once the Referendum is passed, the Referendum does not need to  
4 be continually passed whether it is a one-year, two-year, or a three-year deal. There are  
5 different term structures. Longer term deals would have better savings, but it also comes  
6 with risks. He stated that if ComEd lowers its rates like it is suppose to in 2013, and you  
7 are stuck at a higher rate, he would not encourage anyone to do a long-term deal, unless  
8 there was something in that deal that would give a guarantee you would match one for  
9 one the rate going lower for ComEd.

10  
11 Administrator Mekarski inquired of Mr. Shover to outline for the Board what  
12 Municipalities locally took up the Referendum at the last ballot and what their early  
13 reaction is. Administrator Mekarski stated that he is aware that the Village of Glenwood  
14 was one of the first ones to do this. He inquired how active the Board and the community  
15 was in campaigning for this issue, or did the citizens educate themselves and get a  
16 favorable vote.

17  
18 Mr. Shover stated that the pressure is on NIMEC because it wants the Referendum to  
19 pass. The town benefits by a civic contribution. NIMEC publishes newsletters that would  
20 go into the Village newsletter. There are two Public Meetings to help the residents  
21 understand. We have a dedicated person at NIMEC to handle any individual questions  
22 from the residents and/or the Village.

23  
24 Trustee Waite inquired of Mr. Shover how NIMEC benefits from this. Mr. Shover stated  
25 that they get paid directly from the supplier as a broker. They are hoping to have 50 to 75  
26 communities in one collaborative and get better pricing.

27  
28 Trustee Pennington inquired of Mr. Shover whether or not they negotiate the terms and  
29 conditions of the contract between himself and the Municipality. Mr. Shover stated that  
30 the Village controls the whole process. NIMEC controls how much they make from the  
31 supplier. They will provide the Village with as many Bids as it wants. Every Village is  
32 different, some want a one-year deal and some want a two-year deal. Some Villages want  
33 a bigger civic contribution. Some communities don't even care about the civic  
34 contribution.

35  
36 Trustee Waite inquired of Mr. Shover how many suppliers NIMEC works with. Mr.  
37 Shover stated that they work actively with about four or five. They can work with more  
38 than that. Trustee Waite inquired of Mr. Shover what the commission is that NIMEC gets  
39 paid. He inquired whether or not each one of those is individually negotiated. Mr. Shover  
40 stated yes, it depends how much we are bidding for. The fee would be different from each  
41 supplier depending upon how much volume NIMEC was bringing them. Trustee Waite  
42 inquired of Mr. Shover if that is a structured fee and it is the same for all of the energy  
43 suppliers to NIMEC. Mr. Shover stated no. He stated that last year it varied. He stated  
44 that the Village controls the process. The Village goes with the supplier that it wants to.  
45 NIMEC does not tell the Village what supplier to go with. Trustee Waite inquired of Mr.  
46 Shover what the range of the Commission is for NIMEC. He inquired if they get 2% to

1 10%, or 5% to 20%. Mr. Shover stated that he could supply that information after the  
2 meeting. He doesn't have those stats right off the top of his head.

3  
4 Trustee Ormsby inquired of Mr. Shover if they vet the companies that the Village would  
5 be choosing. She inquired how the Village knows that it has a good supplier. Mr. Shover  
6 stated that the State of Illinois does that. NIMEC can't do that. He stated that if you are  
7 supplying energy you have to have a certain rating with the State of Illinois.

8  
9 Village President Meyers-Martin inquired of Mr. Shover whether or not that rating is  
10 available for the Village to look at. Mr. Shover stated that it is online.

11  
12 Trustee Ormsby stated that it appears that there would be at least 10-vendors for the  
13 Village to choose from. She inquired of Mr. Shover how the Village narrows that down.  
14 She inquired what the Village looks at. Mr. Shover stated that it is narrowed down to the  
15 ones that have been able to handle the most aggressive Bids on behalf of the Villages, but  
16 they all have the same rating.

17  
18 Trustee Oliver stated that any of us right now independently could opt for some other  
19 company and it doesn't require a Referendum for that. He stated that as a Village we  
20 could currently do that. He stated that whatever we chose with the assistance of NIMEC,  
21 we all would save money. He stated as an example, if Constellation is a huge savings  
22 over ComEd, as an individual when he opts in to whatever the Village decides to do; he is  
23 going to save money if NIMEC determines that Constellation is the best product out there  
24 for the cheapest amount of money. He stated that he will still save some additional money  
25 on top of what he has already been saving. Mr. Shover stated yes.

26  
27 Trustee Waite inquired of Mr. Shover if Constellation is another broker. Mr. Shover  
28 stated that it is another supplier. They buy energy from Exelon. Trustee Waite stated that  
29 they are brokering the energy to the individual consumer. Mr. Shover stated yes. Trustee  
30 Waite inquired of Mr. Shover if they differ much from NIMEC. Mr. Shover stated that  
31 NIMEC is aggregating Municipalities. Constellation is buying the power and selling it.  
32 Trustee Waite stated that he understands that. He stated that they are a broker. You are a  
33 collaborative. He stated if we go to any of those companies we would save 10% to 15%,  
34 but if we collaborate as a group we would get another 10% to 15%. He stated that the  
35 savings from ComEd would be in the area of 30%. Mr. Shover stated that last year the  
36 savings was between 23% and 30%. Mr. Shover stated that to put it in kilowatts, most of  
37 us are paying 7.88 if you are with ComEd. If you go with another company they might  
38 get you down to 6.4 or 6.5. They had people between 5.7 and 5.9. That is \$175.00 per  
39 resident per year and the Village got a civic contribution.

40  
41 Administrator Mekarski stated that because we have some new Board Members here he  
42 wanted to address who NIMEC is. He stated that NIMEC is not a typical, private broker.  
43 They are formed to consolidate and represent Municipalities exclusively. They represent  
44 over 100-Municipalities. The Village has been dealing with NIMEC for a number of  
45 years. The Village no longer purchases power for its Water Pump Stations and Sewer Lift  
46 Stations from ComEd. The Village goes out on a Reverse Bidding Process every one to

1 three-years. The Village has been saving in the area of 10% to 20% for its major power  
2 usage. The Village doesn't have a lot of streetlights. The Village draws a lot of amps  
3 associated with its large pumping facilities. He stated that it is logical that NIMEC is here  
4 now. The Village had an opportunity to go to Referendum at the last ballot, but there was  
5 a wait and see attitude, to see what the market yield is giving to the other Municipalities.  
6 He stated that there is not a lot of cost involved for the Municipality. Everything will be  
7 coordinated by the Village's broker and their fee will be picked up through the rates that  
8 are set forth in the Agreement. Those rates are regulated by State Statute and/or by the  
9 Regulatory Commission. NIMEC doesn't have a free wield on what they can charge.

10  
11 Trustee Waite inquired of Mr. Shover who pays NIMEC's fee. Mr. Shover stated that the  
12 supplier does. Trustee Waite inquired of Administrator Mekarski why we have to have a  
13 Referendum. Administrator Mekarski stated that it is required under the new State Law.  
14 He stated that Illinois passed Illinois Public Act 096-0176 and that opened the door for  
15 aggregation to occur. He stated that you can sign up with any of those energy companies  
16 and get 10% to 12%, but there is power in numbers. Instead of having a single customer  
17 rate, you are dealing with the power of 1,800 homes in the case of the Village. You  
18 multiply those 1,800 homes by how many Municipalities he gets to go on this round. It  
19 could be 20 or it could be 40 or more. He stated that you would think that the greater  
20 number, the more economies of scale, but it is not precisely working out that way. So  
21 they may Bid in groups of 50,000 homes or 20,000 homes. They will determine what the  
22 best formula is to get the maximum yield.

23  
24 Trustee Waite inquired if an individual homeowner signed up with one of these  
25 companies for two-years or three-years can they join the aggregation. Mr. Shover stated  
26 yes. Trustee Waite inquired if they would be locked in until their contract is up. Mr.  
27 Shover stated not necessarily. He stated that the one he signed up with does not have any  
28 cancellation fee. He stated that if you opt out of your current supplier you get kicked back  
29 to ComEd. Mr. Shover stated that we educate the people on what to do and how to do it.  
30 He stated then we would contact the winning supplier and tell them that John Jones on  
31 Third Avenue is with Spark and to bring them in.

32  
33 Trustee Pennington stated that he trusts that the Village will be getting copies of the  
34 contracts so that the Board can review them. He stated that as an individual household  
35 they would get contracts to review. Mr. Shover stated that the Village would receive the  
36 contracts. Trustee Pennington inquired of Mr. Shover whether or not the resident would  
37 receive a contract, or a copy of the contract to review, to make sure that the terms and  
38 conditions meet their needs. Mr. Shover stated that is an interesting question. He stated  
39 that nothing would change for the resident. They would receive the same bill with a line  
40 item on the bill stating who the energy is provided by. They would still call ComEd if  
41 there is a problem. No one would know that anything had changed except for that line  
42 item.

43  
44 Administrator Mekarski stated that through the Public Act of Referendum and the powers  
45 that you have as a Trustee for guiding and representing the fiduciary affairs of the Village  
46 and its residents, the State Act compels this body to act and do all the due diligence on

1 the contracts on behalf of its residents. The residents are conveying additional powers to  
2 this Board through the Referendum process. He stated that by passing the Referendum  
3 the residents are saying that they trust the Village President and the Board to do what is  
4 in the best interest of the residents.

5  
6 Trustee Pennington stated that he understands that. He inquired what assurances other  
7 than what you have just articulated, do the residents of the Village have when they get  
8 this. He would like to know what exactly he is signing up for and whether or not it makes  
9 economic sense for him to do that. He stated that he is not getting that. He is just putting  
10 his trust in NIMEC and their ability to sell and broker the deals.

11  
12 Trustee Ormsby stated that is her question, what kind of vetting is done. She stated that it  
13 is done at the State level. Mr. Shover stated that when you get a contract from Comcast or  
14 a waste hauler, he doubts that the residents see the contract. They are giving the  
15 responsibility to do the right thing. The Village is controlling the process. NIMEC is not  
16 doing anything in a dark room. They bring out the Bids. They come to the Village with as  
17 many towns as it can and give them better pricing.

18  
19 Administrator Mekarski stated that there is very little risk for the residents. He stated that  
20 the residents are saying that they will approve the Referendum to allow the Village to go  
21 out on competitive Bids with an aggregate number of homes and see if we can get a  
22 better deal. If there is a better deal, the residents can continue with ComEd or with their  
23 individual supplier through one of these companies and get their 10% or 12%, or they can  
24 decide to go with the Village's aggregation rate. Right now the residents have  
25 two-options. They can stay with ComEd or go with one of the private companies.  
26 Through aggregation they will have three-options. The passed Referendum process has  
27 indicated that those communities giving their residents that option are saving  
28 substantially. Instead of getting a 12% savings on their electrical rate they are getting up  
29 to 30%.

30  
31 Administrator Mekarski stated that we have no obligation to pass this whatsoever. The  
32 Village has an opportunity to give the residents a choice to save them money on one of  
33 the largest bills that they are confronted with on an annual basis.

34  
35 Trustee Waite inquired of Mr. Shover if this was only for electricity. Mr. Shover stated  
36 yes.

37  
38 Village President Meyers-Martin inquired of Mr. Shover to explain what the process  
39 would be in terms of the Village selecting what supplier it would end up with if the Board  
40 passed this tonight. Mr. Shover stated that is a great question. NIMEC would tell the  
41 Village the benefits and draw downs on a one-year and two-year deal. The Village would  
42 decide if it wanted a one-year or two-year deal and how many Bids it would be  
43 comfortable with. NIMEC would bring the Bids back to the Board. The Village doesn't  
44 have to pay NIMEC anything.

1 Trustee Gibson inquired of Mr. Shover if NIMEC is the Northern Illinois Municipal  
2 Electric Collaborative body, but all of the companies that were in the PowerPoint are who  
3 you work with. Mr. Shover stated that is some of the suppliers that they work with. He  
4 stated that there are others as well. She stated that if we did agree to this, how do you  
5 choose which one of these we get to pick, or does the Village get to pick. Mr. Shover  
6 stated that the Village gets to pick based on the term structure it wants, and how much of  
7 a civic contribution you want, and who gives the best one-year deal or two-year deal. He  
8 stated that some suppliers give aggressive two-year deals and some don't. Some give a  
9 very aggressive one-year deal. It is based on the Village's terms and requests.

10  
11 Trustee Gibson stated that the Bids could be from those companies or there could be  
12 more than that. Mr. Shover stated yes, there are about 30 of them.

13  
14 Administrator Mekarski inquired of Mr. Shover if they are Reverse Bids like the Village  
15 does for the Pump Stations every year, where there is a certain 24-hour or 48-hour period  
16 that a group of Municipalities will go out on a Reverse Bidding Process, and then Bids  
17 are opened up and we get a phone call indicating here are the rates and the terms that  
18 each of the companies are offering and the Village gets to select which one it goes with.

19  
20 Mr. Shover stated that there is talk of that happening for this cycle. Last year, because it  
21 was brand new, there wasn't. He stated that is a good point too because for water  
22 pumping that is truly the case. He stated that there is talk in Illinois for this coming June  
23 that when you pick your supplier, of having that type of 48-hour window of Reverse  
24 Bidding.

25  
26 Trustee Gibson inquired if the Referendum passed and the Village decided on a Bidder, if  
27 a person opted to do it, and then decided that they didn't want to do it because they didn't  
28 see any benefits, if they could opt out without any charge. Mr. Shover stated that is a  
29 great question. It depends on the supplier that the Village takes. He stated that you want  
30 that on your wish list to make sure that the residents can opt out for no fee. The more  
31 restrictions you put on the Bids, the more expensive the electricity will be. He stated that  
32 is something that you need to negotiate in your Bid.

33  
34 Trustee Pennington stated that currently we have NIMEC online with respect to our  
35 pumps. He inquired of Administrator Mekarski who the supplier of that energy is.  
36 Administrator Mekarski stated that one-year it was Constellation. Trustee Gibson  
37 inquired of Trustee Pennington if he was asking whether or not that would benefit the  
38 Village. He stated that he was wondering what our experience was to-date, and whether  
39 or not the Village would garner any additional economies by staying with that particular  
40 supplier assuming that we go into this project.

41  
42 Village President Meyers-Martin stated that would be part of the vetting process as we  
43 look at all of our choices.

44 Administrator Mekarski stated that he believes the first year the Village had Constellation  
45 Energy and he believes that the Reverse Bidding was for Exelon. Trustee Pennington  
46 believes that was the case. He inquired if it was a one-year term or a multiyear term.



1 Administrator Mekarski stated that it was a multiyear term. Administrator Mekarski  
2 stated that the first year was favorable and the second year was not as favorable because  
3 there was such a change in the market associated with the Recession. The first year the  
4 Village received much better pricing associated with the open market. He stated that there  
5 was a dip in the general market price that actually a shorter term contract would have  
6 been a better benefit cost ratio.

7  
8 Trustee Pennington stated that goes back to Mr. Shover's point when he indicated that a  
9 multiyear contract may be favorable in some instances, or may not be favorable in other  
10 cases depending upon the volatility of the market. Mr. Shover stated that if you had a  
11 three-year contract without any protection on the downside, how do you tell your  
12 residents that they are paying more than ComEd now.

13  
14 Trustee Waite stated that there were a lot of complaints that people had that signed up for  
15 multiyear agreements with these groups of suppliers when it first happened because the  
16 rates had gone down. Mr. Shover stated that it is important that the Village makes sure  
17 that it has protection in its Bid. You have a stopgap measure that if those rates go down  
18 we will go down with those rates.

19  
20 Trustee Waite stated that he has friends that are farmers and they negotiate in the fall for  
21 propane. They ask them if they want a whole year or if they want to buy at market. He  
22 stated that some years they take the fixed price and it costs them money and other years  
23 they take the flexible price and it still costs them money.

24  
25 Trustee Oliver inquired of Mr. Shover that if the Village went for a two-year contract, if  
26 at the end of that contract would the Village have to revisit this entire conversation again.  
27 Mr. Shover stated on a Village level, yes. He stated that you go through this every time  
28 there is a renewal of the contract. It is just like with Comcast. Trustee Gibson stated that  
29 we don't have to go through the Referendum again.

30  
31 Trustee Pennington inquired when we first knew of this ability to aggregate energies with  
32 NIMEC. Administrator Mekarski stated that we were just invited to the South Suburban  
33 Mayors and Managers Association Work Session mid to late October. Trustee Gibson  
34 stated that all of us were invited.

35  
36 Trustee Waite inquired when the State passed the law. Mr. Shover stated a year ago.

37  
38 Trustee Pennington stated that in his opinion, it seems like we have a very short window  
39 of time in which to act upon this when this has been in effect for some time. Trustee  
40 Waite stated that he didn't know that there is any pressure for the Board to act.  
41 Administrator Mekarski stated that you can wait until another ballot cycle. He stated that  
42 the Act was passed. He stated that 19 of the 100-communities signed up right away. The  
43 South Suburban Mayors and Managers Association had some of the Mayors and  
44 Managers from those 19-communities come and share their stories. That is the Work  
45 Session that Trustee Gibson encouraged all of the Trustees to attend. Their success stories  
46 are saying that you can't lose at this because ultimately you are giving another option to

1 your residents. They can stay with ComEd and they will pay one rate. If they sign up with  
2 one of these companies they could probably save 10% to 12%. The 19-communities that  
3 went ahead and aggregated, they are saving up to 30%. It is doubtful that the savings will  
4 be the same on the second ballot. In the second year as more and more people make this  
5 transfer, it could be a little bit lower. There is no guarantee that you will get 30%. There  
6 is a high probability that you will get a substantial savings over ComEd, and a reasonably  
7 substantial savings over individually going with an alternate company yourself.

8  
9 Village President Meyers-Martin stated that on Page 2 you will see that “The  
10 Referendum does not mandate a change. Staying with ComEd is an option to the  
11 Municipality. If the supplier’s Bids are not sufficiently attractive, the Municipality can  
12 elect to remain with ComEd.” It seems as though all of your options are there.

13  
14 Mr. Shover stated that we tell the residents not even to think about this if they have  
15 baseboard heating or if you are on hourly heating. They have a special rate from ComEd  
16 that nobody can touch.

17  
18 Trustee Waite stated that means that you are using electricity for heating. He doesn’t  
19 think there that are that many residents doing that in our area.

20  
21 Trustee Ormsby stated that is a good point that we would have to add to our explanation.

22  
23 Village President Meyers-Martin inquired of the Board if there was a consensus to go  
24 ahead with this Motion. Trustee Ormsby stated yes. Trustee Gibson stated that she didn’t  
25 think we had anything to lose. There was a consensus of the Board to go ahead with the  
26 Motion.

27 **Motion by Trustee Oliver, second by Trustee Ormsby to authorize NIM EC to assist**  
28 **the Village in the preparation of all materials and procedures as required by State**  
29 **Statute, affording the Village the opportunity to allow our citizens to consider an**  
30 **option to purchase electrical energy through the process of the Municipal**  
31 **Aggregation as allowed in the Illinois Public Act 096-0176; and further authorize**  
32 **the Village Attorney to prepare and file a Municipal Aggregation Referendum on**  
33 **the March 20, 2012 Ballot.**

34  
35 Administrator Mekarski stated for the record, the Village President took the liberty to  
36 modify the Motion as prepared, because we do not actually have a formal Agreement  
37 which requires execution by the Village President, but rather it is an authorization to  
38 proceed. And as our representative from NIMEC indicated, at this juncture there are no  
39 fees that will be incurred by the Village. He inquired of Mr. Shover if that was correct.  
40 Mr. Shover stated that is correct. There is no contract with us, nothing. Administrator  
41 Mekarski stated that he just wanted to clarify the Public Record.

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

43  
44 Administrator Mekarski asked Mr. Shover or Mr. Hoover to contact him in the morning  
45 so that we can start working with the Village Attorney to get everything we need for the  
46 Board Meeting on November 28<sup>th</sup>.

1  
2 Village President Meyers-Martin thanked Mr. Shover for coming this evening. Village  
3 President Meyers-Martin reminded the audience that there is a Revised Agenda. The  
4 Consent Agenda is a little different on the Revised Agenda.

5  
6 Village President Meyers-Martin stated that our next presentation is from Baxter &  
7 Woodman. They will provide a report on the Tolentine Park Pedestrian & Vehicular  
8 Safety at Governors Highway.

9  
10 **Baxter & Woodman Report on Tolentine Park Pedestrian & Vehicular Safety at**  
11 **Governors Highway** – Mr. Stephen Amann from Baxter & Woodman stated that he is  
12 here this evening to talk about some options we looked at for pedestrian access to the  
13 Tolentine Park. He brought a copy of the Zoning Map to show where the park is located  
14 relative to the rest of the Village. The park was originally planned in conjunction with the  
15 Tolentine Estates Residential Subdivision in the northwest part. Due to the market and  
16 various factors, the residential subdivision is no longer going forward. The Park District  
17 was successful in getting an OSLAD Grant to build their park there. The Grant came with  
18 deadlines. Basically, you have to use it or lose it. The Park District went ahead with the  
19 development of the park. It is on the other side of Governors Highway. It is an unmarked  
20 State Route. It is under the jurisdiction of the Illinois Department of Transportation.  
21 There are four-through lanes with a 50-mile an hour posted speed limit. There are no  
22 pedestrian facilities along that stretch of the road. The nearest signals are at 203<sup>rd</sup> Street  
23 and down at Crawford. Those are about 3,000 feet away from where the park entrance is  
24 located.

25  
26 Mr. Amann stated that IDOT recently passed what they call a “Complete Streets Policy”  
27 which was in response to a State Law that was passed about four-years ago. It requires  
28 IDOT to accommodate pedestrians and bicyclists in any improvements that they make to  
29 State facilities where there are existing or planned bicycle or pedestrian facilities.

30  
31 Mr. Amann stated that they looked at a couple different options to provide some  
32 pedestrian safety out here. The first one was to do nothing and let people fend on their  
33 own to get to the park. We didn’t see that as a safe or responsible option. In keeping with  
34 the State’s “Complete Streets Policy” if there were improvements made to Governors  
35 Highway we could petition them to include pedestrian facilities along or across  
36 Governors Highway. He stated that if we had existing pedestrian facilities in the project  
37 area where we had some type of an approved local or regional plan that showed those  
38 facilities such as a planned bike route along Governors Highway or a planned crossing at  
39 207<sup>th</sup> Street.

40  
41 Mr. Amann stated that the other option was to prohibit crossing. That was one of the  
42 suggestions that we looked at early on to prohibit pedestrians from crossing there because  
43 of the concern that we had for their safety in crossing that rather wide and very fast  
44 highway. It would be a matter of signage and then enforcement of that signage. He  
45 doesn’t know what type of liability issues might arise from that type of approach though.  
46 That is the cheapest of the alternatives other than to do nothing. It will probably cost less

1 than a couple of thousand of dollars to put up some signs out there prohibiting that type  
2 of crossing.

3  
4 Mr. Amann stated that if we decide to improve it, there are a number of options that we  
5 have. The first one would be a crosswalk at 207<sup>th</sup> Street into the park. Since it is a State  
6 Highway we have to comply with Permit requirements of the Department of  
7 Transportation. One of those would be that there is a demonstrated location for the  
8 pedestrian crossing. In other words, you can't just put a crossing from nowhere to  
9 nowhere. There would have to be some type of path on both sides of the street. He stated  
10 that on the park side, it is 100-feet from the edge of the pavement on Governors Highway  
11 up into where their onsite paths and sidewalks start. On the other side of the street there  
12 really are no other pedestrian facilities for quite a distance. He stated that one of the  
13 things that the Federal and State Transportation Planners look at is what they call  
14 "continuity." He stated that we have to look at a pedestrian route or bicycle path probably  
15 along 207<sup>th</sup> Street almost to Olympian Way where we have bike paths along both sides of  
16 Olympian Way right now. There would be the responsibility for the maintenance of those  
17 paths and the maintenance of the striping out on the State Highway there. Mr. Amann  
18 provided the Board with a sample of the signage that they might want to have to warn  
19 vehicles of pedestrians crossing there. The typical signage that you see is just reflective  
20 sheeting with the backing and the symbols. That would be placed in advance of the  
21 crosswalk. The example on the document provided to the Board is more advanced with  
22 LED Lights set into it that could be triggered to flash by a pedestrian push button,  
23 warning vehicles that there is a potential pedestrian crossing the road there. That could be  
24 powered with a solar unit because the electric usage is fairly small. Those are fairly new  
25 and there might be some issues with the Department of Transportation in getting a Permit  
26 to put that type of sign up there. He stated that with the types of speeds that we have on  
27 Governors Highway it might be warranted to look at a more expensive installation like  
28 that.

29  
30 Mr. Amann stated that in looking at paths to connect Olympian Way over to Governors  
31 Highway, crossing the road, and then getting a path up into the park facilities it is about  
32 \$125,000.00, mainly because of the length of the path on 207<sup>th</sup> Street to Olympian Way.  
33 There might be some other logical termini for the easterly side of the path. He stated that  
34 you can make a real good case that Olympian Way provides a good, logical termini  
35 because there are bicycle lanes on that road already. If we had another destination such as  
36 the school or one of the other parks up here in this part of the Village where we could  
37 connect to a pedestrian facility up there, the State might be willing to go along with  
38 something like that.

39  
40 Mr. Amann stated that the next option they looked at was a traffic signal at the  
41 intersection right there. He stated that is probably not very realistic. You have to  
42 demonstrate a need for the signal, which would depend on the volumes and the speed of  
43 traffic, accident histories, and volumes of pedestrians. Since the park is not open yet there  
44 is no history of pedestrians. His sense of the traffic on 207<sup>th</sup> Street is that it is not  
45 sufficient to justify a signal at Governors Highway there. If the Village wants to pursue  
46 that, there would have to be some studies conducted out there, traffic counts, and submit

1 that information to the State to demonstrate that we met a warrant. He believes that would  
2 be very difficult to do. It is a very expensive proposition too, because if you did pursue  
3 having a traffic signal there and you met the warrants, you would probably have to do  
4 other improvements too like adding left-turn lanes on Governors Highway. That pushes  
5 the price tag close to \$2,000,000.00 with all the pavement widening you would have to  
6 do at that intersection. These are ballpark numbers. They didn't spend a lot of time  
7 looking at detailed plans or specific quantities and the costs associated with those. He just  
8 wanted to provide ballpark figures so that you can compare the alternatives to each other.

9  
10 Village President Meyers-Martin stated that it occurred to her that there are the types of  
11 traffic signals that pedestrians have control over. The pedestrian hits a button and the  
12 signal automatically turns red and allows them to cross. She inquired of Mr. Amann if  
13 that option on a traffic signal is more expensive. She stated that would almost resolve the  
14 issue of the inconvenience of having a traffic signal there because there could be free  
15 flowing traffic until there were pedestrians present.

16  
17 Mr. Amann stated that the traffic signal that they would put there would automatically  
18 include pedestrian facilities with the crosswalk and the push buttons like you see in  
19 downtown Chicago. He stated with the park right there you would have demonstrated the  
20 need for pedestrian facilities.

21  
22 Mr. Amann stated that the other type of facilities is an experimental type of installation.  
23 There is a picture of it on the second page of the document that was provided to the  
24 Board. It is one of the few installations in Illinois. It is in Bolingbrook. It is called the  
25 "Hawk." It is a signal that is normally dark. When a pedestrian walks up to it and pushes  
26 the button, it runs through a cycle where it starts to flash yellow, which warns the cars  
27 that there is something happening. Then it changes to flashing red at which the cars have  
28 to stop if they are in the intersection. Then it goes to solid red so it becomes just like a  
29 traffic signal and vehicles have to come to a complete stop. When the pedestrian walks  
30 across the intersection it goes back to the flashing red and becomes a stop condition. Just  
31 like if a traffic signal is out and you have the flashing red you have to treat that as a stop  
32 sign. After the pedestrian crosses the street the signal goes dark again. He stated that  
33 IDOT has not embraced those at all. One of the reasons is because their understanding of  
34 the Illinois Vehicle Code is that a signal which is all dark such as this device would be  
35 when it is not activated becomes a stop sign. So that would entail putting a stop sign in  
36 the middle of Governors Highway which the State would probably not go along with.  
37 These are designed to be at mid block locations. A vehicle turning off of 207<sup>th</sup> Street or  
38 coming out of the park would not be able to see those signal faces and know that he had  
39 to stop for somebody who is in the crosswalk.

40  
41 Trustee Ormsby stated that the State would probably not go for the stop sign. Mr. Amann  
42 stated right. Trustee Ormsby inquired of Mr. Amann why the State would not go for the  
43 stop sign. She stated that it is going to be a safety issue. She stated that a stop sign is a  
44 stop sign. The cost is minimal. She stated that from the time you get on Governors  
45 Highway at Crawford all the way down to 175<sup>th</sup> Street that is all residential. She stated  
46 that it should no longer be treated as a highway. The speed should drop. She is having a

1 hard time understanding anything that the Village can possibly afford other than a stop  
2 sign. She isn't going to understand the State's logic behind that. She stated that is  
3 something that Mr. Amann is going to have to really work with her on to understand the  
4 State's logic. The stop sign is the only thing that the Village can afford in the short-term.  
5 The park will open in the spring. She stated that any of this stuff is very difficult to get  
6 passed. She stated that this has been on her mind since this park started. The stop sign is  
7 the only thing that the Village can jump on and quickly do.

8  
9 Mr. Amann stated that in playing devil's advocate here, they look at that with a  
10 completely opposite perspective. The highway was there first. The highway is there to  
11 transport cars safely and efficiently along the road. Stop signs and traffic signals are a  
12 major impediment to the flow of vehicles through that highway. That is the State's  
13 perspective. Their job is to move vehicles through the State Highway System. He stated  
14 that to put up a stop sign, a traffic signal, or even these warning devices, you have to  
15 demonstrate that you have satisfied their requirements to put that facility on their right-  
16 of-way. There are warrants that you have to go through. You look at the traffic volumes  
17 on the through-street Governors Highway, on the side street whether that is the park  
18 entrance or 207<sup>th</sup> Street. You look at the accident history and pedestrian usage. There are  
19 a number of different issues that you have to look at, and you compare them to establish a  
20 criterion the State has setup. If you meet those criteria the answer is yes. If you don't, the  
21 answer is no.

22  
23 Trustee Ormsby stated that there won't be any history until that park opens. Mr. Amann  
24 stated that's right. Trustee Ormsby stated that what the State is asking the Village to do is  
25 wait until we have a tragedy and then the Village can jump on this. She inquired of Mr.  
26 Amann since he has dealt with the State, if there is any way that the Village can go to  
27 them and say that we have a situation here that we need you to look at. She stated that the  
28 Village wants to be proactive here as opposed to not being proactive. She is aware that  
29 the Village is way behind the eight-ball on this. She is aware that this process takes  
30 forever. The park is going to open in the spring.

31  
32 Trustee Waite stated that Mr. Amann is saying that you couldn't get approval to put up a  
33 stop sign by spring. Mr. Amann stated that's correct.

34  
35 Trustee Oliver inquired of Mr. Amann that with all of the brainstorming ideas that they  
36 have come up with, one through five, realistically what will IDOT approve in the shortest  
37 period of time. Mr. Amann stated probably some type of a sign from either direction  
38 warning vehicles that there is a pedestrian crossing there.

39  
40 Trustee Pennington inquired of Mr. Amann if that was his recommendation. Mr. Amann  
41 stated that would be his recommendation for a short-term improvement. He believes that  
42 overall the Village should look at pedestrian and bicycle issues as a whole throughout the  
43 Village. One of the longer term things he would like to consider is looking at some type  
44 of Master Plan for these types of issues throughout the Village. There are bike paths  
45 throughout the Village. There are great destinations like the Metra Station, multiple parks  
46 throughout the Village, the hospital, and high school where people would definitely be

1 riding their bicycles. Unfortunately, there are barriers like Governors Highway and the  
2 Metra Tracks that prevent you from getting from Point A to Point B. He stated that  
3 having a plan like that puts the Village in a good position for Grant funding. When the  
4 State makes improvements to their facilities, whether it is Governors Highway or Route  
5 30, they have to accommodate those plans and those improvements.

6  
7 Trustee Nale stated that we need something now. We need something by spring. Mr.  
8 Amann stated that he agreed. His thought was to have some type of a warning sign or  
9 signs on Governors Highway in advance of that intersection. Trustee Nale inquired of  
10 Mr. Amann how the Village would pursue something like that. Mr. Amann stated that we  
11 talk to the State and submit a Permit Application.

12  
13 Trustee Oliver inquired of Mr. Amann how long the process takes generally. Trustee  
14 Ormsby stated six-months to a year. Mr. Amann stated that we had some preliminary  
15 contacts with the staff up there. One of the guys from the State went down and said it  
16 would probably be permissible to put some warning signs there. That doesn't constitute a  
17 Permit or a formal review by them. It gives them the sense that it is something that would  
18 be permissible. He doesn't believe that there would be a problem getting signage up there  
19 before the park opens in the spring.

20  
21 Trustee Pennington inquired of Mr. Amann if this sign would be the most appropriate  
22 sign. Mr. Amann stated that he would like to put up that type of sign. He stated with the  
23 speeds on Governors Highway the more visible warning sign you have up there the better  
24 off the Village will be. He believes that people tend to develop tunnel vision when they  
25 are driving and the ordinary types of signs just become part of the scenery when you are  
26 barreling down the road.

27  
28 Trustee Waite inquired of Mr. Amann if there are signs where you have a flashing yellow  
29 light and it says "Pedestrian Crossing Ahead." Mr. Amann stated yes. He stated that this  
30 takes it a little bit further. Trustee Waite thought that the LED Sign was kind of cute like  
31 that. He stated that there is already a track record for the other kind of sign. Trustee Waite  
32 inquired how many people are going to be going to the park at night. Trustee Ormsby  
33 stated they can't. The park closes at night. Denise Will stated that the park closes at dusk.  
34 Trustee Waite stated that we are looking at a daytime activity. He stated that when the  
35 schools are in session there won't be anything until after 3 o'clock. There probably won't  
36 be any in the morning. He stated that there is a very limited part of the day where we will  
37 have pedestrians crossing until the summer.

38  
39 Trustee Ormsby stated that we don't know until that park opens what kind of actual  
40 traffic will cross there. She inquired where the people are crossing to, right up the main  
41 driveway. There isn't a path on either side of that main driveway. She stated that if you  
42 walk across and you get over there you are still in trouble, because that will be where cars  
43 are turning into the park, unless you make a path where people can actually walk. She  
44 stated that you are never safe until you get in there.

1 Mr. Amann stated that is why he was getting at the continuity of a pedestrian or bicycle  
2 route. Trustee Ormsby stated that she agrees with that. She is looking quickly to spring.  
3 She is focusing on spring. She stated that Mr. Amann's long-term plan is excellent.  
4 Trustee Ormsby inquired of Mrs. Will when she thought the park was going to open.

5  
6 Mrs. Will stated hopefully in April. Trustee Ormsby inquired where the pedestrians are  
7 going to walk once they get across Governors Highway. She stated that is a Park District  
8 question. She stated that it is a concern for her because people will come and turn into  
9 that park. The people that have crossed Governors Highway they are walking up the  
10 middle of that driveway.

11  
12 Mr. Amann stated that the same question would have to be considered for the other side  
13 of Governors Highway to get to the crossing and get from the park once they cross  
14 Governors Highway. He stated where do people walk. He stated where the people walk  
15 right now there is nothing along 207<sup>th</sup> Street. He stated that we could build a sidewalk  
16 going across the corner of the Village property right there in the corner. He stated once  
17 you get to the end of the sidewalk you have people being directed back onto the roadway  
18 and that is not a good situation.

19  
20 Trustee Ormsby stated that if you are on the south side of 207<sup>th</sup>, you don't want anybody  
21 walking on the south side. She stated that if it is your intention to go across you will get  
22 hit because cars come off and turn. She stated if the cars are going north and they are  
23 turning, you are going to get hit. She stated that is a good point. You need to get people to  
24 the north side of that street. Mr. Amann stated that the way the turn is shaped there,  
25 people can come very quickly. He stated that any type of pedestrian or bike path built  
26 along there has to be on the north side. The first couple of streets in off of Governors  
27 Highway, you put crosswalks at those intersections to get people across the street from  
28 the local streets where they actually live.

29  
30 Trustee Gibson stated when it is all said and done, you have done all of the studies, but  
31 you don't have any control over what is going to happen. Mr. Amann stated that's  
32 correct. He stated that ultimately it is up to the State to permit it or not. Trustee Gibson  
33 stated that all Mr. Amann can do is to go to the State and find out what is the best thing  
34 that they can do in the quickest amount of time. Mr. Amann stated that one of the  
35 engineer's from the State went out to the site and agreed that some type of warning sign  
36 on both approaches along Governors Highway would probably be permissible. It is just a  
37 matter of getting the paperwork in.

38  
39 Village President Meyers-Martin asked Mr. Amann to address the other two alternatives  
40 that he had. Mr. Amann stated that there is a signal right now at 203<sup>rd</sup> Street and  
41 Governors Highway with a path along the north side that has great access into the high  
42 school. That could be an alternative crossing location. He stated that from the State's  
43 perspective they would want the Village to do that. They want to minimize the  
44 interruption of the through-traffic. The signal is there. There is a crosswalk for  
45 pedestrians. Unfortunately, they would have to build pedestrian facilities along both sides  
46 of Governors Highway to 207<sup>th</sup> to 203<sup>rd</sup> and back down the other side to the park. That



1 puts the total project cost close to \$300,000.00. He stated that anything that is built out  
2 there will be the responsibility of the Village to maintain, which would include patching  
3 and snow removal.

4  
5 Mr. Amann stated that the final option they looked at is a bridge. It is one of the safest  
6 types of installations from a crossing perspective and one of the most expensive. The  
7 Village owns the property on the east side and the Park District owns the property on the  
8 west side. That gives them room to create the ramps, because you have to build up  
9 embankments on either side to get bicycles and walkers up to where that bridge would  
10 span. It has to have a 17.3 clearance from the roadway up to the bottom of the bridge.

11  
12 Trustee Oliver stated that it has to be ADA compliant as well. Mr. Amann stated that is  
13 correct. You would have to have maximum slopes of 5% going up that slope, which  
14 means the slope has to be very long. The Park District's Site Plan has some paths up in  
15 this corner up here. They would have to work with the Park District to reconfigure those  
16 to allow the down ramp from the bridge to connect to their paths over there. He stated  
17 that we have Public Works up here and there are still meetings held in the Old Village  
18 Hall. He stated that we have to accommodate all of those uses in whatever type of  
19 configuration they design for that path coming down there.

20  
21 Trustee Waite stated that unless you have an awful lot of traffic on Governors Highway,  
22 people won't go up those ramps; they will just walk across the street. Mr. Amann stated  
23 that is a very good point. He stated that is something that he neglected to mention for the  
24 203<sup>rd</sup> Street crossing. He stated as you are walking down 207<sup>th</sup> Street right across the  
25 street, are you going to detour 6,000 feet out of your way. Trustee Gibson stated let's be  
26 real, people won't do that. Trustee Ormsby stated that a small kid wouldn't do it. Mr.  
27 Amann stated that he would go across the bridge because it would be more fun. He would  
28 take his kids over the bridge because it is safer. He would encourage everybody he knows  
29 to use the bridge. He doesn't think that you would get 100% compliance with that.

30  
31 Trustee Ormsby stated that there are people that will cross there, but there isn't enough  
32 people that would warrant a bridge over that spot. She doesn't know the number of  
33 people that would use the bridge. They don't know how that park will be attended. It is  
34 inviting because it is a Water Park. The Village won't know those answers until the park  
35 is open.

36  
37 Mr. Amann stated that one of the things he suggested longer term is to evaluate what  
38 happens at the park. He inquired is everybody going to drive to the park. He inquired if  
39 people were going to try to walk to the park. He stated that if we get the warning crossing  
40 signs up there it will make it safer for pedestrians, but is it going to encourage more  
41 people to walk there that otherwise might get in the car and drive there, or ride their bike  
42 to the park.

43  
44 Mr. Amann stated that there are Grant funds available for these types of facilities. One  
45 that is pretty attractive is the Illinois Transportation Enhancement Program. There is an  
46 application period coming up in February. The funding is 80% Federal and 20% local. It

1 is competitive. The last time they did this, one in five projects got funded. You can get up  
2 to \$1,500,000.00 for your project in that program. There are a couple other programs that  
3 are available. DNR has a 50/50 Bicycle Trail Program. Their maximum limit is  
4 \$200,000.00. Some of these big improvements would not be appropriate for that type of a  
5 Grant. He stated that the other thing is with any kind of funding, if you use somebody  
6 else's money you have to play by their rules. He stated that Administrator Mekarski can  
7 attest that with any type of Federal Program there is an administrative burden associated  
8 with that in terms of all the coordination you have to do, the multiple levels of  
9 engineering that have to go into it, and the environmental considerations. He stated that  
10 all of those add to the project costs and the project timeline. They make you look at more  
11 than just the immediate project. They make you look at the context of it. He stated that  
12 you may end up doing additional improvements beyond just a crossing at that  
13 intersection.

14  
15 Trustee Ormsby inquired if Mr. Amann was talking about the Village applying for these  
16 Grants or the Park District applying for them. Mr. Amann stated that he is talking to the  
17 Village right now. Trustee Ormsby stated so then the burden is now on the Village. Mr.  
18 Amann stated that he didn't mean to say it that way. He is suggesting that if some type of  
19 a Master Plan were to be developed in conjunction with the Park District in this case, it  
20 might make it more eligible for the Federal Grants, more eligible in the case of an IDOT  
21 improvement, where we could force them to accommodate our existing or planned  
22 facilities. He stated that it is up to the Village if the Village wants to go ahead on its own  
23 with one of these projects or in conjunction with the Park District.

24  
25 Village President Meyers-Martin inquired of Mr. Amann that for the signs, because they  
26 seem to be the most practical considering the time constraints, what is the cost of those  
27 typically. Mr. Amann stated that they would be about \$2,000.00 each with the LED  
28 Lighting and the solar unit. He stated that the Village is looking at about \$4,000.00 in  
29 construction costs. There would be a sign coming north bound and one coming south  
30 bound.

31  
32 Trustee Pennington inquired of Mr. Amann if there would also be a pedestrian crosswalk.  
33 Mr. Amann recommended that the Village consider a striped crosswalk. The question is  
34 where do you go if there is no path on the Park District side and there is no sidewalk on  
35 the Village's side of the street there. It is probably against ADA regulations to put a  
36 pedestrian facility that is not negotiable by someone in a wheelchair with a gravel  
37 shoulder or a dirt shoulder. He stated that you have to look at extending pedestrian  
38 facilities on both sides of the road. Trustee Ormsby stated that striping it doesn't make  
39 any sense because there is nowhere to go. Mr. Amann stated that long-term or mid-term  
40 the best bet is to have those types of paths on both sides of the street there. Then you  
41 would have a clear place to put the cross striping on Governors Highway and places  
42 where people can wait for clearance in the vehicles, and go from Point A to Point B on  
43 the other side of the road there.

44  
45 Village President Meyers-Martin inquired of Mr. Amann whether or not any of these  
46 funding sources are inclusive of signs in terms of eligible use of funds. Mr. Amann stated

1 that off-hand he would say they probably are. He stated given the timeframe, and the  
2 extra work required getting those funds, for a few thousand dollars worth of signs it  
3 probably isn't worth it. Village President Meyers-Martin stated even though you are  
4 saying that IDOT would probably be more agreeable to them. Mr. Amann stated that they  
5 would be agreeable to permitting them and have us build them. If you are looking at a  
6 larger project like extending the sidewalk and a bike path from there, those signs would  
7 be included in the cost of that in order to get Grant funding for them.

8  
9 Mr. Chuck Winer stated that he had a couple of comments and observations. He stated  
10 that this is the first he has heard how to possibly deal with the access to that. He inquired  
11 if the purpose of any of those signs that the Board has been talking about was for the  
12 vehicles to actually stop on Governors Highway from going north/south. Mr. Amann  
13 stated that the traffic signals would. The signs would not. Mr. Winer stated that the  
14 purpose of the signage is just to warn cars you might hit someone. Mr. Amann stated  
15 well, not that you are going to hit somebody, but that there are pedestrians crossing in  
16 front of you and you need to yield.

17  
18 Village President Meyers-Martin stated sort of like a deer crossing. Trustee Waite stated  
19 not exactly, because pedestrians always have the right-of-way. Mr. Amann stated that is  
20 correct. Mr. Winer stated that if you are going 50-miles an hour or more to see the sign,  
21 and all of a sudden try to stop is not very realistic. He stated that is one comment. He  
22 stated that \$2,000.00 might be better put in insurance instead because we will get sued or  
23 something. Mr. Winer inquired if there is any other access to the park other than  
24 Governors Highway. He believes that something was mentioned about 203<sup>rd</sup> Street by  
25 Tolentine. He inquired if that means it would be more appropriate, certainly safety wise  
26 to negotiate something either through the Park District with Tolentine to make some kind  
27 of passageway over there. He stated that to him it is like a white elephant. He stated that  
28 to open it in the spring is opening the Village and perhaps the Park District to a huge  
29 lawsuit if something terrible happens, which as Trustee Ormsby indicated is just waiting  
30 to happen once that place opens. He stated that to find out whether or not there is an  
31 alternative entrance other than Governors Highway would be probably the most  
32 appropriate way to deal with it anyway.

33  
34 Mr. Amann stated that when that residential subdivision was planned for the area  
35 immediately north of the park, there was a pedestrian or bike path planned in that  
36 subdivision to connect to the park near the back end here. The park plans still reflect the  
37 stub to connect to that bike path or pedestrian path if and when this was to develop. He  
38 stated that with the market and other things that subdivision is not going to happen any  
39 time soon. There is the possibility of talking with the owners of that property right now  
40 and looking at options for crossing the property. But you would still be back out to 203<sup>rd</sup>  
41 Street. Anybody coming along 207<sup>th</sup> Street from this area of the Village would have to go  
42 that far out of the way to get back to the park right across the street.

43  
44 Mr. Winer stated that if there was no entrance on Governors Highway there wouldn't be  
45 an option. That would be the only way to go. That is what he is getting at. He stated  
46 safety wise for the people that are walking, if they do choose to walk across the highway,

1 or even more appropriately for any vehicles that are traveling down Governors Highway,  
2 if you are going left, if you are traveling north on Governors and you are going left into  
3 the park, that could be very dangerous for vehicles just to go left if there are additional  
4 vehicles coming at a high rate of speed going south on Governors Highway. He stated  
5 that if there are vehicles traveling south and turning right into the Park District there  
6 could be cars coming. He stated that in the beginning they probably won't know there is a  
7 park there until something bad happens. But yet in the beginning timeframe at least,  
8 conceivably they could be hit from the rear if there is no right-turn lane, or again kind of  
9 a center left-turn lane as you are traveling to the north.

10  
11 Mr. Amann stated that the park entrance lines up with 207<sup>th</sup> Street right there. It was  
12 permitted by the Department of Transportation already that the park entrance is on  
13 Governors Highway across 207<sup>th</sup> Street. Mr. Winer inquired without a need for any turn  
14 lanes for that purpose. Mr. Amann stated that as far as he knows they did not require that.  
15 Mr. Winer stated that it seems quite short-sighted to him. He inquired whether it was the  
16 responsibility of the developer, or whoever authorized the park to be there in the first  
17 place. He inquired why it falls on the responsibility of the Village at this point. Mr.  
18 Amann stated that he doesn't think he can really answer that question. Mr. Winer stated  
19 that as a resident of the Village for a long time, it would appear to him that the Village  
20 shouldn't take any responsibility. He stated that we should not allow that park to be open  
21 until some alternative happens. He stated that it is not our cost to make it happen.

22  
23 Trustee Pennington stated that those remarks were appropriate, timely, and true to form  
24 with respect to the Village. Village President Meyers-Martin stated that if there are no  
25 other questions or comments for Mr. Amann we will move on to the next presentation.  
26 Village President Meyers-Martin thanked Mr. Amann.

27  
28 **Baxter & Woodman Project Status Report – October 21, 2011** – Mr. Amann stated  
29 that this is a Monthly Status Report that we have been furnishing to the Village for a  
30 while. He stated that he would go through the projects and discuss where they are at with  
31 them. Mr. Amann stated that the first thing is the Pedestrian Safety Study which we just  
32 presented to the Village. The GIS Coordination of the South Suburban Mayors and  
33 Managers Association, they have a consultant working for the SSMMA to look at an area  
34 wide GIS implementation. Administrator Mekarski authorized Baxter & Woodman to  
35 share the GIS Mapping that they have done for the Village with that consultant. They sent  
36 that information to the SSMMA's consultant. He stated that they have been working with  
37 Administrator Mekarski on a few older developments like The Traditions where the  
38 Village was successful in getting some Grant Money to fund some improvements. He  
39 stated that as part of that there were some issues with ownership of the streets and the  
40 detention ponds. They have prepared some legal's and plats to help the Village  
41 demonstrate that those are, in fact, their responsibility and therefore eligible for Grant  
42 funding. He stated that with the Lakes of Olympia and the townhomes at The Greens,  
43 they met with the representative from the Homeowners Associations and the Village Staff  
44 to discuss potential Village responsibility for maintenance of the private streets within  
45 those developments. The London Drive drainage assistance, they have been working with  
46 John McDonnell. They provided him with some topographical surveys they had done in

1 the backyards and he has been working with a couple of affected homeowners to resolve  
2 some localized drainage problems back there. He stated that with regard to the Village  
3 Hall Parking Lot it is mostly done. They have a couple deficiency type items. The  
4 Ballards that were put up were apparently painted with the wrong type of paint and they  
5 have to be repainted. They just started construction recently on Oak Lane. The  
6 preliminary drainage work has been done. Later this week they will be out there  
7 pulverizing the existing pavement, which is the same process they used out here in the  
8 parking lot. All of that is expected to take place by the end of this week. He stated that  
9 with the season drawing to a close we are hoping to get that buttoned up before the  
10 asphalt plants close early next month.

11  
12 Village President Meyers-Martin inquired of Mr. Amann when they are scheduled to  
13 finish that work. Mr. Amann stated that the pavement is expected to be done Friday.  
14 Village President Meyers-Martin stated terrific. Mr. Amann stated that it is a fairly quick  
15 process. He stated that with the pulverizing, they basically break up the existing  
16 pavement just like we did out here at the Village Hall. They reuse that as a base for the  
17 new pavement. Trustee Ormsby stated that is good news. She stated that it just looked so  
18 bad she didn't know that it would be that quick.

19  
20 Administrator Mekarski inquired of Mr. Amann whether or not there were any surprises  
21 with the sub soils or the drainage that may lead or will lead to some cost overruns. Mr.  
22 Amann stated that he did not hear of any.

23  
24 Mr. Amann stated that with respect to Wysteria Drive they are working with the Village  
25 Staff and the homeowners to look at the long-term maintenance of those roads. They  
26 prepared a Plat of Dedication that would enable the transfer of the responsibilities to the  
27 Village. He stated that with regard to Tolentine Park their concerns out there were  
28 primarily with the water service. That has been done, tested, and disinfected and it is  
29 ready for usage. He stated that with regard to the detention pond, the Metropolitan Water  
30 Reclamation District will require a final inspection. Mr. Amann sent an e-mail this  
31 morning to the design engineer to see if he knew what was going on with that. He was  
32 out of the office today. He stated that it is a routine matter and he knows that they will be  
33 able to take care of that fairly quickly. In regard to the Oak Lawn Water System they  
34 have been meeting and discussing with a few of the other Municipalities around the  
35 Village on cross connection issues in the event that the Village loses its single feed from  
36 Oak Lawn, the Village might have the ability to cross connect with one of the other  
37 towns to have an emergency backup supply for the Village's needs. He stated with regard  
38 to the water tower tanks repainting, the work has been done and the inspections have  
39 been completed.

40  
41 Trustee Ormsby inquired of Mr. Amann if there were just a few things outstanding with  
42 regard to the Village Hall Parking Lot deficiencies. Mr. Amann stated that is correct. He  
43 stated that they are minor. They put together a Punch List back in September. There are  
44 only two or three minor things outstanding. He stated that the painting is one of them.

45

1 Administrator Mekarski stated that he and the Village President are scheduled to meet  
2 this week with Baxter & Woodman on the Oak Lawn Water System Master Plan. This is  
3 a substantive project that Oak Lawn is forwarding with the potential of a  
4 \$160,000,000.00 price tag for the eight or nine-communities that are part of the  
5 Southwest Water Transmission System. The Village's costs are \$16,000,000.00. One of  
6 the issues that Steve Larson and Steve Amann are looking at is the issue of, is that  
7 \$16,000,000.00 a proper proportion. He stated that part of that is associated with  
8 capacity, which we think cost should be shifted to the growth communities Tinley Park,  
9 New Lenox and Mokena. Part of that cost is associated with reliability, which should  
10 probably be shared with all of the communities like upgrading the pump facilities at the  
11 Harker Pumping Station and the Reich Pumping Station. He stated that part of it is  
12 dealing with redundancy. Some of that burden shifts to the Village because it is at the end  
13 of the line, and if the line breaks down we have no loop to get a secondary source. He  
14 stated that if some of the communities needed a secondary source they might have to  
15 come down Central to Vollmer or some other configuration, or just simply getting  
16 additional water tanks to stretch our emergency supply from three-days to six-days. Mr.  
17 Amann had indicated connecting emergency links, cross connections, to allow temporary  
18 service to keep fire flows. They have asked Baxter & Woodman to undertake that study  
19 now because Oak Lawn is looking for a Bond commitment from the Village on what  
20 portion of this project the Village can support so that they can go forward with their  
21 Capital Improvement Project. He stated that we need to incorporate this into the 2030  
22 Plan and then make plans for our Budget. The current contract with Oak Lawn expires in  
23 2024. There is a proviso on the contract that may require the Village to stay with Oak  
24 Lawn through 2034.

25  
26 Trustee Waite inquired of Administrator Mekarski if he meant at the same rate.  
27 Administrator Mekarski stated no. The rates are subject to increases by Oak Lawn for  
28 capital costs. They are subject to pass-throughs. The City of Chicago is doubling their  
29 rates. The Village won't see a doubling of its rates. The Village will probably see a 25%  
30 or 30% increase in the rates associated with that cost. If this capital improvement strategy  
31 goes forward the rates would have to be adjusted to support that capital burden.

32  
33 Trustee Waite stated that it would be nice to have an alternate source to get Lake  
34 Michigan water. Administrator Mekarski stated that is something that Baxter &  
35 Woodman is looking at and they were going to report on. He stated that could be tied up  
36 with contractual issues with our current contract.

37  
38 Village President Meyers-Martin stated that before she closes Communications and  
39 Petitions she hopes that everyone had a chance to look at the Agenda and noticed that we  
40 are now going to have our Consent Agenda. This is the Board's first Consent Agenda  
41 since it was passed by Ordinance by this Board at the last meeting. She stated that if there  
42 is any member of the audience who would like to have any item from that Consent  
43 Agenda removed, she would ask that they do that now. She reminded everyone that that  
44 would require a member of the Board to concur with the removal of that item. Village  
45 President Meyers-Martin closed Communications and Petitions at 8:43 P.M.

46

1 **CONSENT AGENDA:**

2  
3 4(A) Recommendation for a Partial Waiver of Lien and Payment Request #5 to Hy-  
4 Power Electric Company for work completed in connection with the Lift Station  
5 Generator Improvements Project in the amount of \$77,785.90.

6  
7 4(B) Recommendation for Final Waiver of Lien and Payment Request #03 (Invoice  
8 #5194) to Matthew Paving, Inc. for work completed in connection with the Olympia  
9 Fields Country Club Road Realignment and Water Main Installation Country Club Drive  
10 Project in the amount of \$8,312.12.

11  
12 4(C) **Resolution #2011-14** – A Resolution for a Legislative Body Relating to a Money  
13 Purchase Plan – Village of Olympia Fields Plan Number 10-106428.

14  
15 4(D) **Resolution #2011-15** – A Resolution adopting the Citizen Participation Plan in  
16 conjunction with the State of Illinois Department of Commerce and Economic  
17 Opportunity Grant.

18  
19 4(E) **Ordinance #2011-19** – An Ordinance declaring certain property surplus and  
20 authorizing its sale and disposition. (First and Second Reading).

21  
22 Village President Meyers-Martin stated that we will move on to the Consent Agenda. We  
23 have items 4(A) through 4(E). She inquired if there was any member of the Board that  
24 wanted to remove an item listed under 4(A) through 4(E).

25  
26 Trustee Oliver stated that he would like to have item (C) looked at under New Business.  
27 He stated that it is probably Unfinished Business. Village President Meyers-Martin stated  
28 that we will remove item 4(C).

29  
30 Trustee Pennington stated that he would like items (D) and (E) removed from the  
31 Consent Agenda for further discussion. Village President Meyers-Martin stated that we  
32 can move item 4(C) to Unfinished Business.

33  
34 Administrator Mekarski stated that they go under the designated Trustee. He stated that it  
35 would fall under the Human Resource section or the Finance section. It is relative to the  
36 Administrator's contract.

37  
38 Village President Meyers-Martin stated that item 4(C) will be moved to Human  
39 Resources. Administrator Mekarski stated that the Resolution is associated with the IKE  
40 Grant which is a Traditions Public Works Project. Village President Meyers-Martin  
41 stated that item 4(D) will be moved to Public Works.

42  
43 Administrator Mekarski stated that 4(E) is dealing with surplus property. That should go  
44 under Public Safety because it is an asset of the Public Safety. Village President Meyers-  
45 Martin stated that item 4(E) will be moved to Public Safety.

1 **Motion by Trustee Nale, second by Trustee Pennington to approve item 4(A) and**  
2 **4(B) under the Consent Agenda.**

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

4  
5 **FINANCE:**

6  
7 **August 2011 and September 2011 Financial Statements** – Trustee Pennington stated  
8 that he would be reporting on the Village’s financial position for the periods ending  
9 August 31<sup>st</sup>, 2011, and September 30<sup>th</sup>, 2011. These two-months represent period four  
10 and five of our 2011/2012 Annual Budget. The Village budgeted for deficits for the  
11 months of August and September. Trustee Pennington mentioned in prior reports that the  
12 Village customarily runs deficits for the first two quarters of the Village’s Fiscal Year  
13 subject to the receipt of Real Estate Taxes from the State, which usually comes in at the  
14 end of November, the beginning of December. Adding to these deficits were increased  
15 expenditures in police overtime, 10% increase in August, and a 30.4% increase in  
16 September. The Village also incurred across the board increases in gas and oil  
17 expenditures during the months of August and September.

18  
19 **August Corporate Fund** – Trustee Pennington stated that the fund revenues in the  
20 Corporate Fund was favorable to Budget projections by \$62,421.85 or 13.6%. The  
21 Village’s Revenue Budget for August was \$267,958.82. The Village’s actual realized  
22 revenue for this period was \$310,380.67. He stated that Sales Tax Revenue was 9%  
23 unfavorable to Budget; \$58,333.00 budgeted against a sum of \$52,999.61 realized. The  
24 Village continues to see favorable results in the following Revenue Accounts: The  
25 Village Towing and Impound was up 35.4%; State Income Tax Revenue was up 19.5%.  
26 The Village experienced decreases in the following Revenue Line Items for the month of  
27 August: RedFlex was down 47%; and Utility Tax Revenue was down 6% for this period.  
28 The Village’s expenses exceeded Budget Projections by 5.43% for August. The Village  
29 budgeted the sum of \$504,557.03 in expense, and incurred actual expenses of  
30 \$533,260.14. However, when we compare total revenue incurred to total expenses  
31 incurred we realize a total fund deficit of \$222,879.44. Trustee Pennington stated that the  
32 Village’s Fiscal Year to date actual plus encumbrance in the Corporate Fund for the  
33 month of August is a deficit of \$447,960.00.

34  
35 **September Corporate Fund** – Trustee Pennington stated that the Corporate Fund  
36 Revenue for September exceeded Budget Projections by 1%. The Village’s Revenue  
37 Budget for September was \$297,871.75. The Village’s actual realized revenue for this  
38 period was \$299,305.07. He stated that the Sales Tax Revenue was unfavorable to Budget  
39 by 4.7%; \$58,333.00 budgeted as compared to \$61,178.88 realized. Although the Village  
40 did not Budget for Real Estate Taxes for the month of September, the Village did realize  
41 \$8,394.02 in revenue for September. State Income Tax was unfavorable to Budget by  
42 16%, a decrease of \$5,641.30 over our Budget figure of \$35,417.00. Towing and  
43 Impound Fees were up 18.3% during this period. Wireless Income was up 12%. Utility  
44 Tax Revenue was favorable to Budget by \$304.11, or 1%. The Village’s expenses  
45 exceeded Budget Projections by \$20,278.09, or 5% of Budget. The Village budgeted the  
46 sum of \$402,569.09 and incurred actual expenses of \$422,847.18. He stated that when we



1 compare actual revenues received to actual expenses incurred, the Village realized a fund  
2 deficit of \$123,542.11. Trustee Pennington stated that the Village's Fiscal Year to date  
3 actual plus encumbrance for the month of September in the Corporate Fund is a deficit of  
4 \$571,503.01.

5  
6 **August Water Fund** – Trustee Pennington stated that with respect to the Water Fund,  
7 the Village closed the month of August in deficit status \$352,996.00. The Village's  
8 Revenue Budget for August was set at \$131,037.17. The Village realized actual revenue  
9 of \$94,923.62. The Village's actual incurred expenses were favorable to Budget by 16%.  
10 The Village's Expense Budget Projection in this fund was \$149,604.46. The Village's  
11 actual realized expense was \$177,465.76. He stated that when you compare the total fund  
12 revenues with the actual total incurred expenses, the Village closed the month of August  
13 in this fund at a deficit \$82,542.14. The Village's Fiscal Year to date actual plus  
14 encumbrance in the Water Fund remains a surplus \$2,592,573.00.

15  
16 **September Water Fund** – Trustee Pennington stated that with respect to the Water  
17 Fund, the Village closed the month of September in deficit status as well. The Village's  
18 total Fund Budget for September was a deficit \$721,965.24. The Village's Revenue  
19 Budget for September was set at \$119,132.17. The Village realized actual revenue of  
20 \$217,335.88, or 45% favorable to Budget. The Village's actual incurred expenses were  
21 within Budget Projections by 12%. The Village's Expense Budget Projections in this  
22 fund was \$841,097.41. The Village's actual realized expense was \$743,003.92. He stated  
23 that when you compare the actual Total Fund Revenues with the actual Total Incurred  
24 Expenses, the Village closed the month of September in deficit status at \$525,668.04.  
25 The Village's Fiscal Year to date actual plus encumbrance in the Water Fund for  
26 September remains at a surplus \$2,066,905.95.

27  
28 **August Sewer Fund** – Trustee Pennington stated that with respect to the Sewer Fund, the  
29 Village budgeted for a deficit in this fund for August. The Village's Projected Revenue  
30 Budget in this fund was \$68,973.00. The projected expenses were \$188,588.00. This  
31 resulted in a Projected Total Fund deficit of \$119,615.00. The Village's actual realized  
32 revenue was below Budget Plan by \$11,853.00, or 17%. The Village realized \$57,120.00  
33 in revenues in this period. Actual expenses were unfavorable to Budget Plan. Actual fund  
34 expenses incurred were \$240,479.00. This resulted in a total fund deficit in the Sewer  
35 Fund of \$183,359.00. The Village's Fiscal Year to date actual plus encumbrance in the  
36 Sewer Fund for August is a deficit of \$6,604.00.

37  
38 **September Sewer Fund** – Trustee Pennington stated that with respect to the Sewer  
39 Fund, the Village budgeted for a deficit in this fund for September as well. The Village's  
40 Projected Revenue Budget in this fund was \$69,973.00. The projected expenses were  
41 \$151,609.00. This resulted in a projected total fund deficit of \$81,636.00. The Village's  
42 actual realized revenue exceeded Budget Plan by 19%. The Village realized \$86,791.00  
43 in revenues during this period. Actual expenses were under Budget Plan by 18%. Actual  
44 fund expenses incurred were \$124,479.00. This resulted in a total fund deficit in the  
45 Sewer Fund for September of \$37,688.00. The Village's Fiscal Year to date actual plus  
46 encumbrance for the month of September in the Sewer Fund is a deficit of \$44,291.00.

1 Trustee Ormsby inquired if we know why the police are up 34% in overtime. Trustee  
2 Pennington stated that he couldn't answer that. That is a question that he had too.

3  
4 Trustee Gibson stated that there was a Public Safety Meeting last week and Chief  
5 Chudwin and Deputy Chief Randy Kickert mentioned that in budgeting for overtime, we  
6 didn't quite budget as much as we needed. They know that if they go over, they can pay  
7 for the overtime with the Customs money.

8  
9 Trustee Ormsby inquired of Trustee Gibson if that is what we are doing with this 34%  
10 and that would adjust at the end of the year. Trustee Gibson stated yes. Trustee  
11 Pennington stated that it should adjust within the next quarter. He stated that he suspected  
12 that those funds would come from the Asset Forfeiture component. He stated that for  
13 reporting purposes, we have to report the numbers as they are for the months that they are  
14 incurred. Trustee Gibson stated that sometimes they don't get caught up until later.  
15 Trustee Pennington stated exactly. He anticipates seeing a change in the Overtime Line  
16 Item in the Police Budget starting with next month.

17  
18 Trustee Ormsby stated that when we implemented RedFlex we wanted to make sure that  
19 at some point it paid for itself. She inquired of Trustee Pennington if at some point we  
20 have to revisit that and make sure that it is still paying for itself. Trustee Pennington  
21 stated that he believes that we have to take a look at how the funding is being generated  
22 back to the Village. There could be a lag in payment structure back to the Village.  
23 Trustee Gibson stated that we have slow periods. Trustee Pennington stated that there are  
24 slow periods. We aren't going to get \$19,000.00 and \$20,000.00 every time as we have in  
25 the past. He stated that when this first started the Village wasn't getting any monies and  
26 then the project started paying for itself. He stated that there is a timing element involved  
27 with respect to getting payment back to the Village. He stated that we are just reporting  
28 the numbers as we receive them. Trustee Ormsby stated we will just watch and see where  
29 we are.

30  
31 Trustee Waite inquired that as more cameras go up the Village might not achieve the  
32 same projections of revenue. Trustee Pennington stated that is a real possibility. Trustee  
33 Waite stated that as more tickets are given out and more revenues are generated, it's more  
34 likely that people are going to drive more carefully and revenues will go down. Trustee  
35 Pennington stated that he believes that is very true. Trustee Gibson stated that is our  
36 hope. Trustee Waite inquired if there is a minimum payment on the part of the Village for  
37 each camera that goes up. Trustee Pennington stated yes. Trustee Waite stated that your  
38 hope would be that the revenues go to zero and the Village ends up paying the minimum.  
39 Trustee Gibson doesn't believe that will ever happen.

40  
41 Village President Meyers-Martin stated that the other thing we have to take into  
42 consideration going forward in terms of the budgeting process, is to adjust how much we  
43 Budget for those RedFlex Cameras because of that very concept, that at some point those  
44 revenues are going to decrease, because people know that the cameras are there and they  
45 are more careful. She stated that as Trustee Gibson stated, on the one-hand it is a good  
46 thing because it is accomplishing what the goals of those cameras is which is to keep

1 people from running through the red lights. On the other hand, in terms of our Budget  
2 cycle processes that we look at that differently in the future.

3  
4 **August 31<sup>st</sup>, 2011 and September 30<sup>th</sup>, 2011 Treasurer's Report of Cash Balances –**  
5 Trustee Pennington stated that we have the August 31<sup>st</sup>, 2011, and September 30<sup>th</sup>, 2011,  
6 Treasurer's Report of Cash Balances. He stated that he just saw those today. They were  
7 not in his packet. He has not had a chance to review them. The Village Treasurer, Don  
8 Theobald, will be at the Board Meeting on November 28<sup>th</sup> to give the Treasurer's Report.  
9 Trustee Pennington requested that the Board hold this off until Mr. Theobald comes on  
10 November 28<sup>th</sup> to give the full Treasurer's Report. He stated that the Board can refer to  
11 these reports at that time.

12  
13 Village President Meyers-Martin inquired of the Board whether or not they were in  
14 agreement with that. The Board indicated that it was in agreement with that.

15  
16 **BUILDING:**

17  
18 **Update – 20000 Governors Highway – Demolition of Former Governor's Restaurant**  
19 **Building** – Trustee Ormsby stated that the Village still has not received the sign-off from  
20 ComEd. She spoke with John McDonnell. He indicated that he had spoken with Toni  
21 Eberhardt who is the Village's Representative from ComEd and she didn't have an  
22 answer. She stated that when Mr. McDonnell returns from vacation tomorrow he is going  
23 to see if he can expedite this matter. She stated that she and Mr. McDonnell are at a loss.

24  
25 Village President Meyers-Martin inquired of Trustee Ormsby what the holdup was on  
26 ComEd signing off. Trustee Ormsby stated that we have no answer on that. She stated  
27 that at one point ComEd stated that they had the wrong address. Trustee Gibson stated  
28 that somehow they had gotten the wrong address and they were getting ready to cut the  
29 lights off here at the Village Hall.

30  
31 Village President Meyers-Martin stated that when she spoke with Mr. McDonnell there  
32 was a question that there were other lines through the Business Park that were bundled.  
33 Trustee Ormsby stated that it is bundled and it is complicated, but definitely not this  
34 complicated. She stated that they are making this a nightmare.

35  
36 Village President Meyers-Martin stated that we have been talking about this since last  
37 January. Trustee Ormsby stated that this is the first thing she talks to Mr. McDonnell  
38 about every week. She stated maybe at the next Board Meeting we will have a sign-off  
39 from ComEd.

40  
41 **Authorization to purchase an awning for the door on the north side of Village Hall**  
42 **(Police Department)** – Trustee Ormsby stated that in the Board Packet is a request from  
43 Chief Chudwin and Deputy Chief Kickert for an awning on the north side of the building  
44 where their employees enter the building. She stated that if it is raining and they have to  
45 get their key out or their fob out it creates a little bit of a problem. She stated that people  
46 knock on that door and they think that they can come in that door. They wanted an

1 awning that states “Employees.” She stated that she will probably change the verbiage to  
2 “Employees Only.” She also thought about putting something on that door so that people  
3 don’t go in there. The awning is to be paid for out of their Customs Fund. The cost is  
4 \$1,600.00. The awning will match the rest of the awnings that are on the building. She  
5 stated that they can get it installed quickly.

6  
7 Trustee Gibson stated that the parking on the south side of the building is all taken up.  
8 The employees that work in the police department and some of the police officers need  
9 this on the north side.

10 **Motion by Trustee Oliver, second by Trustee Ormsby to authorize the Finance**  
11 **Department to purchase and install an awning for the door on the north side of**  
12 **Village Hall from Merrillville Awning Company, in an amount not to exceed**  
13 **\$1,600.00; Consistent with specifications provided by the proposal dated August**  
14 **20<sup>th</sup>, 2011; with said proceeds coming from Customs/Treasurers Asset Forfeiture**  
15 **Funds.**

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

17  
18 **New Dog Ordinance Update** – Trustee Ormsby stated that she has one other thing that is  
19 not on the Agenda. They are working on the new Dog Ordinance. There will be  
20 information regarding that in the Board Packet for the next Board Meeting.

21  
22 **PLANNING:**

23  
24 **Educational Commission Mini Grant Program Update** – Trustee Oliver stated that as  
25 a follow-up to the last Board Meeting, he wanted to provide the Board with an update  
26 regarding the Mini Grant Program. He stated that there is more to come. He stated that  
27 the old adage “It takes a Village to raise a child” could not be truer today than ever  
28 before. He stated that reports have just come out to the Educational Commission  
29 regarding the scores within this District at the high school level and the grade school  
30 level. The scores are dismal in the high schools and in the grade schools. The high  
31 schools are getting students that are just over 30% prepared for high school. That means  
32 their job has been made more difficult in preparing the students for the PSAE and the  
33 ACT.

34  
35 Trustee Oliver stated that he is so proud to be a part of the Educational Commission  
36 which this Board has provided the Ordinance for. The Commission has taken the hard  
37 earned tax dollars of this Village to mirror something that the Commission did last year  
38 with Arcadia, one of our Blue Ribbon Schools. The Commission offered more  
39 opportunities and assistance to the teachers throughout District 161, District 162, District  
40 159 and District 227. The Educational Commission received 28-applications as a result of  
41 this Mini Grant Program. The Mini-Grants are for \$1,000.00 each. The requests range  
42 from Field Trips to different places in the City, iPads, Special Education Needs, Reading  
43 and Vocabulary Tools, Musical Instruments, a Greenhouse Project, and Parental  
44 Involvement. The Educational Commission has whittled down those 28-applications to  
45 ten. The Educational Commission will have its next meeting on December 6<sup>th</sup>. At that  
46 time, Commissioner Reginald Ford, Chairman of the Mini Grant Program Subcommittee

1 will inform the Commissioners who the ten-finalists of the Mini Grants will be. At the  
2 Board Meeting on December 12<sup>th</sup>, the Educational Commission will bring a  
3 recommendation with the list of the ten-finalists to the Board for approval.  
4

5 Trustee Oliver stated that he is tremendously disappointed, for lack of a better word, that  
6 of the 28-applications that were received, not one came from District 227. He stated that  
7 District 227 is ranked 484 out of 488 schools in the State of Illinois. District 227 did not  
8 request one of these Mini Grants until a week after the applications were due. He stated  
9 that we have given them ample opportunities and reminders. Trustee Oliver asked  
10 Administrator Mekarski who is also the Chairman Pro Tem of the Educational  
11 Commission whether or not he had any additional comments.  
12

13 Administrator Mekarski stated that he believes that Trustee Oliver, Liaison to the  
14 Educational Commission, has hit everything. He stated that we are very, very excited  
15 about this opportunity. The Village is served by seven-School Districts. The  
16 disappointment that Trustee Oliver expressed for our primary High School District that  
17 serves the majority of our jurisdiction was felt unanimously across the entire  
18 Commission. He stated that the Commission was extending an olive branch to say, "Let's  
19 work together towards giving teachers an opportunity to do something special that they  
20 normally could not do." The correspondence was directed to the President of the School  
21 Board, each of the School Board Members, and the Superintendent. It never found its  
22 way to the Principal or the individual teachers.  
23

24 Trustee Waite inquired where District 227 ranks in terms of the funding per student in the  
25 State of Illinois. Administrator Mekarski stated that he doesn't know what the ranking is.  
26 He believes that it is over \$12,000.00 per student. That number was tossed around when  
27 the Charter School was being established. It is the potential lost revenue, because the  
28 revenue of a student that would go to the Charter School follows that student. He stated  
29 that he would have to report on that ranking at the next Board Meeting and the total  
30 dollar amount. Trustee Waite stated that the amount that is spent per student is in the top  
31 10% of all of the high schools in the State of Illinois. He stated that he has looked at that  
32 personally unless it has changed recently. That is what he finds so unfathomable about  
33 the whole situation. We are in the bottom 10% or more, 5%, 2%, and we are not getting  
34 what we are paying for.  
35

36 Administrator Mekarski stated that the PSAE Scores were just delivered. He doesn't have  
37 the sheet in front of him with the exact numbers, but essentially 70% of those Junior  
38 students are not meeting the State's Minimum Standards for Reading and Math. He stated  
39 that is really deplorable.  
40

41 Trustee Ormsby inquired whether or not there was a consequence to that continued  
42 behavior by a high school where the State comes in. Administrator Mekarski stated that  
43 they can face restructuring or an ultimate takeover, but the State has no cash and no real  
44 threat behind them. Village President Meyers-Martin stated that there are no teeth in the  
45 enforcement.  
46



1 terrific. Administrator Mekarski stated that 50% of that cost was picked up by the  
2 Olympia Fields Country Club.

3  
4 **Road Paving in The Traditions Subdivision** – Village President Meyers-Martin stated  
5 that the roads in The Traditions Subdivision were paved today. All of the curbs were put  
6 in.

7  
8 **Generators Connected from the Lift Stations** – Village President Meyers-Martin stated  
9 that all of the generators from the Lift Stations have all been connected. There should not  
10 be any more problems if there is a loss of power at the Lift Stations. She stated that she is  
11 very happy about that. The exception is the Evergreen Lift Station. That is not totally  
12 completed, but Mr. Alexa had stated that would be done by the end of the month.  
13 Administrator Mekarski stated that a small pipe has to be replaced.

14  
15 Administrator Mekarski stated that The Traditions Grant included the entire  
16 improvements in the right-of-way, not only the curb, and the catch basins, and the base  
17 course repaired, and a brand new top course. They identified 30-trees that had to be  
18 replaced. A lot of them were Ash Trees. All of those are being covered by the Grant. The  
19 residents will get brand new street trees funded by the Grant. The final Storm Water  
20 Management Improvements will be done in the springtime. They will bring that project  
21 back up to where it should have been left by the developer and it will be 100% like new.

22  
23 Trustee Ormsby stated that should get some press. She stated that is an amazing thing that  
24 happened for this Village and for The Traditions, and for the whole entire south side. The  
25 Grant made the difference between The Traditions thriving or not thriving. She stated  
26 kudos to each and every one of us. She stated that hopefully we will see something about  
27 it. She stated that it is like a rebirth for The Traditions.

28  
29 **HUMAN RESOURCES:**

30  
31 **Item 4(C) from the Consent Agenda – Resolution #2011-14 – A Resolution for a**  
32 **Legislative Body Relating to a Money Purchase Plan – Village of Olympia Fields**  
33 **Plan Number 10-106428** – Trustee Oliver stated that as a point of clarification so we  
34 don't have to deliberate on this, he simply wanted his vote to reflect abstention.

35  
36 Trustee Ormsby stated that she was going to ask if this could be tabled to the next Board  
37 Meeting just for some review. Trustee Gibson believes that the Board needs more  
38 clarification on this.

39  
40 Village President Meyers-Martin stated that the Board is entitled to have that discussion.  
41 She reminded the Board that this really was already approved back when we were  
42 negotiating. The Board acknowledged that it was mindful of that.

43  
44 **Motion by Trustee Pennington, second by Trustee Gibson to table this to the next**  
45 **Board Meeting scheduled for November 28<sup>th</sup>, 2011.**

46 **Voice Vote: All Ayes Motion Carried.**





1 **REPORT OF VILLAGE ADMINISTRATOR:**

2  
3 Administrator Mekarski stated that he did not have a report this evening.

4  
5 **REPORT OF VILLAGE PRESIDENT:**

6  
7 Village President Meyers-Martin stated that she did not have a report this evening.

8  
9 **UNFINISHED BUSINESS:**

10  
11 **Audit Report** - Trustee Pennington stated that he should have brought this up during his  
12 report. He stated at the Board Meeting on November 28<sup>th</sup> we will have a report by Sikich,  
13 Gardner on the results of the Village's Audit unless that has been changed. He believes  
14 that everyone will be quite pleased with the report that will be forthcoming on that.

15  
16 Village President Meyers-Martin stated that we will be going into Executive Session  
17 briefly tonight. As a result of the Executive Session to discuss matters of personnel, we  
18 are going to have the Audit Presentation on November 21<sup>st</sup>. There will be an Executive  
19 Session in addition to that Audit Presentation. Sikich, Gardner requested that the Audit  
20 Presentation be changed from November 28<sup>th</sup> to November 21<sup>st</sup>. Trustee Pennington  
21 stated that he was not aware of that change.

22  
23 **Tolentine Park** – Trustee Oliver stated that our discussion earlier today with the Park  
24 District, it's a challenge that he doesn't know if we have a Resolution. He feels bad that  
25 he didn't think to offer Denise Will, and Eric who were sitting in the audience, as well as  
26 one of our own residents who is a member of the Park Board, Mrs. McNeal, an  
27 opportunity to say something about this. Trustee Ormsby stated that they certainly could  
28 have spoken.

29  
30 Trustee Oliver stated that with what we have discussed here today, he isn't sure where we  
31 go from here. He doesn't know if there was any closure. He was wondering if there  
32 needed to be another meeting between the Park District and the Village, as well as Baxter  
33 & Woodman to see where we go from here.

34  
35 Trustee Ormsby is in agreement that this safety issue is looming. She doesn't know the  
36 answer to it. She stated that there isn't an answer. Her responsibility as a Trustee is that  
37 we want everybody to be safe in this Village. She believes that another meeting is  
38 certainly called for.

39  
40 Trustee Oliver stated that he believes that we built this beautiful park with no way of  
41 getting to it. Trustee Gibson stated that we are beating the thing to death. What can they  
42 do? And what can the Village do? Trustee Oliver stated that there is no closure and there  
43 was some discussion that we shouldn't even open it. He stated that we need to have some  
44 kind of closure on this.

1 Trustee Waite stated that in his opinion, it has gone too far to try to reverse. He believes  
2 that is unfortunate, but those are the facts.

3  
4 Administrator Mekarski stated that the Village doesn't have the legal authority to force it  
5 to close. Trustee Ormsby stated that it is their park. Administrator Mekarski stated that  
6 this is a separate governing unit, with a separate set of elected officials elected by our  
7 citizenry. The Village had very limited rights on the Zoning Ordinance to go through a  
8 Site Plan Review procedure. Administrator Mekarski stated that they filed all permitting  
9 requirements, and the State of Illinois gave the Driveway Permit without any additional  
10 considerations for pedestrian safety and/or turn movements, which actually surprised a lot  
11 of us at the table.

12  
13 Village President Meyers-Martin stated that they have not only signed-off on it, but they  
14 don't seem to be concerned now that these new issues of safety have arisen. Trustee  
15 Ormsby stated that is my stop sign issue. She stated that is so annoying to me.

16  
17 Trustee Pennington stated that one thing we don't want is the liability of the Village to be  
18 enhanced by this thing. He stated that is why we need to have a separate session with  
19 their Board to sit down and try to come to some degree of resolve in this matter. Trustee  
20 Pennington stated that the onus is not on the Village of Olympia Fields. The onus is  
21 ultimately on the Park District. But they are attempting to place the onus back on the  
22 Village, and therein lies his issue with them with respect to the liability. He stated that as  
23 soon as something happens at that intersection, the Village is going to be named as party  
24 defendants as well as the Park District. The Park District doesn't have any money. The  
25 Park District is going to come to the Village. He stated that we are the deep pockets here.  
26 He stated that is why we need to take a strong position with respect to how this park is  
27 going to open in April.

28  
29 Trustee Nale stated that she is concerned that if the Village puts up stop signs, if there  
30 would be any legal actions put forth against the Village that just the knowledge of those  
31 stop signs being put up would make the Village more liable.

32  
33 Trustee Oliver stated that he didn't want to reopen the conversation. Village President  
34 Meyers-Martin stated that she believes that it is clear there will be further meetings,  
35 because as Trustee Oliver stated nothing was resolved here tonight. She stated that we  
36 had a study by Baxter & Woodman. They gave us some recommendations. They gave the  
37 Board some ideas of what is going to be more practical to do, or what is more doable in  
38 terms of IDOT and IDOT's requirements. She believes that it is almost a moot point that  
39 there has to be additional meetings before this park opens in the spring. She stated that it  
40 certainly has the possibility as everyone has said of some very dire circumstances in  
41 terms of safety.

42  
43 Trustee Oliver inquired of Village President Meyers-Martin whether or not the Village  
44 will be taking the lead on this. Village President Meyers-Martin stated that we will  
45 certainly be reaching out to them.

46

1 Trustee Ormsby stated that the meeting was requested by the Village. Baxter &  
2 Woodman did this as a result of our meeting and what we brought forward regarding the  
3 safety issue. She stated that the safety issue has never been a concern of the Park District.  
4 They never spoke of it. They never brought it up. The Village brought it up.

5  
6 Trustee Waite stated that the report from Baxter & Woodman was not without expense.  
7 They bill the Village for their time. Trustee Ormsby stated that they bill us for their time.

8  
9 Trustee Waite stated that we don't want to make things worse and that is why we asked  
10 them to do what they did, and that is to come up with the alternatives. He stated that if  
11 you put stop signs up there the accidents may be higher. Trustee Oliver stated that he  
12 didn't want to revisit the whole conversation.

13  
14 **Licensed Dogs in the Village** - Trustee Oliver stated that it is hard to believe that we  
15 only have 100-licensed dogs in the Village. He is hopeful that during the Budget time that  
16 we look at what it is we are going to be doing regarding that.

17  
18 Trustee Ormsby stated that is a tough thing to enforce. You have to be caught with your  
19 dog without a license on it. Trustee Gibson stated that we don't have any dog catchers.  
20 Trustee Ormsby stated that she and Reginald Ford have talked about this.

21  
22 Trustee Oliver suggested that when we look at the Budget, maybe there would be some  
23 kind of an Amnesty Program to get people to register their dogs. Administrator Mekarski  
24 stated that most communities do go door-to-door to register the dogs and then send out  
25 notices for the licenses. Trustee Oliver inquired if you can go online to register. Trustee  
26 Ormsby stated yes. She stated that we changed the Ordinance and we cut the fee very low  
27 for the license. The fine is very high if you don't have a license. The cost is \$10.00 to  
28 register. The fine is \$100.00 if you don't have a dog license.

29  
30 **Homeowners Associations December 17<sup>th</sup> Holiday Party** – Trustee Oliver stated that  
31 he and his wife will be going to Nashville, Tennessee. His daughter is graduating from  
32 college and he won't be able to attend the holiday party. He notified the Presidents of the  
33 Homeowners Associations that he would not be able to attend.

34  
35 **NEW BUSINESS:**

36  
37 The Board did not have any New Business to discuss this evening.

38  
39 **RESIGNATIONS AND APPOINTMENT:**

40  
41 Village President Meyers-Martin stated that she did not have any Resignations or  
42 Appointments this evening.

1 **EXECUTIVE SESSION:**

2  
3 **Executive Session to discuss matters of personnel – Open Meetings Act Section**

4 **5ILCS120/2(c) (1)** - Village President Meyers-Martin stated that the Board will be going  
5 into Executive Session. The only action that the Board might be taking is setting a  
6 meeting for the Audit Presentation.

7 **Motion by Trustee Gibson, second by Trustee Nale to go into Executive Session at**  
8 **9:45 P.M.**

9 **Voice Vote: All Ayes Motion Carried.**

10  
11 **Motion by Trustee Nale, second by Trustee Pennington to return to Open Session at**  
12 **10:13 P.M.**

13 **Voice Vote: All Ayes Motion Carried.**

14  
15 **Audit Presentation** – Village President Meyers-Martin stated that we have agreed to  
16 meet for our Audit Presentation next Monday, November 21<sup>st</sup>, 2011, at 6:30 P.M. Once  
17 that Audit Presentation is concluded, the Board will move into Executive Session to  
18 discuss matters of personnel according to the Open Meetings Act.

19  
20 **Olympia Fields Park District/Tolentine Park** – Trustee Ormsby stated that she is  
21 wondering if it would be appropriate to have a conversation with John Murphey  
22 regarding the Park District in our issue with the safety. She was in a meeting with Denise  
23 Will, along with a couple of the other Trustees, and Denise Will did say to all of us,  
24 “Why did you allow it to go on. Why did the Village allow this park to be built?”

25  
26 Village President Meyers-martin inquired if she was talking about Building Permits.  
27 Trustee Ormsby stated exactly. She believes that Mrs. Will’s question was, “If you have  
28 such a concern about safety, why did you allow this to be built?” She wanted to make  
29 sure that John Murphey is in the loop of what is going on here. She inquired whether or  
30 not the Village is vulnerable.

31  
32 Village President Meyers-Martin inquired what year would that have been. Trustee  
33 Pennington stated that the Building Permits would have been drawn at the time that we  
34 were discussing the Residential Tolentine Project. He thought that was in 2004 or 2005.  
35 He stated that the discussion pertaining to the Water Park was all here in this building.  
36 The Planning Commission was involved.

37  
38 Trustee Ormsby inquired if they got that location of the park when it was purchased.  
39 Administrator Mekarski stated that the Tolentine Park was there for a long time. Trustee  
40 Gibson stated that a little bit after the Planning Commission approved it, Garofalo and his  
41 group awarded the Park District that land. Trustee Pennington stated that they didn’t buy  
42 the land it was awarded to them. Trustee Gibson stated that it was part of the  
43 development.

44  
45 Administrator Mekarski stated that he thought that the Tolentine Park was there for years.  
46 That was his understanding. He stated that was not part of Garofalo’s contribution.

1 Trustee Gibson stated yes, it was. Administrator Mekarski stated certainly not during my  
2 tenure. He stated that the residents would get wood chips there for years. Trustee Gibson  
3 stated that all belonged to the Tolentine Brothers. Trustee Ormsby stated that they were  
4 going to grade it for them. Administrator Mekarski stated that the grading we were  
5 negotiating. Garofalo's was doing that in lieu of giving them an impact fee. It was the  
6 park's property for a long time.

7  
8 Trustee Pennington suggested that we look into our archives and develop a timeline.  
9 Trustee Gibson stated that she is almost sure that property belonged to Garofalo.  
10 Administrator Mekarski stated that he has been here since 2005. He sat at the meeting at  
11 Garofalo's restaurant talking to Mary the former Executive Director, about trying to  
12 persuade her to take the developer's offer to grade it and connect all the paths.

13  
14 Trustee Ormsby stated that she knows what he is saying. She thinks that Garofalo gave  
15 them the land to develop as a park.

16  
17 Trustee Pennington suggested again that we visit our archives and see what is there and  
18 develop a timeline and bring that back to the Board. He agrees with Trustee Ormsby that  
19 we should get John Murphey involved because of the potential liability that the Village  
20 faces, and utilize that timeline to strategize our points as to how we go forward on this.

21  
22 Village President Meyers-Martin inquired of Trustee Gibson whether or not she recalls  
23 that coming to the Planning Commission at all. Trustee Gibson stated that it did come to  
24 the Planning Commission and part of it was the fact that they were donating this part of  
25 the land for the Water Park. Village President Meyers-Martin inquired of Trustee Gibson  
26 whether or not any of the plans for the park itself came before the Planning Commission.

27  
28 Administrator Mekarski stated it did not require a Site Plan Review. He stated that we  
29 just strengthened our Site Plan Review Procedures. Trustee Ormsby stated that we didn't  
30 know when they started digging over there. Trustee Pennington stated that we didn't  
31 know. Trustee Gibson stated that we knew they were going to put a park over there but  
32 we didn't know when.

33  
34 Administrator Mekarski stated that the only legal triggers you had on that park came  
35 before the Board. There were park drawings and depictions. One was when they were  
36 asking for a connection to our Water and Sewer System. We came up with a Recapture  
37 Agreement. Trustee Ormsby stated that the park was already underway. Administrator  
38 Mekarski stated the park was not under construction when they came before the Board  
39 for the Recapture Agreement. A shovel of dirt was not turned. They couldn't begin the  
40 Building Permit process without the Recapture Agreement. The Recapture Agreement  
41 was one of the triggers. The Village had to say we don't like this, or we won't give you  
42 the water and sewer. That was a full discretionary act. He stated that attached to the Staff  
43 Report was copies of the Site Plan and the whole nine-yards. Their attorney drafted it up.  
44 The other trigger they had was the MWRD Permits that were required. He stated that as a  
45 local governing agency we have a right to comment through MWRD on Storm Water  
46 Management. He stated that outside of that there was no legal Site Plan Review authority

1 and no right to go to the Planning Commission. All of the other conveyances were  
2 conveyed by IDOT. He believes that the Recapture Agreement was last year. Trustee  
3 Pennington stated that Administrator Mekarski is right on this.

4  
5 Trustee Ormsby stated that the only drawing she ever saw was when the park was under  
6 construction. She doesn't remember seeing the drawing ever, or she would have said  
7 immediately how are you going to get across.

8  
9 Administrator Mekarski believes that Trustee Gibson came to one of the Board Meetings  
10 with a depiction of the plan. She was acting as an informal liaison. She informed all of  
11 the Trustees about the park. She brought a drawing. Denise Will brought a physical plan  
12 and outlined it to the Board. She talked about the OSLAD Grant. Trustee Ormsby stated  
13 that she remembers her talking about the Grant. Administrator Mekarski stated that a lot  
14 of the questions weren't coming up about crossing Governors Highway because  
15 everybody knew that there were safety path connections through the Tolentine  
16 Subdivision. It was only until the Awards Dinner at St. James Hospital that the Village  
17 finally received the announcement that St. James bought it. Then the Village knew the  
18 subdivision was dead. He stated that after Garofalo gave it to the bank, he had developers  
19 ordering and purchasing the whole development PUD Process because they were going to  
20 go ahead and develop it. The Village didn't know that development wasn't going to go  
21 until that St. James Dinner. That was about a year and two-weeks ago.

22  
23 Trustee Ormsby stated that they put the park in there knowing that they didn't have a  
24 development. They did not have a development there. They didn't have any way to get in  
25 there. They created a park that is probably the absolute opposite of what anybody is doing  
26 in any Village, and that is that you have to drive to it.

27  
28 Village President Meyers-Martin stated that we will contact Mr. Murphey. Trustee  
29 Pennington stated to get his view on it. Administrator Mekarski stated to find out what  
30 kind of liability exposure we have.

31  
32 Village President Meyers-Martin asked Administrator Mekarski to check Mr. Murphey's  
33 availability for the next meeting on November 21<sup>st</sup>. Administrator Mekarski stated that  
34 Mr. Murphey has a Board Meeting but he will participate by conference call.

35  
36 Trustee Gibson inquired of the reason why Mr. Murphey can't be physically present at  
37 times like this. Trustee Ormsby stated that when she first started as a Trustee he sat at the  
38 meetings. Administrator Mekarski stated that he has a meeting at Country Club Hills or  
39 Richton Park. He can send a representative, either Judy Kolman or Peter Coblentz.

40  
41 Village President Meyers-Martin inquired of Administrator Mekarski what makes Mr.  
42 Murphey's decision to send a representative instead of himself. Administrator Mekarski  
43 stated that Mr. Murphey would be here at all times if he doesn't have an existing conflict.  
44 He is required by one or the other authorities to be physically present at the meeting. He  
45 stated that we deal with Judy Kolman 80% of the time in drafting all the legislation. She  
46 is well-versed and a good attorney.

1 Trustee Pennington stated that he is not adverse to Judy Kolman sitting in on the meeting  
2 next Monday as long as she is prepped and briefed on the issues that we are concerned  
3 with.

4  
5 Trustee Ormsby inquired of the Village President whether or not she felt that Judy  
6 Kolman should sit in at the Executive Session on November 21<sup>st</sup> for direction or help.  
7 Village President Meyers-Martin stated that she thought that she should. Trustee Ormsby  
8 agreed.

9  
10 Administrator Mekarski will check with John Murphey regarding the liability issue on the  
11 park. Trustee Pennington stated that either John Murphey or his designee should be here  
12 at the meeting on November 21<sup>st</sup>.

13  
14 Trustee Ormsby inquired of Administrator Mekarski whether or not John Murphey is  
15 committed to another Village and not our Village. Administrator Mekarski stated no. Mr.  
16 Murphey's contract with either Country Club Hills or Richton Park is structured where  
17 the contract requires, and his compensation is provided for for attending all of the  
18 meetings. The Village doesn't have that same kind of arrangement contractually with Mr.  
19 Murphey. Administrator Mekarski stated that the former administration had set him up on  
20 an hourly basis on specific tasks.

21  
22 Trustee Ormsby stated that former President Jones was a lawyer so that was a different  
23 situation.

24  
25 Village President Meyers-Martin stated that for right now let's attempt to get John  
26 Murphey or Judy Kolman here for the meeting on November 21<sup>st</sup>. Administrator  
27 Mekarski will speak with Mr. Murphey regarding the liability issue on the park.

28  
29 Administrator Mekarski inquired if there is a target date for the Joint Meeting between  
30 the Park District and the Village Board. Village President Meyers-Martin asked  
31 Administrator Mekarski to speak with Mr. Murphey and then we will discuss that.

32  
33 **ADJOURNMENT:**

34  
35 **Motion by Trustee Gibson, second by Trustee Pennington to adjourn at 10:30 P.M.**  
36 **Voice Vote:                    All Ayes                                            Motion Carried.**

37  
38 **Respectfully submitted by Faith Stine.**  
39