

Village of Carol Stream

BOARD MEETING

AGENDA

AUGUST 2, 2010

All matters on the Agenda may be discussed, amended and acted upon

A. ROLL CALL AND PLEDGE OF ALLEGIANCE: Trustee Schwarze absent.

B. MINUTES: Approval of the Minutes of the July 19, 2010 Meeting.
Approved.

C. AUDIENCE PARTICIPATION & PUBLIC HEARINGS:

D. SELECTION OF CONSENT AGENDA:

If you are here for an item which is added to the consent agenda and approved, the Village Board has acted favorably on your request.
SEE ITEMS IDENTIFIED BELOW.

E. BOARD AND COMMISSION REPORTS:

1. PLAN COMMISSION:

F. OLD BUSINESS:

G. STAFF REPORTS & RECOMMENDATIONS:

1. Waiver of Building Permit Fees for Repair of Property Damaged in the Recent Flood Event.

As directed by the Village Board, staff has prepared a procedure to assist homeowners in making flood repairs.

Approved. Bob Gles to implement changes and process permits.

2. Award of Contract for the 2010 Fiberized Crackfill Project.

This item is recommending the award of contract at the bid unit price to SKC Construction, Inc. in the amount of \$94,985.00.

Approved. Jim Knudsen to provide purchase order and contract for Village Manager's signature.

H. ORDINANCES:

1. Ordinance No. **2010-08-43**, Amending Chapter 11, Article 2 of the Carol Stream Code of Ordinances by Increasing the Number of Class F Liquor Licenses from 9 to 10 (Chang's Hot Wok, 802 W. Army Trail Road).

Approved. Wynne Progar to obtain signatures, execute and record.

I. RESOLUTIONS:

1. Resolution No. **2488**, Declaring Surplus Property Owned by the Village of Carol Stream.

Village of Carol Stream

BOARD MEETING

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*This is a request by the Police Department to declare surplus property for sale on e-Bay. **Approved. Wynne Progar to obtain signatures and execute. Kevin Orr to coordinate sale of vehicles on eBay.***

J. NEW BUSINESS:

1. Village Attorney Appointment.

*This is a recommendation to appoint Klein, Thorpe & Jenkins as Village Attorney. **Approved. Bob Mellor to provide purchase order for Village Manager's signature.***

2. Carol Stream Rotary Club – Fido Fun Walk.

*Request for approval of a Raffle License and Fee Waiver for a raffle to be held on September 19, 2010. **Approved. Terry Davis to issue license.***

K. PAYMENT OF BILLS:

1. Regular Bills: **Approved. Dawn Damolaris to process.**
2. Addendum Warrant: **Approved. Dawn Damolaris to process.**

L. REPORT OF OFFICERS:

1. Mayor:
2. Trustees:
3. Clerk:
4. Treasurer's Report: Revenue/Expenditure Statement and Balance Sheet, Month End, June 30, 2010. **Received.**

M. EXECUTIVE SESSION:

1. Collective Negotiating Matters.

N. ADJOURNMENT:

LAST ORDINANCE: 2010-07-42 LAST RESOLUTION: 2487

NEXT ORDINANCE: 2010-08-43 NEXT RESOLUTION: 2488

REGULAR MEETING OF THE MAYOR AND BOARD OF TRUSTEES
Gregory J. Bielawski Municipal Center, Carol Stream, DuPage County, Illinois

July 19, 2010

Mayor Frank Saverino, Sr., called the Regular Meeting of the Board of Trustees at 8:00 p.m. and directed Village Clerk Beth Melody to call the roll:

Present: Mayor Frank Saverino, Trustees Anthony Manzzullo, Don Weiss, Greg Schwarze, Matt McCarthy, Rick Gieser and Pamela Fenner

Also Present: Village Manager Joe Breinig, Assistant Village Manager Bob Mellor, Village Attorney Greg Matthews, Village Clerk Beth Melody and Deputy Village Clerk Wynne Progar

Mayor Saverino led those in attendance in the Pledge of Allegiance.

MINUTES:

Trustee Weiss moved and Trustee McCarthy made the second to approve the Minutes of the Meeting of July 6, 2010 as presented. The results of the roll call were:

Ayes: 3 Trustees Manzzullo, Weiss and McCarthy
Nays: 0
Abstain: 3 Trustees Schwarze, Gieser and Fenner

The abstentions are counted as Ayes.

CONSENT AGENDA:

Trustee Fenner moved and Trustee Gieser made the second to establish a Consent Agenda for this meeting. The results of the roll call vote were:

Ayes: 6 Trustees Manzzullo, Weiss, Schwarze, McCarthy, Gieser and Fenner
Nays: 0
Absent: 0

Trustee McCarthy moved and Trustee Gieser made the second to put the following items on the Consent Agenda for this meeting. The results of the roll call vote were:

Ayes: 6 Trustees Manzzullo, Weiss, Schwarze, McCarthy, Gieser and Fenner
Nays: 0
Absent: 0

1. No Action Required - CEM Properties, Inc. 505 E. North Ave.-NAC review
2. I.T.P.#1, LLC 485 Mission St. – Spec. Use –Ord. 2010-07-40
3. NACA Logistics (USA) – 250 S. Gary-SUP – Ord, 2010-07-41
4. Waiver of Bids – Award Contract- Pond Shoreline & Wetland Maint.

5. Rec'd. Status Report – Preparation of Draft handout – Workshop approved for August 16, 2010
6. Ordinance 2010-07-42 – Approve Local Amendment to Residential Code
7. Resolution 2487 – Approve Final Plat of Subdiv-Firestone-Schmale
8. **Waiver of fee/Approval – Raffle License-Raiders Softball & Baseball**
9. **Waiver of fee/managers bond/Approval Raffle License – Parents & Teens Together**
10. Regular Bills, Addendum Warrant of Bills
11. Rec'd. Treasurer's Report – month ending June 30, 2010

Trustee Manzullo moved and Trustee Gieser made the second to approve the items on the Consent Agenda for this meeting by omnibus vote. The results of the roll call vote were:

Ayes:	6	Trustees Manzullo, Weiss, Schwarze, McCarthy, Gieser and Fenner
Nays:	0	
Absent:	0	

The following is a brief description of those items approved on the Consent Agenda for this meeting.

I.T.P. #1, LLC 485 Mission St. – Spec. Use –Ord. 2010-07-40:

At their meeting on July 12, 2010, the Combined Plan Commission/Zoning Board of Appeals recommended approval of the request for a Private Recreational Facility in accordance with staff recommendations. The Board concurred with the recommendation and adopted Ordinance 2010-07-40, AN ORDINANCE GRANTING A SPECIAL USE PERMIT FOR A PRIVATE RECREATIONAL FACILITY – 485 MISSION STREET.

NACA Logistics (USA) – 250 S. Gary-SUP – Ord, 2010-07-41:

At their meeting on July 12, 2010, the Combined Plan Commission/Zoning Board of Appeals recommended approval of the Special Use to allow for NACA Logistics cartage establishment use, and the Special Use Amendment to modify the approved locations for outdoor trailer storage, subject to the conditions in the staff report. The Board concurred with the recommendations and adopted Ordinance 2010-07-41, AN ORDINANCE GRANTING A SPECIAL USE FOR A CARTAGE ESTABLISHMENT AND APPROVING AN AMENDMENT OT A SPECIAL USE FOR TRAILER STORAGE – (250 S. GARY AVENUE).

Waiver of Bids – Award Contract- Pond Shoreline & Wetland Maint.:

The Board approved the waiver of bids and awarded a contract that is the third year of the second-three year plan to LaFayette Home Nursery in the amount of \$24,618 for the 2010-2011 Pond Shoreline and Wetland Maintenance Contract.

Rec'd. Status Report – Preparation of Draft handout – Workshop approved for August 16, 2010:

Ordinance 2010-07-42 – Approve Local Amendment to Residential Code:

The Board adopted Ordinance 2010-07-42, AN ORDINANCE APPROVING A LOCAL AMENDMENT TO THE ADOPTED BUILDING CONSTRUCTION AND MAINTENANCE CODES – (RESIDENTIAL CODE §R302.1).

Resolution 2487 – Approve Final Plat of Subdivision - Firestone-Schmale:

The Board adopted Resolution 2487, A RESOLUTION APPROVING A FINAL PLAT OF SUBDIVISION – (BISMARCK REAL ESTATE PARTNERS, INC. – (500 S. SCHMALE ROAD).

Regular Bills, Addendum Warrant of Bills

Rec'd. Treasurer's Report – month ending June 30, 2010

The Board approved the payment of the Regular Bills in the amount of \$143,686.64. The Board approved the payment of the Addendum Warrant of Bills in the amount of \$696,610.55.

The Board received the Treasurer's Report for month ending June 30, 2010.

REGULAR MEETING:

G-2: Cottony Maple Scale:

A report and recommendation on the Cottony Maple Scale that is occurring in the Village.

Trustee McCarthy said that in reviewing the problem and some of the procedures that have been done to remedy it, he is not convinced that lady bugs will do the job.

Mr. Breinig said that the only community in the area that is using lady bugs is Hanover Park. Carol Stream used to participate in that program, but in reviewing the recommendations, it would take approximately 1500 lady bugs per home and that is just too big to undertake. He suggested that introducing non-native insects could be harmful, in those amounts, to the other natural flora and fauna. Mr. Breinig reported that the production of the cottony Maple Scale is a three year process for the tree. Trustee Fenner said that she participated in the earlier programs to put lady bugs on the trees in the original part of Carol Stream and asked where all of them went. Mr. Breinig explained that the lady bugs that are purchase are not native to Illinois and they either are eaten by predators or they die off once the cold weather starts. He noted that at this stage of maple tree growth, the insects start leaving what is called "honey dew" on any and all surfaces they come in contact with and that is the problem residents are facing on their cars, clothes and sidewalks as well.

Trustee Schwarze said that this sticky residue that clings to surfaces but is easily washed away with soap and water.

Trustee Weiss said that the most logical thing to do is to educate the public about what is happening and how it can be addressed. It is nature at work and we have to live with it.

Trustee Gieser commented that 1500 lady bugs per tree is too much and there really is any way to tell if we get the good lady bugs and not the evil Asian beetles.

Trustee Manzullo commented to the residents that came to the last meeting, the report is that it would cost \$26,000 to treat all the maple trees in the Village and there is no way that that much could be found in the budget.

Trustee McCarthy moved and Trustee Manzullo made the second to receive the report. The motion passed by unanimous vote.

REPORT OF OFFICERS:

Trustee Manzullo asked everyone to pray for our troops and their families.

Trustee McCarthy wished his son Colin a Happy 14th Birthday.

Trustee Fenner asked everyone to be careful out there.

Trustee Gieser said that the 4th of July Parade video will be on the local channel on Sundays at 12:00 noon and 9:00 p.m. Trustee Gieser said that the Thursday night concerts are continuing with a Jimmy Buffet tribute band

Trustee Schwarze said that there will be the 3rd annual Battle of the Badges Blood Drive. Donors have the choice whether to Police or the Fire Fighters get credit for the donation. Appointments are accepted but not necessary and can be made by calling Heartland at 630-723-2565. He reminded everyone to Shop Carol Stream.

Trustee Weiss said that Sen. Roskam is holding a Job Fair on July 26th in Addison. He said that preparations are being made for the 2nd Annual Shape of Carol Stream to be held on September 29th and will again be sponsored by Itasca Bank & Trust.

Village Manager Breinig said that Charkey's would be the food vendor at the Thursday night concert, and the Classic car show/Toys for Tots will be on Sunday. The National Night Out Barbeque is on August 3rd at Community Park @6 p.m.

Mayor Saverino thanked the Village of Glendale Heights for the loan of the golf carts for the Parade; it was very generous and greatly appreciated. He thanked the Staff for all of there help at Town Center events and he thanked the Fire Department and the Citizen Police Academy volunteers that helped with the clean up. Mayor Saverino thanked everyone that donated a toy to Toys for Tots. He noted that Carol Stream did not get any monetary amount from the ComEd energy challenge, but we did get a participation plaque for our efforts in reducing our carbon emissions and carbon footprint and he thanked Chris Oakley, Assistant to the Village Manager for stepping in for him. Mayor Saverino said that Schaumburg won the \$100,000.

Mayor Saverino asked for a motion to move to Executive Session to discuss Appointment of Legal Counsel for the Public Body and Collective Bargaining Matters.

Trustee Fenner made the motion and Trustee McCarthy made the second. The results of the roll call vote were:

Ayes:	6	Trustees Manzullo, Weiss, Schwarze, McCarthy, Gieser and Fenner
Nays:	0	
Absent:	0	


FOR THE BOARD OF TRUSTEES

Frank Saverino, Sr. Mayor

Beth Melody, Village Clerk

Village of Carol Stream
Interdepartmental Memo

TO: Joseph E. Breinig, Village Manager

FROM: Donald T. Bastian, Assistant Community Development Director 

DATE: July 28, 2010

RE: **Agenda Item for the Village Board meeting of August 2, 2010**
Permit Fee Waiver for Flood Damage Restoration Work

PURPOSE

The purpose of this memorandum is to obtain direction from the Village Board regarding building permit fees for repair work associated with the flood event of July 23 and 24, 2010.

BACKGROUND

Following the flood event in September of 2008, the Village Board directed staff to prepare and implement a procedure for waiving building permit fees for property damage restoration work brought about by the flood event. The permit fee waiver was considered to be a temporary administrative change to Chapter 6, Article 13 *Permit and Inspection Fees*, of the Carol Stream Code of Ordinances. The permit fee waiver was effective for one year, and staff made reasonable efforts to determine that the permit work was related to flood damage. Permit fees for a total of seven building permits were waived in accordance with the Board's direction.

In view of the flood event that occurred on July 23 and 24, 2010, staff is requesting direction from the Village Board as to whether the Board wishes to again institute a temporary waiver of building permit fees related to flood restoration work. If the Board is so inclined, the fee waiver could again be in place for a period of one year, which would run through July 25, 2011. As was the case in 2008, there would be no eligibility restriction based on the use of the property – residential, commercial, institutional or industrial – however, our damage assessment indicates that property damage was likely limited to residential properties. Staff would make every effort to streamline the review and approval of permit applications flood restoration work. Typical inspection fees would also be waived; however, while we do not anticipate a problem, staff suggests that we reserve the right to charge re-inspection fees if there is a strong indication that the work is not being performed responsibly.

RECOMMENDATION

If the Village Board concurs with the staff recommendation, they should approve by motion the proposed temporary administrative change to Article 13 of Chapter 6 of the Carol Stream Code of Ordinances, to waive permit fees for flood restoration work, to be effective until July 25, 2011.

DTB:db

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Village of Carol Stream

FLOOD DAMAGE REPAIR PERMIT INFORMATION

Purpose and Intent – This informational guide is intended to make property owners, tenants and contractors aware of the Village of Carol Stream's building permit requirements with respect to the repair of damage caused by the recent flood event.

Waiver of Fees – As directed by the Carol Stream Village Board, permit and inspection fees for the repair of flood damage will be waived. This waiver applies only to properties damaged during the flood event of July 23 and 24, 2010. Please be advised that this is a temporary administrative change to the Carol Stream Building Permit and Inspection Fee Schedule, and this waiver will expire July 25, 2011.

Work Requiring a Permit

1. Replacement of furnace or water heater.
2. Replacement of electrical wiring or service panel.
3. Structural repair.

Work Not Requiring a Permit


1. Drywall and insulation replacement.
2. Carpet replacement.
3. Siding replacement.
4. Replacement of electrical switches, receptacles or circuit breakers, in kind or similar.
5. Replacement of light fixtures, in kind or similar.
6. Cleaning, painting, and other such cosmetic work.
7. Other non-structural work.

If you should have any questions, please contact the Community Development Department at (630)871-6230

AGENDA ITEM

G-2 8-2-10

Village Of Carol Stream Interdepartmental Memo

TO: Joseph Breinig, Village Manager
FROM: William N. Cleveland, Assistant Village Engineer 
DATE: July 28, 2010
RE: **Award of Contract - 2010 Crackfilling Contract**

On July 28th at 11:00 a.m. Engineering Staff opened bids for the referenced project. The following bids were read aloud:

Scodeller Construction, Inc., Wixom, MI	\$ 98,819.00
SKC Construction, Inc., West Dundee, IL	\$ 94,985.00
Engineer's Estimate	\$136,660.00

The low bid was under the budget and the Engineer's Estimate of \$136,660.00 by \$58,325 (43%) and \$3,834 (3.9%) under the next lowest bidder. This may indicate that future price increases may have stabilized. Engineering staff will modify our budget estimates to reflect this development.

Staff recommends award of the contract to SKC Construction, Inc. at the bid unit prices submitted.

Attachment (Bid Tabs)

cc: James T. Knudsen, Director of Engineering Services
Dawn Damolaris, Assistant Finance Director
Jesse Bahraini, Engineering Inspector

**Bid Tabulation
2010 Crackfilling
Bid Opened
7/28/10**

Item #	ITEM	UNIT	QTY	Village of Carol Stream Engineering Dept.		SKC Construction, Inc. Des Plaines, IL		Scodeller Const. Inc. S. Lyon, MI 48178	
				UNIT COST	AMOUNT	UNIT COST	AMOUNT	UNIT COST	AMOUNT
1	Fiber - Asphalt	LB	66,250	\$2.00	\$132,500.00	\$1.42	\$94,075.00	\$1.46	\$96,725.00
2	Fine Aggregate (FA-6)	TON	33	\$20.00	\$660.00	\$20.00	\$660.00	\$18.00	\$594.00
3	Traffic Control and Protection	LS	1	\$3,500.00	\$3,500.00	\$250.00	\$250.00	\$1,500.00	\$1,500.00
	Total Estimate Maintenance Cost				\$136,660.00		\$94,985.00		\$98,819.00

AGENDA ITEM

H-1 8-2-10

ORDINANCE NO. _____

**AN ORDINANCE AMENDING CHAPTER 11, ARTICLE 2 OF THE
CAROL STREAM CODE OF ORDINANCES BY INCREASING
THE NUMBER OF CLASS F LIQUOR LICENSES FROM 9 TO 10
(CHANG'S HOT WOK, 802 W. ARMY TRAIL ROAD)**

BE IT ORDAINED BY THE MAYOR AND BOARD OF TRUSTEES OF THE
VILLAGE OF CAROL STREAM, DUPAGE COUNTY, ILLINOIS, IN THE EXERCISE OF
ITS HOME RULE POWERS, as follows:

SECTION 1: That Chapter 11, Article 2 of the Carol Stream Code of Ordinances,
Classification of Liquor Licenses, be and the same is hereby amended by increasing
the number of Class F Liquor Licenses from nine (9) to (10), effective August 2, 2010.

SECTION 2: This Ordinance amending Chapter 11 of the Code of Ordinances of
the Village of Carol Stream shall be reprinted in the loose-leaf volume, which bears
that title.

SECTION 3: This Ordinance shall be in full force and effect from and after its
passage and approval by law.

PASSED AND APPROVED THIS 2ND DAY OF AUGUST 2010.

AYES:

NAYS:

ABSENT:

Frank Saverino, Sr., Mayor

ATTEST:

Beth Melody, Village Clerk

RESOLUTION NO. _____

**A RESOLUTION DECLARING SURPLUS PROPERTY
OWNED BY THE VILLAGE OF CAROL STREAM**

WHEREAS, in the opinion of the corporate authorities of the Village of Carol Stream, Illinois, it is no longer necessary or useful, or for the best interests of the Village of Carol Stream to retain ownership of the personal property hereinafter described; and

WHEREAS, the described surplus property has been determined by the corporate authorities of the Village of Carol Stream to have negligible value to the Village; and

WHEREAS, it has been determined by the Mayor and Board of Trustees of the Village of Carol Stream to dispose of the surplus property.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND BOARD OF TRUSTEES OF THE VILLAGE OF CAROL STREAM, DUPAGE COUNTY, ILLINOIS, IN THE EXERCISE OF ITS HOME RULE POWERS, as follows:

SECTION 1: That the Mayor and Board of Trustees of the Village of Carol Stream find that the personal property described in Exhibit "A", now owned by the Village of Carol Stream, is no longer useful and authorize its disposal at auction per the attached memorandum dated July 28, 2010.

SECTION 2: This resolution shall be in full force and effect from and after its passage and approval in the manner provided by law.

PASSED AND APPROVED THIS 2nd AUGUST 2010.

AYES:

NAYS:

ABSENT:

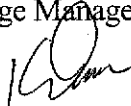
Frank Saverino, Sr., Mayor

ATTEST:

Beth Melody, Village Clerk

EXHIBIT "A"

**Village of Carol Stream
Interdepartmental Memo**

TO: Joe Breinig, Village Manager
FROM: Chief Kevin Orr 
DATE: July 28, 2010
RE: The police department requests that the Village Board declare thirteen seized vehicles as surplus so that they can be sold at auction through Ebay.

The thirteen seized vehicles below have been awarded to the Village via Article 36 seizure laws of the Illinois Compiled Statutes. I would like the vehicles declared as surplus so that they can go to auction.

1- 1997 Chevrolet	Vin-2G1WW12M6V9210929
2- 1995 Jeep	Vin-1J4FY19P9SP304142
3- 2003 Chevrolet	Vin-1GNCS18X93K135492
4- 1995 Mercury	Vin-2MELM74W8SX681987
5- 2001 Volkswagen	Vin-9BWPG61JX14048285
6- 2000 Oldsmobile	Vin-1G3NF12E4YC351605
7- 1994 Lincoln	Vin-1LNLM91V8RY664766
8- 1999 Dodge	Vin-1B4HS28Y2XF580388
9- 1994 Buick	Vin-2G4WB55LXR1401251
10- 1995 Oldsmobile	Vin-1G3HN52K8S4812514
11- 1996 Ford	Vin-1FTCR10A3TPA27433
12- 1996 Chevrolet	Vin-1GNNDT13W4T2111651
13- 1998 Buick	Vin-2G4WB52K3W1603789

Village of Carol Stream
INTER-DEPARTMENTAL MEMO

TO: Board of Trustees

FROM: Mayor Frank Saverino, Sr.
Trustee Pamela Fenner

DATE: July 30, 2010

RE: Village Attorney Recommendation

As all of you are aware, Carol Stream and the rest of the country and world are experiencing the worst economic depression of our lifetime. We just completed a series of budget workshops where we prioritized Village services and had to make some hard decisions that resulted in some reductions in services and in our labor force. Several events were also cancelled this year at the Town Center as part of these cost saving efforts. Twelve long-term Village employees recently left as part of the voluntary separation program we approved on January 4, 2010 to reduce labor costs. The last group of these employees left on June 30. We considered many cost cutting/saving options during the 6 budget workshops held last year and feel we made some good, albeit hard decisions that not only cut costs without having to implement any major new taxes but allowed us to maintain service levels and continue to provide events to our residents who are also feeling the pain of the current and lasting economic depression.

During our goal setting workshops held in 2007 and updated annually, we identified and listed in the Financial Plan & Budget the goals we felt were important to the community. One of these goals was to review our overall legal services model to determine the most cost effective option. We determined that, although we periodically review other professional contractual services of the Village, we have not done so with the Village Attorney which has remained with Ancel-Glink for the past 40 years. As part of this review, staff contacted 7 highly regarded, well established law firms specializing in municipal law. Staff requested that they submit to us letters of interest and qualifications for Village Attorney services. The following 6 law firms expressed an interest and submitted proposals for Village Attorney:

- Ancel, Glink, Diamond, Bush, DiCianni & Krafthefer, P.C.
- Klein, Thorpe and Jenkins, Ltd.
- Raysa & Zimmermann, LLC
- Rosenthal, Murphey, Coblenz & Donahue
- Tressler LLP
- Storino, Ramello & Durkin

On June 1, 2 and 8 we along with Joe Breinig and Bob Mellor interviewed attorneys from the 6 law firms who submitted proposals. Each law firm was well qualified and each provided their own unique approach to providing Village Attorney services. After interviewing attorneys from each firm we compared Village Attorney rates for our top 2 choices:

Ancel, Glink, Diamond, Bush, DiCianni & Krafthefer, P.C. \$225/hour
Klein, Thorpe and Jenkins, Ltd. \$190/hour

Based on 528 billable hours last year our total Village Attorney fees for Ancel, Glink, Diamond, Bush, DiCianni & Krafthefer, P.C. would be \$118,800 and \$100,320 for Klein, Thorpe and Jenkins, Ltd. You are familiar with the services of Ancel, Glink, Diamond, Bush, DiCianni & Krafthefer, P.C., however, you may not be that familiar with Klein, Thorpe and Jenkins, Ltd. They have provided Village Attorney and legal services for communities in the Chicago area since 1935 including the following current municipalities:

- Village of Lombard
- Village of Burr Ridge
- Village of Mount Prospect
- Village of Northfield
- Village of Western Springs
- Village of Wheeling
- Village of Tinley Park
- Village of Oak Lawn
- Village of Riverside
- Village of Carpentersville
- Village of Orland Park
- City of Park Ridge
- Village of River Forest
- Village of Clarendon Hills

Both Joe and Bob are familiar with Klein, Thorpe and Jenkins, Ltd. and Joe used them as Village Attorney in the Village of Lombard and Clarendon Hills. Their municipal client references confirmed the stability of their rates and satisfaction with their services. Again, both firms are well respected, have a wealth of experience and have proven track records as municipal attorneys. Ancel, Glink, Diamond, Bush, DiCianni & Krafthefer, P.C. has 40 years of history with Carol Stream but they have the highest attorney rates and a history of annual rate increases.

Each of the other law firms proposed a Village Attorney rate somewhere in between the highest rate proposed by Ancel-Glink and the lowest rate proposed by KTJ. It is our recommendation that Klein, Thorpe and Jenkins be appointed Village Attorney effective September 1, 2010.

Cc: Joseph E. Breinig, Village Manager
Robert Mellor, Assistant Village Manager



20 N. Wacker Drive, Ste 1660
Chicago, Illinois 60606-2903
T 312 984 6400 F 312 984 6444

15010 S. Ravinia Avenue, Ste 10
Orland Park, Illinois 60462-5353
T 708 349 3888 F 708 349 1506

www.ktjlaw.com

April 15, 2010

Mayor Saverino
and Members of Board of Trustees
Village of Carol Stream
500 N. Gary Avenue
Carol Stream, IL 60188-1899

**Re: Village of Carol Stream
Proposal for Legal Services**

Dear Mayor and Member of the Board of Trustees:

We appreciate the opportunity to submit our proposal to deliver general legal services to the Village. In response to your request, we submit the following answers to your inquiries, and attached materials. We would be happy to provide you such further information as you may request or need.

Firm Background

We have provided legal representation to local governments throughout the Chicago area and Illinois since 1935. We have twenty-seven attorneys in our local government practice. Our firm is a full service law firm in this practice area. We do not "farm out" litigation, nor do we have to rely on outside counsel to handle specialized areas. Our attorneys are skilled and experienced in all facets of local government law. Because we are a full service municipal law firm, we have had extensive experience in every aspect of municipal law, and do not have to refer any matters to other law firms unless a conflict arises. Further, with a comprehensive understanding of municipal operations, our firm prides itself on high quality, rapid turnaround on time sensitive matters. Our responses to your specific inquiries follow. We have included herewith a list of the firm partners and professional backgrounds at Tab 1.

Principal Attorney(s) and Designated Backup Attorney for Village

If selected, your Village would have access to and be supported by our full local government practice. We would propose that Tom Bayer, a partner, serve as your principal contact with our firm, with Jim Rhodes, a partner, available to attend your Board meetings. Two additional partners, Tom Melody and Mike Duggan, both experienced labor attorneys, would be available to assist with your labor matters. Finally, we would assign one of the associates in our municipal practice, Jason Guisinger, to also attend your Board meetings as the second attorney, at no charge to the Village. The regular attendance of one of our municipal associates helps us to better ensure that, if needed, in addition to the partners mentioned above, you have additional access to an attorney in our office who is knowledgeable about your affairs, to assist with the provision of efficient and timely responses. Each of these attorneys are in good standing with, and are licensed members of, the Illinois State Bar, as well as qualified and admitted members of the federal courts for the Northern District of Illinois, and the Seventh Circuit Court of Appeals. We list each of their current, 2010 ARDC registration numbers below:

<u>Attorney</u>	<u>ARDC Registration Number</u>
Thomas P. Bayer	6185184
James A. Rhodes	2324814
Thomas M. Melody	6225629
Michael J. Duggan	6181814
Jason A. Guisinger	6286291

Members of our municipal practice who are authorized to practice before the U.S. Supreme Court include Jim Rhodes, Pat Lucansky, Terry Barnicle Dennis Walsh, Lance Malina, Julie Lewis and Jim Fessler. The professional backgrounds of each of these attorneys, and the rest of our local government practice, is attached hereto at Tab 1, for your reference.

Legal Services Provided

A major strength of our firm comes from our history of dedication to governmental law and the delivery of high quality legal services to multiple local governmental entities. From experience, we understand that the primary purpose of a municipality is the collaboration with and service to its residential and business communities. Our goal, we believe, is to assist in this purpose. We attempt, whenever possible, to practice preventive law, with prudent counseling before decisions are made, serving to eliminate conflicts and potential liabilities before they arise. We work to help you achieve solutions to your problems, not just answers to legal questions.

We strongly believe in minimizing litigation by sound practices and decision-making. Nevertheless, when lawsuits or controversies cannot be avoided, we are aggressive advocates for our clients. Our firm prides itself on its record of success in defending governmental entities, their officers and employees in litigation in all types of forums.

Another strength of our firm comes from our comprehensive set of resource and training materials, policies, opinions, forms and research files that we maintain on virtually all areas of municipal law. This allows us to respond to our municipal clients' needs with speed and cost efficiency without having to "reinvent the wheel" each time we receive an inquiry. We remain current on legal developments, and keep our clients informed both through regular bulletins, weekly updates on our website, and with specialized alerts, of relevant and significant legal developments.

Billing

Our current hourly rate schedule is \$190.00 an hour for partners, \$185.00 an hour for senior associates, \$180.00 an hour for associates, \$125.00 an hour for senior paralegals, \$115.00 an hour for paralegals, and \$95.00 an hour for law clerks. We bill for the reasonable travel time associated with a billable matter. We do not charge any fees for any costs related to meals, or parking fees, or other such incidental fees. The firm does not bill for secretarial or clerical work, or for any consultations within our firm. We provide itemized monthly statements with date, description and time spent. Substantive phone communications are billed at a minimum of .3 of an hour. Although in our experience billing on an hourly rate basis has been the arrangement most often preferred by our clients, we do provide general services on a retainer basis to clients that prefer that system. We have completed, and include herewith at Tab 2, information regarding service fees and costs, including your completed form, for your reference.

Experience in Providing Legal Representation to Municipalities and Local Governments

We represent numerous Illinois municipalities as their general counsel, and many additional municipalities on special projects or litigation work. As general counsel, we provide comprehensive legal services to those municipalities we serve, in all areas of their operations. We set forth below a sampling of the municipalities where we currently serve as general counsel:

April 15, 2010

Page 4

Village of Burr Ridge
Village of Orland Park
Village of Lombard
City of Park Ridge
Village of Northfield
Village of Maywood
Village of Carpentersville
Village of River Forest
Village of Riverside

Village of Tinley Park
Village of Clarendon Hills
Village of Wheeling
Village of Peotone
Village of Mt. Prospect
Village of Palos Park
Village of Western Springs
City of Oak Forest

For your reference, we also attach at Tab 3, the contact persons with each of these municipalities who can be contacted regarding our services.

Our firm also represents a substantial number of additional public entities, including schools, libraries and library districts, fire protection districts, park districts and other special districts. Some of the expertise devoted to, and services provided to these public entities are similar to those provided to municipalities, including the requirements of the Open Meetings Act and FOIA, the federal anti-discrimination laws, and ethics and gift ban requirements. A more complete compilation of our public sector client list is also included at Tab 3.

Kirby School District 140
Geneva Community Unit
School District 304
Forest Ridge School District 142
Alsip School District 126
Darien School District 61
South Berwyn School District 100
Mannheim School District 83
Lake Zurich Community Unit
School District 95
Homewood-Flossmoor SD 233

Northbrook Public Library
Antioch Public Library District
Des Plaines Public Library
Niles Public Library District
Barrington Public Library District
Villa Park Public Library
Lake Villa District Library
North Suburban Library System
Forest Park Public Library
Cook Memorial Public Library District
Glenside Public Library

Legal Actions

Although a comprehensive listing of all of our litigation over the past ten years would be fairly lengthy, we have attached a listing of some of our most significant litigation matters during that period, at Tab 4.

Grievances and Litigation Involving Firm

Granat v. Maher et al., Circuit Court of Cook County, 08 L 3758. The complaint alleges, among other things not pertinent, that two partners of the firm

were involved in conducting an investigation for our client related to possible fraudulent military leaves claimed by a firefighter employed by a Fire Protection District client of the firm. Our investigation report to the District Trustees, though privileged and confidential, was made public by unknown means, and the Plaintiff, a former fire officer with the District, alleges that the report contains statements that are defamatory as to him. The complaint was dismissed by the Circuit Court for failing to state a proper claim. The matter is currently pending in the First District Appellate Court on the issue of whether the trial court correctly dismissed the complaint.

Village of Mount Prospect v. D. Pelfresne, as Trustee of Trust dtd. 4/8/97 a/k/a Trust Number 4831, et al; D. Pelfresne, as Trustee of Trust dtd. 4/8/97 a/k/a Trust Number 4831 v. Village of Mount Prospect and Lance Malina, Circuit Court of Cook County, Chancery Division, Case No. 03 CH 18409. In 2003, the Village filed a foreclosure action to enforce its recorded liens for maintenance work performed on certain property, which action was later amended to include two nuisance counts. The Defendant filed a counterclaim for slander of title against the Village, the Village's Deputy Finance Director, and an attorney for Klein, Thorpe & Jenkins, Ltd., who executed one of the notices of lien as the Village's attorney. In 2007, the case was dismissed as the property owner agreed to fence and maintain the property.

Conflict of Interest

We do not represent any current interests that would affect our ability to provide full and fair representation to the interests of the Village of Carol Stream. We have an established internal system to check for possible conflicts, when representing new interests, or relative to any possible conflicts related to our clients' interests or business. Due to the fact that we represent a significant number and variety of public sector clients, we are keenly aware of the need to share with clients any interests we represent which may be inconsistent with or in conflict with another represented public client. We are responsible for immediately disclosing to you any conflict, or possible conflict that we become aware of, and for ensuring that at all times we are able to provide you full and fair representation relative to your legal matters.

Additional Information

Our firm has provided every conceivable local government service to our clients throughout the years and we offer a wide-range of expertise in all local government matters. We are well versed in economic development (including drafting of well over 300 annexation and development agreements, creating the first statutory "business district," and preparing various types of developer incentive agreements). We have repeatedly addressed budget, tax levy, local

government bonding, and other local government finance issues, including tax increment financing. Our firm also has extensive experience with the impacts of federal legislation (including the civil rights laws, FLSA, etc.), state statutes (including the Open Meetings Act, Freedom of Information Act, state labor laws, etc.) labor and employment matters, and the rules and regulations of federal and state regulatory agencies (including the EEOC, Illinois Department of Human Rights, FHA, FTC, NLRB, etc.). We are innovative in our approach to local government problems, including having established the first special service area, and the first statutory "business district." As evidenced by our listing of our litigation experience, we have also handled all types of litigation involving municipal interests.

We also regularly engage in professional development activities in our field. We have included herewith copies of the following manuals that were written by attorneys of our firm and published by the Illinois Municipal League.

The Sunshine Laws, Open Meetings & Freedom of Information Acts, 2010

Manual on Financing Municipal Improvements, 2005

Manual on Conflict of Interests and Liability of Illinois Elected Officials, 2005

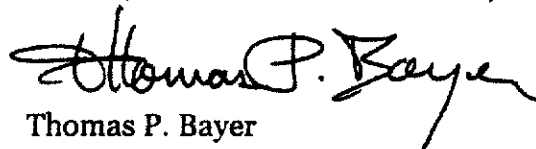
Handbook on Practice and Procedure in Police and Fire Disciplinary Matters, 2000 (currently being updated by our firm).

We have attached a more complete listing of our publications and professional activities, at Tab 5.

We appreciate your consideration of our firm for the possible representation of the Village. If you have any questions that are not answered in this letter or by the enclosed materials, please do not hesitate to contact me at 312-984-6422. Our firm fax number is 312-606-7077.

Very truly yours,

KLEIN, THORPE AND JENKINS, LTD.


Thomas P. Bayer

Tab 1

KLEIN, THORPE AND JENKINS, LTD.

PARTNERS

James P. Bartley

James P. Bartley graduated from Loyola University in 1969 with a B.A. degree in History and was awarded a graduate assistantship in Latin American Studies. He received a J.D. degree with high distinction from John Marshall Law School in 1975. He was the winner of a graduate law school scholarship for obtaining the highest class rank for the entire course of studies. While at John Marshall, he served on the Law Review, was the Midwest Regional Winner of the American Bar Association Client Counseling Competition, and was awarded the West Publishing Company prize for highest grade point average. He has been admitted to the bars of the State of Illinois, the State of Nevada, and the Federal District Courts for the Southern District of Nevada and the Northern District of Illinois including the trial bar. He is presently a member of the Illinois, Nevada, American and Chicago Bar Associations. Mr. Bartley has more than twenty-five years of experience practicing in all areas of public employment, municipal and school law. He has advised and represented clients in numerous employment law matters, negotiated in excess of two hundred collective bargaining agreements for municipalities and school districts, and handled many arbitrations and employment related disputes before the Illinois Department of Human Rights, the Illinois Labor Relations Board, the EEOC and in state and federal court. He has trial and appellate experience in numerous municipal and school law cases. Mr. Bartley has co-authored a number of chapters related to local government for the Illinois Institute on Continuing Legal Education.

Terrence M. Barnicle

Terrence M. Barnicle received a full scholarship and was graduated Cum Laude from Loyola University receiving a B.S. degree in 1965. He was awarded a full scholarship to Northwestern University School of Law and received his J.D. degree Cum Laude in 1968. While at Northwestern, he served as an editor of the Northwestern Law Review. Since 1968 he has been a member of the firm of Klein, Thorpe and Jenkins, Ltd. and has specialized in the area of school and municipal law. Mr. Barnicle has been admitted to the bars of the State of Illinois, and the United States District Court, Northern District of Illinois, the Seventh Circuit Court of Appeals, and the United States Supreme Court. He is presently a member of the Illinois and Chicago Bar Associations and has served as Chairman of the School Law Subcommittee and as Chairman of the Local Government Committee of the Chicago Bar Association. Mr. Barnicle has served as the Chairman of the Home Rule Attorneys Standing Committee of the Illinois Municipal League. Mr. Barnicle was also recently selected as one of the leading lawyers in Illinois in the government related field as reported in Crain's Chicago.

Mr. Barnicle has lobbied before the General Assembly on school, municipal and local governmental bills of interest, as well as having served as Chairman of the Local Government Legislative Subcommittee of the Chicago Bar Association. He also lectures frequently on municipal law. Mr. Barnicle has co-authored the Manual on Illinois' Sunshine Laws published by the Illinois Municipal League, co-authored the Manual on Conflict of Interest and Liability of Illinois Elected Municipal Officials, Illinois Municipal League published by the Illinois Municipal League, co-authored the chapter entitled "Finance and Tax" for the practice

handbook on Illinois Municipal Law published by the Illinois Institute for Continuing Legal Education, co-authored the manual on "Municipal Forms of Government" published by the Illinois Municipal League, and authored an article entitled "Bond and Note Registration - The Effect of TEFRA" published in the Illinois Municipal Review and the Illinois School Board Journal. He has co-authored Formal Dismissal Procedures under Illinois Teacher Tenure Laws, with other members of the firm, published by the Illinois Association of School Boards, co-authored the chapter entitled "Contracts and Intergovernmental Affairs" for the practice handbook on Illinois School Law published by the Illinois Institute of Continuing Legal Education, and authored a Special Report entitled "New Illinois Law Regulates Employee Records." Mr. Barnicle also served until recently as a member of the Board of Directors of the Great Books Foundation.

Thomas P. Bayer

Thomas P. Bayer graduated from DePaul University in 1980 with highest honors and received a B.A. degree. He received his J.D. degree with honors from DePaul University College of Law in June of 1983 where he graduated number one in his class. While attending DePaul University College of Law, he received three awards for excellence in courses taken, two awards for general outstanding scholastic achievement and was a member of the research staff for the DePaul Law Review. He has been admitted to the bar of the State of Illinois and the U.S. District Court, Northern District of Illinois and is a member of the American, Illinois, DuPage County and Chicago Bar Associations. He is co-author of the following publications: Zoning Controls - Regulating Land Use and Governmental Financing of Development, Illinois Land Use Law, published by the Illinois Institute for Continuing Legal Education; Special Assessments, Special Service Areas and Business Districts, and Finance and Taxation, Illinois Municipal Law, published by the Illinois Institute for Continuing Legal Education; Manual on Illinois "Sunshine Laws" - The Open Meetings and Freedom of Information Acts, a handbook published by the Illinois Municipal League; Financing Municipal Improvements, a handbook published by the Illinois Municipal League; Manual on Conflict of Interests and Liability of Illinois Elected Municipal Officials, a handbook published by the Illinois Municipal League; Municipal Forms of Government, a handbook published by the Illinois Municipal League; and Handbook on Practice and Procedure in Police and Fire Disciplinary Matters, a handbook published by the Illinois Municipal League.

Mr. Bayer is currently a member of both the Home Rule Attorneys Committee and Legislative Committee of the Illinois Municipal League. He has spoken to various groups, including the Illinois Tax Increment Association, Illinois Institute for Local Government Law's Annual Conference and the Illinois Municipal League's Annual Conference and Newly Elected Officials Conference, on a wide range of municipal law topics and is currently working on a wide variety of municipal law matters, including numerous tax increment financing, special assessment, special service area and business district projects, areas of the law in which he specializes. Mr. Bayer was also recently selected as one of the leading lawyers in Illinois in the government related field as reported in Crain's Chicago, and as one of the Illinois Super Lawyers for 2007 in the governmental category. Mr. Bayer currently serves as the Village Attorney, Assistant Village Attorney or Village Prosecutor for several suburbs in the Chicago area. In addition, Mr. Bayer serves as Special Counsel for several municipalities in Northern Illinois relative to special assessment, special service area and tax increment financing projects.

Gerard E. Dempsey

Gerard E. Dempsey graduated from Xavier University in 1962 with an A.B. degree, earned an L.L.B. degree from Harvard University Law School in 1965, and then served for two years as a law clerk in the Illinois Appellate Court (1st District). He has been admitted to the bars of the State of Illinois, the U.S. District Court, Northern District of Illinois, and the United States Tax Court.

Mr. Dempsey has co-authored the pamphlet Formal Dismissal Procedures under Illinois Teacher Tenure Law, with other members of the firm, published by the Illinois Association of School Boards, and has recently updated a chapter on "Dismissal and Suspension Procedures" for the practice handbook on Illinois School Law published by the Illinois Institute of Continuing Legal Education, and a chapter on "Punitive and Compensatory Damages" for the practice handbook on Conflicts of Interest and Liability of Illinois Elected Officials published by the Illinois Municipal League. He has published and lectured on various local governmental law, public sector deferred compensation and exempt organization (§501(c)(3)) topics, and is active in compensation, income tax and estate planning matters. Mr. Dempsey also participates as counsel to three intergovernmental risk management agencies for the Metropolitan Library System.

Mr. Dempsey represents school and municipal clients, municipal libraries, library districts, library systems, and consortiums of public libraries. He has also conducted school and municipal litigation at both trial and appellate levels. His experience includes consultation and preparation of contracts for computer hardware, software and new communications technologies. He has served as Special Assistant State's Attorney, and also represents other local governmental entities, including park districts, as well as private sector clients. In addition Mr. Dempsey's practice includes estate planning, tax planning and tax return preparation.

Michael J. Duggan

Michael J. Duggan holds a B.A. with honors from Northeastern Illinois University. He received his J.D. degree from Chicago-Kent College of Law in January, 1982, with high honors. He has been admitted to the bars of the State of Illinois, the U.S. District Court, Northern District of Illinois and the U.S. Seventh Circuit Court of Appeals. After his admission to the bar, Mr. Duggan served as law clerk to Justice John J. Stamos of the Illinois Appellate Court, First District, for one year. He is a member of the American and Chicago Bar Associations. Mr. Duggan is the co-author of "School Board Practices and Procedures", a chapter in the 1985 edition of the Illinois School Law handbook of the Illinois Institute for Continuing Legal Education.

Mr. Duggan has been a contributor to School Business Affairs magazine. Mr. Duggan was a presenter for several Annual Illinois Public Sector Labor Relations Law Programs, sponsored by the State, Local and Educational Labor Relations Boards and IIT/Chicago Kent College of Law each fall, and is a frequent speaker on educational and employment law issues for IASB and IASBO. He is also one of the authors of the Illinois Municipal League's Manual on Conflicts of Interest and Liability of Illinois Elected Municipal Officials. Mr. Duggan is devoting his efforts to a variety of school and municipal law matters, including employment and civil rights litigation, construction law, and collective bargaining for numerous school districts and the Villages of Oak Lawn and Palos Park.

James V. Ferolo

James V. Ferolo graduated from Northwestern University in 1989 with a Bachelor of Arts Degree double majoring in Economics and Political Science. He was recognized for academic excellence in Political Science earning membership into Pi Sigma Alpha (Political Science Honor Society). He received his J.D. degree from Loyola University School of Law in 1992. While attending law school, Mr. Ferolo was a member of the Dean's List, served on the staff of the Loyola University Chicago Tax Reporter, and was named a Semi-Finalist in the Loyola University Intra-School Moot Court Competition. During his third year in law school, Mr. Ferolo served as a Judicial Extern for United States District Court Judge James Alesia and as a Student Intern in the United States Attorney's Office for the Northern District of Illinois. Mr. Ferolo was admitted to the bar of the State of Illinois in 1992. He is a member of the Illinois State Bar Association and the Chicago Bar Association. He has been admitted to the bars of the State of Illinois, the United States District Court for the Northern District and the Seventh Circuit Court of Appeals. Mr. Ferolo currently serves as the principal attorney for the Village of Wheeling. Mr. Ferolo is a co-author of the chapter on "Municipal Finance and Taxation" published by the Illinois Institute of Continuing Legal Education. He is also a contributing author to the firm's manuals entitled "Handbook on Practice and Procedure in Police and Fire Disciplinary Matters" and "Manual on Conflicts of Interest and Liability of Local Elected Officials," both published by the Illinois Municipal League.

E. Kenneth Friker

E. Kenneth Friker was graduated from Northern Illinois University with a B.A. degree in 1963 and received his J.D. degree from Chicago-Kent College of Law in 1966. He was awarded a Chicago Title and Trust Company scholarship and served on the Chicago-Kent Law Review staff. Mr. Friker has been admitted to the bars of the State of Illinois and the U.S. District Court, Northern District of Illinois, including the Federal Trial Bar, the United States Tax Court, the United States Supreme Court and he is presently a member of the Illinois and Chicago Bar Associations, the Home Rule Attorneys' Committee of the Illinois Municipal League. Mr. Friker has worked extensively on eminent domain and zoning litigation.

Mr. Friker is the village attorney for Orland Park and his experience includes representation of various local governmental entities, including park districts, fire protection districts and over thirty-five (35) library boards and library districts. Further, he has co-authored the Manual on Conflicts of Interest and Liability of Illinois' Elected Municipal Officials for the Illinois Municipal League, the League's publication Municipal Forms of Government and has also co-authored, with Terrence M. Barnicle of the firm, a chapter, "Contracts and Intergovernmental Affairs," for the practice handbook on Illinois School Law published by the Illinois Institute of Continuing Legal Education. In addition to his local governmental practice, he maintains extensive real estate, probate and estate planning practices, represents numerous small to medium size corporations and served as corporate counsel to Orland State Bank for over twenty-five (25) years.

Kathleen T. Henn

Kathleen Henn graduated from the University of Notre Dame with a Bachelor of Arts degree Cum Laude in English. She then graduated from Loyola University of Chicago School of Law, Cum Laude. She concentrates in the areas of municipal law, school law, library law and litigation. She acts as Assistant City Attorney for the City of Park Ridge, serves as prosecutor for several municipalities in the Chicago area, both in the circuit court and in administrative adjudication systems and represents a number of library districts and local libraries. Ms. Henn was a regular contributor to Illinois Libraries and currently contributes to the Metropolitan Library System's "MLS E-announce." She is a frequent speaker to various groups, including the Illinois Municipal League's Annual Conference and Newly Elected Officials Conference, and has given presentations on various topics including the Open Meetings Act, Freedom of Information Act and use of email by public bodies and public officials. She is a co-author of the chapters entitled "The No Child Left Behind Act" and "Zoning Controls- Regulating Land Use," both of which are published by the Illinois Institute for Continuing Legal Education. Her public sector experience includes: Section 1983 federal claims, zoning appeals, employment discrimination, state sunshine law claims, and breach of contract construction claims. She also participates as counsel to several intergovernmental risk management agencies for the Metropolitan Library System.

Prior to joining Klein, Thorpe and Jenkins, Ltd., Ms. Henn worked as a staff attorney for the Illinois Department of Human Rights. She is licensed to practice in the State of Illinois and the United States District Court for the Northern District of Illinois. Ms. Henn is a member of the Chicago Bar Association and the Illinois State Bar Association.

Everette M. Hill ("Buzz")

Everette M. Hill, Jr. graduated from Wheaton College in 1968 and received his J.D. degree from the John Marshall Law School in 1975. He served as an Assistant State's Attorney in DuPage County until 1976 when he went into private practice specializing in local government law, especially litigation and land use.

Mr. Hill served for seven years as the Chairman of the Illinois Secretary of State's Traffic Safety Advisory Council and as such frequently appeared before the Illinois Legislature to testify on behalf of the Secretary's legislative programs. Mr. Hill has served as Chairman of the North Shore Prosecutors Association. He currently serves on the Attorney's Committee of the Northwest Municipal Conference and is the principal attorney for the Villages of Northfield and Mount Prospect and the City of Park Ridge. Mr. Hill was recently selected as one of the leading lawyers in Illinois in the government related field as reported in Crain's Chicago. Mr. Hill has also argued numerous cases in the Illinois Appellate and Supreme Courts and has lectured extensively in the areas of licensing, local legislative procedures, civil rights for police officers and intergovernmental cooperation.

Michael T. Jurusik

Michael T. Jurusik graduated from Hamilton College with a Bachelor of Arts degree in Political Science, and received his J. D. Degree from Loyola University Chicago School of Law. While in law school, Mr. Jurusik was awarded the American Jurisprudence Award for outstanding academic achievement in the area of pre-trial litigation. He has been admitted to the bars of the State of Illinois and the United States District Court for the Northern District of Illinois. Mr. Jurusik is a member of the American Bar Association, Illinois State Bar Association and the Chicago Bar Association. He is also a member of the Home Rule Attorneys Committee of the Illinois Municipal League and the Illinois State Bar Association, Local Government Section Council, serving as Secretary for 2009. Mr. Jurusik serves as Village Attorney for the Villages of Maywood and Western Springs, as Corporation Counsel for the Northeastern Illinois Public Safety Training Academy, as counsel to pension boards and boards of fire and police commissioners, and as special counsel to several other municipalities and park districts throughout Illinois.

Mr. Jurusik has authored numerous articles on various municipal law topics and is co-author of the following publications: Zoning Controls - Regulating Land Use, Governmental Financing of Development - Illinois Land Use Law, Special Assessments, Special Service Areas and Business Districts, and Finance and Taxation - Illinois Municipal Law, all published by the Illinois Institute for Continuing Legal Education; and Financing Municipal Improvements, Manual on Conflict of Interests and Liability of Illinois Elected Municipal Officials, Municipal Forms of Government, The Sunshine Laws - Open Meetings and Freedom of Information Acts, and the Handbook On Practice and Procedure In Police and Fire Disciplinary Matters, all published by the Illinois Municipal League.

Julie E. Lewis

Julie Lewis graduated with honors from Northwestern University in 1994 with a Bachelor of Arts Degree in Political Science. She received her Juris Doctorate degree from Loyola University Chicago School of Law in 1997. While attending law school, Ms. Lewis was a member of the Dean's List and received the American Jurisprudence Award for the Highest Grade in Appellate Advocacy, International Human Rights, and International Business Transactions. Ms. Lewis has served as General Counsel for the Clayton County Public Schools in Jonesboro, Georgia; as Director of Child and Adolescent Mental Health for the Georgia Department of Human Resources; as Deputy General Counsel for the Georgia Department of Education; and as an attorney with The Weatherly Law Firm, a firm that specializes in the representation and defense of school agencies exclusively in the area of educating children with disabilities under the Individuals with Disabilities Education Act, Section 504 of the Rehabilitation Act of 1973, the Americans with Disabilities Act and the No Child Left Behind Act. Ms. Lewis has also served as Senior Staff Attorney for the National School Boards Association in Alexandria, Virginia, and as Legal Counsel and Legislative Specialist for the American Association of School Administrators in Arlington, Virginia.

Ms. Lewis has been admitted to the bars of the Commonwealth of Virginia, the State of Georgia, as well as the United States Supreme Court. She authored the School Board Governance Chapter in *The Yearbook of Education Law*, published by the Education Law Association, and co-authored the book *Caregiver Alliance for At-Risk and Dangerous Youth and Safe Schools, Safe Communities*. She is a member of the Oxford Round Table on Educational Policy where

she co-presented a paper entitled "Providing Children an Education to Participate in a Democracy." Ms. Lewis has lectured and presented across the nation to professional organizations, as well as provided training and workshops on issues involving special education, school safety, school board governance, Title I, the Family Educational Rights and Privacy Act, Title IX, and the No Child Left Behind Act.

Patrick A. Lucansky

Patrick A. Lucansky received a B.S.C. degree from DePaul University in 1959 and a J.D. degree from Chicago-Kent College of Law in 1964. He was awarded a full law school scholarship and received nine awards for excellence in courses taken, graduating first in his class with high honors, and was a member of the Chicago-Kent Law Review Staff. In addition, Mr. Lucansky was president of his senior class. Prior to practicing law, Mr. Lucansky was an Associate Professor of Law at Chicago-Kent College of Law. He has been admitted to the bars of the State of Illinois, the U.S. District Court, Northern Districts of Illinois and Wisconsin and the Supreme Court of the United States. He is a member of the Illinois Bar Association.

Mr. Lucansky has practiced municipal law for over thirty (30) years, and is a past Chairman of the Home Rule Attorneys Committee of the Illinois Municipal League. He also represents five library districts, two sanitary districts and three village libraries. In the past Patrick Lucansky has represented the Cities of Countryside and Des Plaines, the Villages of Lincolnshire and Lombard and the Oak Park Housing Authority. He presently serves as village attorney for the Villages of Kildeer and Wheeling.

Mr. Lucansky has published IICLE Volume entitled "Illinois Land Use Law" and co-authored Chapter 6 entitled "Planned Unit Developments". In the latest edition of this volume, he co-authored Chapter 2, entitled "Zoning Controls: Legislative and Judicial". He has published IICLE Three Volume set entitled "Illinois Municipal Law", and co-authored Chapter 21, entitled "Special Assessment and Special Service Areas". He has co-authored the following manuals published by the Illinois Municipal League: Financing Municipal Improvements; Handbook on Practice and Procedure in Police and Fire Disciplinary Matters; Manual on Conflicts of Interest and Liability of Illinois' Elected Municipal Officials; Manual on Illinois "Sunshine Laws" and Manual on Municipal Forms of Government. He has written and lectured for the Illinois Institute for Continuing Legal Education on special assessments, special service areas, planned unit development and municipal finance in business and economic development. He participated as a guest speaker at the 7th Annual Conference on §1983 Civil Rights Liability, put on jointly by the Chicago-Kent College of Law, the Illinois Institute for Continuing Legal Education and the American Bar Association, and he participated in the 8th, 9th and 10th Annual Conferences in March, 1991, 1992 and 1993. He was also a guest speaker on behalf of the Illinois Department of Commerce and Community Affairs, the Illinois Municipal League and other governmental organizations and agencies. Also, the League has published several of his articles in its monthly magazine entitled the Illinois Municipal Review on financing of municipal improvements, solicitation of contributions on public streets and towing of vehicles. An article he co-authored entitled "Towing and Due Process" was published in the Du Page County Lawyers Bulletin. An article he co-authored on drug paraphernalia was published in the Illinois State Bar Journal.

Lance C. Malina

Lance C. Malina graduated from the Chicago Musical College of Roosevelt University in 1984 with a Bachelor of Arts degree with honors in Music Performance, and received his J.D. Degree from DePaul University with honors in 1989, where he graduated number one in his class. He has also done graduate work in history, and taught in public and private schools as an instrumental music specialist. He maintains an active schedule as a musician and in 1997, was invited to play with the Chicago Symphony Orchestra at Ravinia, an honor that has been extended to very few licensed attorneys. While attending law school Mr. Malina received eight awards for excellence in courses taken, and three awards for outstanding scholastic achievement, including two scholarships.

After law school, Mr. Malina served for one year as law clerk to Judge Charles P. Kocoras of the U.S. District Court for the Northern District of Illinois. He was then appointed an Assistant United States Attorney for the Northern District of Illinois by Attorney General Dick Thornburgh, where he served as a criminal prosecutor from 1990-95. He is a member of the Illinois State Bar, the U.S. District Court for Northern District of Illinois, the U.S. Court of Appeals for the Seventh Circuit and the United States Supreme Court.

Michael A. Marrs

Michael Marrs graduated from Indiana University, Bloomington with a B.S. in Business. He is a 1994 graduate of the DePaul College of Law, where he was an editor of the DePaul University Law Review. Upon graduating law school, Mr. Marrs worked as an attorney on the staff of the Illinois Senate Minority Leader, where, among other things, he staffed the civil judicial committee and wrote and analyzed substantive legislation. He later served for several years as a judicial law clerk for the Honorable Margaret Stanton McBride of the Illinois Appellate Court, First District. Mr. Marrs is a member of the Illinois State Bar Association and Chicago Bar Association, and acts as Assistant Village Attorney, Plan Commission/Zoning Board of Appeals Attorney, and Village Prosecutor for several municipalities in the Chicago area.

Mr. Marrs has co-authored the chapter entitled "Finance and Tax" for the practice handbook on Illinois Municipal Law published by the Illinois Institute for Continuing Legal Education. Mr. Marrs' most recent publication is the article "A Snapshot of the New Rail Crossing Photo Enforcement Legislation" published in the November 2009 issue of the Journal of the Illinois Institute for Local Government Law.

Mr. Marrs has lectured on a number of topics, including the open meetings act, conflicts of interest, and legislative procedures. Most recently, Mr. Marrs spoke on strategies for dealing with vacant and abandoned properties and demolition actions at a November 2009 seminar for municipal prosecutors. In February, 2010, he will spoke on land use and zoning matters at an annual conference of Illinois municipal attorneys.

Thomas M. Melody

Thomas M. Melody graduated from Loyola University of Chicago in 1988 with a Bachelor of Arts degree in English. He received his J.D. degree from Loyola University School of Law in 1994. While in law school, Mr. Melody contributed articles to the Loyola Consumer Law Reporter. He has been admitted to the Bars of the State of Illinois, the United States District Court for the Northern District of Illinois, and the United States Court of Appeals for the Seventh Circuit. Mr. Melody is a member of the Illinois State Bar Association and the Chicago Bar Association, and is also a member of the Illinois Council of School Attorneys. His experience includes the general practice of municipal and school law, with a focus on labor and employment law. He has negotiated many collective bargaining agreements, and represents employers in all facets of labor and employment law, including contract administration and grievance arbitration, compliance with State and Federal labor law, and employment litigation in both State and Federal courts and administrative agencies.

Mr. Melody is one of the authors of the Handbook on Practice and Procedure in Police and Fire Disciplinary Matters, published by the Illinois Municipal League. Mr. Melody is also the author of "Students' Rights to Confrontation and Cross-Examination at School Expulsion Hearings," Illinois Bar Journal, Vol. 85, March 1997. He is the co-author of the "Formal Dismissal and Suspension Procedures Under Illinois Tenure Law," Illinois School Law, IICLE. Mr. Melody has also written numerous articles on labor law and school law issues.

Mr. Melody was a presenter at the Illinois Municipal League's Annual Conference recently presenting "Identifying and Avoiding Conflicts of Interest." Mr. Melody was also a presenter at the 14th Annual Illinois Public Sector Labor Relations Law Program, sponsored by IIT/Chicago Kent College of Law, and is a frequent speaker on employment law issues, as well as school and municipal law issues.

James A. Rhodes

James A. Rhodes graduated from Loyola University of Chicago in 1976 with a Bachelor of Arts Degree in Political Science and received his Juris Doctorate Degree from the John Marshall Law School in 1976. He has been admitted to the bars of the State of Illinois, the United States District Court for the Northern District of Illinois, the United States Court of Appeals for the Seventh Circuit, and the United States Supreme Court. Mr. Rhodes served as an Assistant States Attorney in the Civil Division of DuPage County where he acted in various capacities including counsel to the DuPage County Zoning Board and the Sheriff of DuPage County. In 1981 he went into private practice concentrating in the representation of municipalities, their officials and employees in civil rights, employment, and constitutional law litigation in both the state and federal courts and before the Illinois Human Rights Commission and the Equal Employment Opportunity Commission. Mr. Rhodes served as Village Attorney for the Village of Wheeling from 1982 to 2002. He is the co-author of "Federal Appellate Practice", Appellate Practice Handbook, published by Scheffer Press. Mr. Rhodes is actively involved in a number of professional organizations. He is the current State Chairman of the International Municipal Lawyers Association, the Past President and a current Director of the Illinois Institute for Local Government Law, a member of the Illinois Municipal League Home Rule Attorneys Committee and the Northwest Municipal Conference Attorneys Committee. He is also a member of the American and Illinois State Bar Associations. Mr. Rhodes has been a lecturer in municipal law

topics including employment law, intergovernmental cooperation agreements, land use and zoning. Mr. Rhodes' practice at Klein, Thorpe and Jenkins, Ltd. is concentrated in municipal law and he is experienced in virtually all aspects of local government law from annexations to zoning.

Scott F. Uhler

Scott F. Uhler received his J.D. degree from DePaul College of Law in May 1986. At DePaul, he received American Jurisprudence Awards in the areas of debtor/creditor law and criminal law. Mr. Uhler completed his undergraduate degree at the University of Notre Dame and the University of Illinois in Chicago. He earned his Master's Degree in Social Work at the University of Illinois. Mr. Uhler has been admitted to the bars of the State of Illinois and the U.S. District Court, Northern District of Illinois, and the Seventh Circuit Court of Appeals. He is presently a member of the Illinois and Chicago Bar Associations. Mr. Uhler has been recognized by the Leading Lawyers Network in Illinois as a leading lawyer in government related law, from 2005 through 2009. He has served as committee co-chairperson for the Chicago Bar Association School Law Committee. Prior to joining the firm, he served as law clerk to Cook County Circuit Court Judge Joseph P. Schneider in 1984 and to Second District Appellate Court Justice Alfred E. Woodward in 1985-86.

Mr. Uhler has co-authored the chapter entitled "Zoning Controls: Regulating Land Use" for the practice handbook on Illinois Land Use Law and previously co-authored the chapter entitled "Local Elections: Municipalities, Political Subdivisions and Special Districts" for the practice handbook on Election Law, both published by the Illinois Institute for Continuing Legal Education. He is also one of the contributing authors to the Handbook on "Sunshine Laws: Open Meetings and Freedom of Information Acts", the Handbook on "Practice and Procedure in Police and Fire Disciplinary Matters", and the Manual on "Conflict of Interests and Liability of Illinois Elected Officials", all published by the Illinois Municipal League. Mr. Uhler has also co-authored the chapters "Contracts and Intergovernmental Affairs" and the "No Child Left Behind Act" for the practice handbook on Illinois School Law, and serves as Co-Editor of the two volume School Law practice set, published by the Illinois Institute for Continuing Legal Education. He has been a regular contributing author to Illinois Libraries and was a regular contributing author for School Business Affairs magazine. His work in law school included law review publication of his article "The Constitutional Right of the Indigent Facing Involuntary Civil Commitment to Legal Representation", and "Better Off Dead? Who Shall Choose for Handicapped Infants?" for which he received the DePaul College of Law Award in family law.

Mr. Uhler's practice at Klein, Thorpe and Jenkins, Ltd. includes a variety of municipal, school, library and other local government-related law matters. Mr. Uhler serves as general counsel to the City of Oak Forest, the Village of Burr Ridge, to a number of Illinois school districts, and provides specialized support to additional municipalities, school districts and libraries.

Dennis G. Walsh

Dennis G. Walsh was graduated magna cum laude from the State University of New York-College of Technology, receiving a B.P.S. degree in 1982. He received his J.D. degree from the John Marshall Law School in 1986. While attending John Marshall, Mr. Walsh served as a member of the Moot Court Executive Board and participated on the Irving P. Kaufman Securities Law National Competition Team. Mr. Walsh was also the executive editor of The Marshall Opinion, the school's student newspaper. He has been admitted to the Bars of the State

of Illinois, the United States District Court for the Northern District of Illinois, the United States Court of Appeals for the Seventh Circuit, and the Supreme Court of the United States. He is a member of the Chicago Bar Association and the Illinois State Bar Association.

Mr. Walsh oversees the firm's environmental practice. He has successfully led negotiations and litigation for a number of municipalities in high profile environmental cleanups including Oak Park's Barrie Park, one of the largest remediation projects of a manufactured gas plant in the United States, and the Village of Lisle, in the cleanup of trichloroethylene (TCE) and other contaminants associated with the Lockformer manufacturing site. He is actively involved in large and complex Brownfields redevelopment projects and the local siting requirements and host agreements for pollution control facilities.

Mr. Walsh's publications include Corporate Successor Liability Under CERCLA, 79 Ill. B.J. 425 and a series of articles published in the Illinois Municipal Review on the requirements of the Illinois Underground Storage Tank Program. He has published articles on Municipal Liability Under Superfund and Reimbursement to Local Governments for Emergency Responses to Hazardous Substance Releases. Mr. Walsh has also written an article for the firm's Education Law Report entitled Protecting Your District from Environmental Liability Associated with Land Acquisitions. He is the author of The Open Meetings Act written for the Township Officials of Illinois Town Clerk's Handbook. He is co-author of Manual of Conflict of Interests and Liability of Illinois Elected Municipal Officials, a handbook published by the Illinois Municipal League and he has spoken to various groups on a wide range of legal topics.

Mr. Walsh's practice at Klein, Thorpe and Jenkins, Ltd. includes a variety of general and municipal law matters, including litigation, civil rights and environmental issues. Mr. Walsh has been Village Prosecutor for the Village of Oak Lawn and Township Attorney for Orland Township. He currently acts as Assistant Village Attorney for the Village of Orland Park, General Counsel for the Orland Fire Protection District and the Woodridge Park District and represents a number of library districts.

George A. Wagner

George Wagner graduated from Northeastern Illinois University with a Bachelor of Arts degree in 1977 and from Webster University with a Master of Arts degree in Public Administration and the Administration of Criminal Justice in 1978. In 1989, he graduated with honors from the IIT-Chicago Kent College of Law. He retired in September, 2000, from the Northfield Police Department, where he had served for 31 years, including 30 years as a police officer. Achieving progressive positions in rank, he served 12 years as Deputy Chief and his last 7 years as Police Chief. He also graduated from the 125th Session of the FBI National Academy and is an active member of several police associations. He served as a board member on several intergovernmental organizations during his career, and was one of the Police Chiefs responsible for founding the North Regional Major Crime Task Force (NORTAF), which investigates major crimes on the North Shore (suburbs north of Chicago). Mr. Wagner is a member of the Illinois and Chicago Bar Associations.

Mr. Wagner is a co-author of Illinois Municipal League publications "Conflicts of Interests and Liability of Illinois Elected Officials" and "Misconduct Related to a Medical Condition." He participated on a committee of the Illinois Council of School Attorneys to prepare the "Guidelines for Interviews of Students at School by Law Enforcement Authorities."

Mr. Wagner has presented topics related to the working relationship between law enforcement and the schools, including presentation of "School Cooperation with Law Enforcement - How

Much Is Too Much?" at the 2007 annual seminar of the Illinois Council of School Attorneys on School Law, and participated on a panel to discuss "Interviews of Students at School by Law Enforcement Authorities" at the 2008 IASB/IASA/Illinois ASBO Joint Annual Conference. Mr. Wagner has also made presentations on the "Guidelines for Interviews of Students" to local area Police Chief Associations.

James G. Wargo

James Wargo graduated from the University of Illinois at Urbana/Champaign in 1992 with a Bachelor of Arts degree in Economics. Prior to entering law school he worked as a residential loan officer for the mortgage banking division of Draper & Kramer, Inc. and as an associate for a political consulting firm in Alexandria, Virginia. He then entered law school and received his J.D. degree from the DePaul University College of Law in 2000. While in law school, Mr. Wargo was the Articles & Notes Editor of the DePaul Business Law Journal and was also a legal writing teaching assistant. He concentrates in the areas of municipal law, school law and litigation. Mr. Wargo serves as the Assistant Village Attorney for the Village of Wheeling and the Village Prosecutor for the Village of Carpentersville. He is a member of the Illinois Bar Association and the Chicago Bar Association and is currently the chair of the Local Government Committee of the Chicago Bar Association.

Bruce A. Zolna

Bruce A. Zolna was graduated from Western Illinois University in 1970 with a B.A. degree in Political Science and received a J.D. degree from the DePaul University College of Law in 1973. While at DePaul, he served as associate editor of the DePaul Law Review. Mr. Zolna has been admitted to the Bars of the State of Illinois, the U.S. District Court, Northern District of Illinois and the United States Tax Court, Washington, D.C., and is presently a member of the Illinois Bar Association. He has practiced general law since that time and is currently concentrating his efforts in the areas of probate law and estate planning, and individual, estate and trust income and gift taxation.

ASSIGNED ASSOCIATE ATTORNEY

Jason A. Guisinger

Jason A. Guisinger graduated from the University of Illinois, Champaign-Urbana, with a Bachelor of Arts Degree in Political Science, with honors. He then graduated from Michigan State University College of Law, with honors. While at MSU College of Law, Mr. Guisinger served as Articles Editor for the Journal of Business and Securities Law and received the Jurisprudence Award for the highest grade in Antitrust Law. Following law school, Mr. Guisinger practiced with a municipal law firm in South Holland, Illinois, where he concentrated in litigation, municipal law, and zoning. At Klein, Thorpe & Jenkins, Mr. Guisinger continues to focus his practice on all areas of municipal law. Mr. Guisinger was elected President of the South Suburban Bar Association in 2009 for a one-year term. He is also a member of the Illinois State Bar Association.

Tab 2

**Proposed Rates
(Effective May 2010)**

Village Attorney (Hourly Rate) \$190.00

Associate Attorney (Hourly Rate) \$180.00

Other Attorneys (Hourly Rate) \$185.00/Senior Associate
(Please Specify)

Paralegal/Law Clerk (Hourly Rate) \$125.00/115.00/95.00 (Sr. Paralegal, Paralegal, Law Clerk)

Other Costs (Please Specify): See attached

Please specify your comparable municipal client rate increase history for the past 5 years:

2010	0%
2009	0%
2008	2.70%
2007	2.78%
2006	2.86%
2005	2.94%

Proposal Submitted by:

Thomas P. Bayer, Partner
Name and Title

Thomas P. Bayer 4/15/10
Signature Date

**PROPOSED RATES
(Effective May 2010)**

A. GENERAL LEGAL SERVICES:

\$190.00 per hour for partner's time
\$185.00 per hour for senior associate's time
\$180.00 per hour for associate's time
\$125.00 per hour for senior paralegal's time
\$115.00 per hour for paralegal's time
\$ 95.00 per hour for law clerk's time

B. LITIGATION AND APPEALS:

\$200.00 per hour for partner's time
\$190.00 per hour for senior associate's time
\$180.00 per hour for associate's time

C. COLLECTIVE BARGAINING SERVICES:

\$210.00 per hour for partner's time
\$200.00 per hour for senior associate's time
\$190.00 per hour for associate's time

D. SPECIAL PROJECT WORK (e.g., work in relation to which the fee is reimbursable to the Village from a third party):

\$225.00 per hour for partner's time
\$215.00 per hour for senior associate's time
\$205.00 per hour for associate's time

E. DEBT ISSUANCE WORK:

To be negotiated based on the complexity of the financing and whether an opinion is required relative to the debt issuance, but not less than the greater of twenty hundredths of a percent (0.20%) of the amount of the debt issue or \$1,500.00 (the same as last year).

F. SPECIAL ASSESSMENTS:

Four percent (4%) of the estimated cost of construction or five percent (5%) of the actual cost of construction, whichever is less, plus property acquisition costs; which is built into the special assessment project costs (the same fee since 1999).

G. SPECIAL SERVICE AREAS:

Two percent (2%) of the estimated cost of construction or the general services hourly rate fee, whichever is greater; which is built into the special service area project costs.

H. MISCELLANEOUS EXPENSES:

Miscellaneous expenses incurred are billed as follows:

Copying -	\$0.20 per page
Printing -	actual cost
Delivery -	actual cost
Filing fees -	actual cost
Mileage -	not charged
Computer research -	actual cost
Secretarial -	not charged
Facsimile -	\$1.00 for the first page and \$0.25 for each additional page

Tab 3

KLEIN, THORPE AND JENKINS, LTD.

REFERENCES

Municipal Clients

Village of Burr Ridge - (630) 654-8181
Steven S. Stricker, Village Administrator
7660 S. County Line Road
Burr Ridge, IL 60527
sstricker@burr-ridge.gov

Village of Carpentersville - (847) 551-3475
Craig G. Anderson, Village Manager
1200 L.W. Besinger Road
Carpentersville, IL 60110-2097
canderson@vil.carpentersville.il.us

Village of Clarendon Hills - (630) 323-3500
Robert Bahan, Village Manager (ext. 20)
1 North Prospect Avenue
Clarendon Hills, IL 60514-1291
rbahan@clarendonhills.us

Village of Lombard - (630) 620-5700
Dave Hulseberg, Village Manager
255 E. Wilson Avenue
Lombard, IL 60148
hulsebergd@villageoflombard.org

Village of Maywood - (708) 450-6300
Jason Ervin, Village Manager
40 E. Madison Street
Maywood, Illinois 60153
jervin@maywood-il.org

Village of Mount Prospect - (847) 392-6000
Michael Janonis, Village Manager
50 S. Emerson Street
Mt. Prospect, IL 60056
mjanonis@mountprospect.org

Village of Northfield - (847) 441-3852
Stacy Alberts Sigman, Village Manager
361 Happ Road
Northfield, IL 60093-3482
ssigman@northfieldil.org

City of Oak Forest - (708) 687-4050
Hank Kuspa, Mayor
15440 S. Central Ave.
Oak Forest, IL 60452-2195
hkuspa@oak-forest.org

Village of Orland Park - (708) 403-6100
Paul Grimes, Village Manager
14700 S. Ravinia Ave.
Orland Park, IL 60462
pgrimes@orland-park.il.us

City of Park Ridge - (847) 318-5205
Jim Hock, City Manager
505 Butler Place
Park Ridge, IL 60068
jhock@parkridge.us

Village of Palos Park - (708) 448-2700
Patricia L. Jones, Village Administrator
8999 W. 123rd Street
Palos Park, IL 60464
pjones@palospark.org

Village of Peotone - (708) 258-3279
George Gray, Village Administrator
208 E. Main Street
Peotone, IL 60468
admin@villageofpeotone.com

Village of River Forest - (708) 366-8500
Steven Gutierrez - Village Administrator
400 Park Avenue
River Forest, Illinois 60305-1798
sgutierrez@river-forest.us

Village of Riverside – (708) 447-2700
Peter Scalera – Village Manager
27 Riverside Road
Riverside, Illinois 60546
pscalera@riverside.il.us

Village of Tinley Park - (708) 444-5000
Scott Niehaus, Village Manager
16250 S. Oak Park Ave.
Tinley Park, IL 60477
sniehaus@tinleypark.org

Village of Western Springs - (708) 246-1800
Patrick R. Higgins, Village Manager
740 Hillgrove Ave.
Western Springs, IL 60558
prhiggins@wsprings.com

Village of Wheeling - (847) 459-2600
Michael Crotty, Director of Human Resources
2 Community Boulevard
Wheeling, IL 60090
mcrotty@wheelingil.gov

School Clients

Dr. Robert Carlo – (630) 968-7505
Superintendent
Darien School District No. 61
7414 South Cass Avenue
Darien, Illinois 60561
bcarlo@darien61.org

Dr. Bruce Lane – (847) 455-4413
Mannheim School District 83
10401 West Grand Avenue
Franklin Park, IL 60131
lanebruce@d83.org

Dr. Michael Egan – (847) 438-2831
Superintendent
Lake Zurich Community Unit School District 95
400 South Old Rand Road
Lake Zurich, Illinois 60047
Mike.egan@lz95.org

Dr. Stanley Fields – (708) 795-2300
Superintendent
Berwyn South School District 100
3401 South Gunderson Avenue
Berwyn, IL 60402
sfields@bsd100.org

Robert Berger – (708) 389-1900
Superintendent
Alsip/Hazelgreen/Oak Lawn School District 126
11900 South Kostner Avenue
Alsip, IL 60803
bberger@dist126.org

Dr. Michael Byrne - (708) 532-6462
Superintendent
Kirby School District 140
16931 South Grissom Drive
Tinley Park, IL 60477
mbyrne@ksd140.org

Dr. Margaret Longo – (708) 687-3334
Superintendent
Forest Ridge School District 142
15000 South Laramie Avenue
Oak Forest, IL 60452
mlongo@d142.org

Dr. Von Mansfield – (708) 799-3000
Superintendent
Homewood-Flossmoor School District 233
999 Kedzie Avenue
Flossmoor, Illinois 60422
vmansfield@hfhighschool.org

Dr. Kent Mutchler - (630) 463-3010
Superintendent
Geneva Community Unit School District No. 304
227 North Fourth Street
Geneva, IL 60134
kmutchler@geneva304.org

Library Clients

Kathryn LaBuda – (847) 395-0874
Library Director
Antioch Public Library District
757 North Main Street
Antioch, Illinois 60002
KLaBuda@apld.info

Detlev Pansch – (847) 382-1300
Executive Director
Barrington Area Public Library District
505 North Northwest Highway
Barrington, Illinois 60010
dpansch@barringtonarealibrary.org

Mr. Dan Armstrong – (847) 362-2330
Cook Memorial Public Library District
413 N. Milwaukee Avenue
Libertyville, IL 60048
darmstrong@cooklib.org

Ms. Sandra Norlin – (847) 827-5551
Library Director
Des Plaines Public Library
Library Plaza
1501 Ellinwood Street
Des Plaines, IL 60016-4553
snorlin@dppl.org

Rodger Brayden – (708) 366-7171
Library Director
Forest Park Public Library
7555 Jackson Boulevard
Forest Park, Illinois 60130
rbrayden@fppl.org

Ms. Kathryn Vojtech
Team Administrator
Glenside Public Library District
25 East Fullerton Avenue
Glendale Heights, Illinois 60139
ghdadmin@glensidepld.gov

Ms. Bob Watson – (847) 356-7711
Head of Administrative Services
Lake Villa District Library
1001 East Grand Avenue
Lake Villa, Illinois 60046
bwatson@lvdl.org

Ms. Linda Weiss – (847) 663-1234
Library Director
Niles Public Library District
6960 West Oakton Street
Niles, Illinois 60714
lweiss@nilslibrary.org

Sarah A. Long – (847) 459-1300
Executive Director
North Suburban Library System
200 West Dundee Road
Wheeling, IL 60090-2799
slong@nsls.info

Chadwick T. Raymond – (847) 272-6224
Executive Librarian
Northbrook Public Library
1201 Cedar Lane
Northbrook, Illinois 60062
cray@northbrook.info

Ms. Sandra D. Hill – (630) 834-1164
Director
Villa Park Public Library
305 South Ardmore Avenue
Villa Park, Illinois 60181
shill@villapark.lib.il.us

KLEIN, THORPE AND JENKINS, LTD.

CLIENT LIST

CITIES

City of Aurora
City of Braidwood
City of Chicago
City of Des Plaines
City of Elgin
City of Lake Forest
City of Moline
City of Naperville
City of Oak Forest
City of Palos Heights
City of Park Ridge (including
The Board of Fire and Police
Commissioners)
City of Peru
City of South Beloit
City of Waukegan
City of Wood Dale

Village of Mount Prospect
Village of Northbrook
Village of Northfield
Village of Oak Brook
Village of Oak Park
Village of Orland Park
Village of Palos Park
Village of Park Forest
Village of Peotone
Village of Riverside
Village of River Forest
Village of Schaumburg
Village of Skokie
Village of Tinley Park
Village of Villa Park
Village of West Dundee
Village of Western Springs
Village of Wheeling
Village of Willow Springs

VILLAGES

Village of Barrington
Village of Bellwood
Village of Bourbonnais
Village of Bradley
Village of Burr Ridge
Village of Bensenville
Village of Carpentersville
Village of Clarendon Hills
Village of Crestwood
Village of Downers Grove
Village of Forest Park
Village of Glenview
Village of Hopkins Park
Village of Lisle
Village of La Grange
Village of Lombard (including The
Board of Fire and Police Commissioners)
Village of Hoffman Estates
Village of Maywood
Village of Minooka

SCHOOL DISTRICTS

Leland Community Unit School District 1
Mazon-Verona-Kinsman Elementary
School District 2C
Ohio School District 17
Lombard School District 44
Downers Grove Public School District 58
Darien Public School District 61
Mannheim School District 83
Lake Zurich Community Unit School
District 95
Downers Grove High School District 99
Spring Valley School District 99
Berwyn School District 100
Willow Springs School District 108
Lemont-Bromberek School District 113A
Palos Park School District 118
Peru School District 124
Alsip School District 126

Worth School District 127
 Patton School District 133
 Kirby School District 140
 Forest Ridge School District 142
 Midlothian School District 143
 Seneca Township High School
 District 160
 Matteson School District 162
 Park Forest-Chicago Heights
 School District 163
 Seneca Community Consolidated School
 District 170
 Quincy School District 172
 North Boone Community Unit
 School District 200
 Minooka School District 201
 Naperville Community Unit School
 District 203
 Milton Pope School District 210
 Community High School District 218
 Niles Township High School District 219
 Rich Township High School District 227
 Consolidated High School District 230
 Homewood-Flossmoor Community High
 School District 233
 Ridgewood High School District 234
 Mendota Community High School
 District 289
 Community Unit School District 300
 Geneva Community Unit School
 District 304
 Ohio High School District 505
 Mid-Valley Special Education Cooperative

MUNICIPAL CONFERENCES

West Central Municipal Conference

LOCAL LIBRARY BOARDS OF TRUSTEES

City of Palos Heights
 Village of Bloomingdale
 Village of Clarendon Hills
 Village of Chicago Ridge

Village of Downers Grove
 Village of Elmwood Park
 Village of Flossmoor
 Village of Forest Park
 Village of Glen Ellyn
 Village of LaGrange
 Village of Lyons
 Village of Matteson
 Village of Midlothian
 Village of Northbrook
 Village of Orland Park
 Village of River Forest
 Village of Tinley Park
 Village of Villa Park
 Village of Western Springs
 Village of Westmont
 Village of Woodridge

LIBRARY DISTRICTS

Antioch Public Library District
 Barrington Public Library District
 Beecher Public Library District
 Broadview Public Library District
 Cook-Memorial Public Library District
 Crete Public Library District
 Dixmoor Public Library District
 Eisenhower Public Library District
 Ford Heights Public Library District
 Frankfort Public Library District
 Franklin Park Public Library District
 Glenside Public Library District
 Glenwood-Lynwood Public Library District
 Grande Prairie Public Library District
 Green Hills Public Library District
 Huntley Area Public Library District
 Lake Villa Public Library District
 Niles Public Library District
 Northlake Public Library District
 Oak Lawn Public Library District
 Palatine Public Library District
 Phoenix Public Library District
 Prairie Trails Public Library District
 River Grove Public Library District
 Roselle Public Library District

Summit Public Library District
University Park Public Library District
(formerly Park Forest South Public
Library District)
Worth Public Library District

LIBRARY SYSTEMS

Alliance Library
North Suburban Library System

SANITARY DISTRICTS

Northfield Woods Sanitary District
Rock River Water Reclamation District
South Palos Township Sanitary District

FIRE PROTECTION DISTRICTS

Orland Park Fire Protection District
Palos Fire Protection District (Special
Counsel)

Somonauk Fire Protection District (Special
Counsel)
Wood Dale Fire Protection District Number 1
(Pension Board)

PARK DISTRICTS

Woodridge Park District

PUBLIC FACILITIES CORPORATIONS

Lombard Public Facilities Corporation

COUNTY

Lake County State's Attorney Office
Will County Special Assistant State's Attorney

STATE

Illinois Department of Human Services

Tab 4

LITIGATION PRACTICE

KTJ provides its clients with a wide range of litigation services.

Of course, the primary aim of litigation defense is to remove the municipal client from the litigation with as little cost as possible. But, in certain cases, settlement or pre-trial disposing of a case is impossible. KTJ has a stellar history in defense as well as prosecutions.

A few of our recent successes at trial illustrate our ability to successfully try a wide variety of municipal cases:

- KTJ successfully defended a multi-year litigation at trial in the Northern District of Illinois. *Orlowski v. Eriksen* (N.D. Ill. 2009). The plaintiff alleged excessive force, false arrest, and malicious prosecution against the Defendant police officer. The Plaintiff sought hundreds of thousands of dollars in lost wages and physical and emotional pain and suffering. After success on obtaining a directed verdict on the malicious prosecution count, the Defense successfully obtained a jury verdict of zero dollars against the Defendant Officers, including no Section 1988 fees paid to Plaintiff's counsel.
- KTJ obtained a directed verdict in favor of Orland Park and the Defendant police officer on all counts in an action arising from an automobile accident between the Plaintiffs and an Orland Park Police Department squad car. Plaintiffs were claiming severe and permanent injuries as a result of the collision. *Stehlik v. Orland Park* (Cir. Ct. Cook Cty. 2009). After argument on directed verdict, Judge Robert Lopez Cepero granted a directed verdict in favor of the Village and the Defendant officer on all counts, thereby taking the decision away from the jury after ten (10) days of trial, an extraordinary remedy that is not often exercised by the courts.
- KTJ obtained a judgment in favor of the Village of Burr Ridge pursuant to a public nuisance complaint arising from the discharge of raw sewage into a creek within the Village. *Burr Ridge v. Missbrenner* (Cir. Ct. Cook Cty. 2009). The Village requested a mandatory injunction requiring the occupant to repair the septic system or connect to the Village's sanitary sewer system. After two (2) days of trial, the Honorable Judge William O. Maki found in favor of the Village and found that the condition of the property was detrimental to the public health, safety, and welfare. The court granted the Village's request for a mandatory injunction, ordered the Village to connect the home on the property to the Village's sanitary sewer system with the costs of such connection to be borne by the defendants.
- KTJ obtained an order on behalf of Northfield requiring British Petroleum to pay a fine of \$15,000 for failure to comply the village code with respect to abandoned gas stations. *Vill. of Northfield v. B.P. America, Inc.* (Cir. Ct. Cook Cty. 2009).

- KTJ successfully defended the revocation of a business license for Mount Prospect on administrative review. *Young Vernon v. Mt. Prospect*, (Cir. Ct. Cook Cty. 2009). Plaintiff, an owner of a massage parlor, filed a complaint for administrative review after the Village revoked its business license. Employees of Plaintiff were arrested during a police undercover sting investigating alleged prostitution on the premises. The Village revoked Plaintiff's business license due to the unlawful conduct performed on the premises of Plaintiff's business. After a hearing on administrative review, the Circuit Court of Cook County ruled in favor of the Village's revocation of Plaintiff's business license, finding the Village had discretion, under its Village code, to revoke the Plaintiff's business license as a result of the conduct that occurred on the premises of Plaintiff's business.
- KTJ successfully defended a two-week trial on Section 1983 excessive force, unlawful arrest, and federal Rehabilitation Act claims brought by a hard-of-hearing arrestee against the Village of Wheeling and the defendant officers. *Spencer v. Dawson* (N.D. Ill. 2007). The Jury found for all defendants on all counts, specifically finding no violation of federal law in the defendant officers' decision not to bring a sign-language interpreter on an emergency call that came over the TTY.

Notwithstanding KTJ's expertise at trying cases at both the state and federal levels, KTJ has also had tremendous success in important motions to dismiss, summary judgments, TROs, hearings, and appeals. KTJ is staffed to provide litigation services of nearly every conceivable dimension within the broad scope of civil litigation and related processes. This litigation experience has led to a number of landmark public sector cases which have benefited local governments and related entities, including:

Hartz Construction v. Village of Western Springs, 391 Ill. App. 3d 75 (1st Dist. 2009) [landmark case upholding wide municipal discretion in entering into and enforcing terms of recapture agreements]; *National Rifle Ass'n of America, Inc. v. Village of Oak Park*, 617 F. Supp. 2d 752 (N.D. Ill. 2009) [holding that the Second Amendment was not incorporated through the Fourteenth Amendment against states and local governments]; *Karabetsos v. Village of Lombard*, 386 Ill. App. 3d 1020 (2d Dist. 2008) [finding that a Fourteenth Amendment claim must involve an actual constitutionally protected interest, not a mere tort]; *Lombard Historical Com'n v. Village of Lombard*, 366 Ill. App. 3d 715 (2d Dist. 2006) [holding that Village Commission could not unilaterally stay the Village Trustees' decision to demolish a municipal "historically significant site"]; *Village of Western Springs v. First United Methodist Church*, 211 Ill.2d 617 (1st Dist. 2004) [place of worship required to comply with fire, building and zoning codes in order to operate a homeless shelter]; *Chavada v. Wolak*, 188 Ill.2d 394 (Ill. S.Ct. 1999) [interpreting the Illinois vacation of right-of-way statute]; *Ryan v. Board of Fire and Police Commissioners*, 176 Ill.2d 592 (Ill. S.Ct. 1998) [upholding right of Village to refuse to rescind a voluntary resignation by a police officer]; *Cohen v. City of Des Plaines*, 8 F.3d 484 (7th Cir. 1993) [treating constitutional

issues of due process and the Establishment Clause of the First Amendment within the context of municipal powers to control property use]; *Launius v. Bd. of Police & Fire Commissioners of Des Plaines*, 151 Ill. 2d 419 (1992) [nationally publicized police officer dismissal case]; *Maganuco v. Leyden Community High Sch. Dist. No. 212*, 939 F.2d 440 (1988) [landmark case interpreting a governmental body's right to restrict the use of paid sick leave and pregnancy time off through a collective bargaining agreement]; *Ryan v. Village of Oak Lawn*, 176 Ill. 2d 592, 690 N.E.2d 1387 (1998) [upholding the enforceability of the resignation of a police officer] and *Bd. of Trustees v. Krizek*, 113 Ill.App.3d (1983) [landmark case involving a dismissal of a community college faculty member.]

Such litigation continues to be a stronghold of the firm's wide ranging services, and KTJ has provided both prosecutorial and defense services to its municipal clients for many years.

ADMINISTRATIVE PROCEEDINGS

Included within the scope of the firm's litigation is an ever-expanding expertise in adversarial, administrative proceedings, such as police and fire board hearings and civil service board hearings. The firm has also represented clients in hundreds of Illinois Human Rights cases, State Board of Education and Illinois Education Labor Relations Board cases, special education hearings, Equal Employment Opportunity Commission cases, Unemployment and Worker's Compensation cases.

APPELLATE PRACTICE

The firm has always been involved in handling appeals in cases which it defended or prosecuted at the trial level. Among the representative sample of the more recent appellate case results are as follows:

1. *Hartz Construction v. Village of Western Springs*, 391 Ill. App. 3d 75 (1st Dist. 2009)
2. *Karabetsos v. Village of Lombard*, 386 Ill. App. 3d 1020 (2d Dist. 2008)
3. *Lombard Historical Com'n v. Village of Lombard*, 366 Ill. App. 3d 715 (2d Dist. 2006)
4. *Village of Western Springs v. First United Methodist Church*, 211 Ill.2d 617 (1st Dist. 2004)
5. *Village of Tinley Park v. Village of Orland Hills*, 347 Ill. App. 3d 504 (2004)
6. *O'Malley v. Village of Palos Park*, 346 Ill. App. 3d 567 (2004)
7. *Garcia v. Village of Mount Prospect*, 360 F.3d 630, (7th Cir. 2004)

8. *Krampert v. Village of Mount Prospect*, 323 Ill. App. 3d 41, (1 Dist. 2001)

You will find that our success ratio on appeals is extraordinary.

CIVIL RIGHTS LITIGATION

Because of the nature of our clients, Klein, Thorpe and Jenkins, Ltd. is involved almost daily in defending virtually all types of complex civil rights and constitutional claims and suits. These include claims involving excessive use of force, deadly force, official misconduct, false arrest and imprisonment, malicious prosecution, jail suicides, probable cause, search and seizures, invasion of privacy, high speed police pursuits, conspiracies, race and age discrimination, cruel and unusual punishment, housing discrimination, land use, the Illinois Religious Freedom Restoration Act and Religious Land Use and Institutionalized Persons Act of 2000, and the Fair Housing Act, sexual assaults and harassment, wrongful dismissal of employees and students, unfit and untrained policemen and other employees and municipal and supervisory liability. In April of 2010, KTJ secured complete summary judgment for two defendant police officers and the Village of Lombard in *Reher v. Vivo*, filed by the plaintiff in the United States District Court for the Northern District of Illinois. The plaintiff filed suit claiming false arrest and malicious prosecution. The federal court dismissed the malicious prosecution count on a motion to dismiss, and granted the defendant's motion for summary judgment after the close of discovery. Another recent example of the Firm's success in high value complex litigation is our victory on summary judgment on behalf of the City of Aurora in the matter of *I.A. Rana v. City of Aurora, et al.* where we successfully argued to the Federal Court that plaintiff's First Amendment claims had to be dismissed without the need for trial.

EMPLOYMENT/PERSONNEL

Klein, Thorpe and Jenkins, Ltd. is involved in every aspect of employment issues and employment litigation. For example, the firm represents clients in collective bargaining negotiations, grievance arbitrations and mediation, and unfair labor practice matters arising under the National Labor Relations Act and state labor relations statutes.

REAL ESTATE/ENVIRONMENTAL

Klein, Thorpe and Jenkins, Ltd. has extensive litigation experience in virtually all types of property issues that affect our clients. Its members have experience in every aspect of municipal real estate and construction law and litigation, including acquisition and development, annexation, land use, civil rights, eminent domain, condemnation, zoning, special assessments, tax increment financing, jurisdictional disconnection, leasing, lending, foreclosures, financing, and Fair Housing Act disputes.

In addition, KTJ provides expert assistance on environmental law issues to all of its clients and other attorneys and are involved in complex environmental litigation, including compliance and enforcement actions under CERCLA and RCRA.

Tab 5

Klein, Thorpe & Jenkins, Ltd.

**FIRM PUBLICATIONS, PRESENTATIONS AND
MEMBERSHIPS**

Publications

Illinois Municipal League
Author – Klein, Thorpe & Jenkins

"Handbook on Practice and Procedure in Police and Fire Disciplinary Matters"

"Manual on Conflicts of Interest and Liability of Local Elected Officials"

"Sunshine Laws - The Open Meetings and Freedom of Information Acts"

"Financing Municipal Improvements"

"Municipal Forms of Government"

"Liquor Licensing in Illinois" (in progress)

A series of articles published in the Illinois Municipal Review on the requirements of the Illinois Underground Storage Tank Program.

Publications

Illinois Institute of Continuing Legal Education
Authors/Co-authors – Klein, Thorpe & Jenkins

"Municipal Finance and Taxation", Illinois Municipal Law

"Special Assessments, Special Service Areas and Business Districts", Illinois Municipal Law

"Zoning Controls - Regulating Land Use", Illinois Land Use Law

"Governmental Financing of Development", Illinois Land Use Law

"The No Child Left Behind Act", Illinois School Law

"School Board Practices and Procedures", Illinois School Law

"Contracts and Intergovernmental Cooperation", Illinois School Law

"Teacher Discipline and Dismissal", Illinois School Law

Key Professional Activities and Associations

Professional Trainings, Workshops Seminars, and Instruction by Klein, Thorpe & Jenkins

The Illinois Tax Increment Association

The Illinois Institute for Local Government Law's Annual Conference

The Illinois Municipal League's Annual Conference

The Newly Elected Municipal Officials Conference

Annual Illinois Public Sector Labor Relations Law Programs

Annual Conference of Illinois Association of School Boards

Annual Conference of Illinois Council of School Attorneys

Annual Conference of Illinois Association of School Business Officials

Annual Conference of Illinois Administrators of Special Education

Illinois Library Association, Annual Conference

Regional workshops and conferences for the Illinois Association of School Administrators

Regional workshops and conferences of North Suburban Library System and Metropolitan Library System

Adjunct Professors

Concordia and Argosy Universities on local government law, in Doctoral and Master's programs in educational and public administration;

Guest lecturers

National Lewis, Governor's State, Concordia and Aurora Universities on local government law, in Master's programs in educational and public administration.

Associations/Memberships

Home Rule Attorneys Committee, Illinois Municipal League

Legislative Committee, Illinois Municipal League

Illinois and Chicago Bar Associations

Illinois Council of School Attorneys

National Council of School Attorneys

Illinois Leading Lawyers – Government-Related Law

AGENDA ITEM
J-2 8-2-10

Village of Carol Stream
Interdepartmental Memo

TO: Joseph E. Breinig, Village Manager
FROM: Terry Davis, Secretary *td*
DATE: July 30, 2010
RE: Carol Stream Rotary Club – Fido Fun 3K Walk
Raffle License Approval and Fee Waiver Request

The Carol Stream Rotary Club seeks permission to sell raffle tickets and conduct a raffle drawing on Sunday, September 19, 2010 at the Fido Fun Walk in conjunction with the Carol Stream Park District's Barks event. The application for a Class A raffle license (aggregate value of prizes not to exceed \$500) along with a current bond have been submitted and are available for viewing in the Clerk's office.

The Rotary Club has also submitted the attached letter respectively requesting a waiver of the license fee in accordance with Article 5, Section 10-5-6 of the Village Code that states, "All raffle license fees waived for non-profit organizations since 1990 shall automatically be waived in subsequent years...".

Please include this request for approval of the raffle license and waiver of fee on the August 2, 2010 agenda for the Village Board's review and consideration. Thank you.

td
Attachment

Robert A. McNees & Associates

ATTORNEYS AT LAW

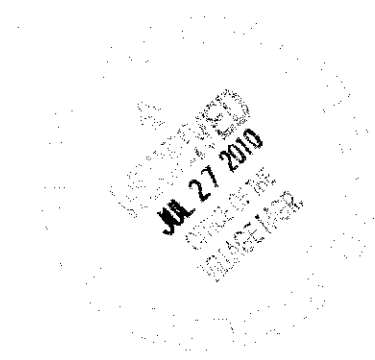
Robert A. McNees

Steven M. Kudulis

July 27, 2010

Board of Trustees
Village of Carol Stream
500 North Gary Avenue
Carol Stream, IL 60188

RE: Carol Stream Rotary Club
2010 Fido Fun 3K Walk
September 19, 2010



Dear Trustees:

Enclosed please find the Raffle License Application for a raffle to be held on September 19, 2010.

The Fido Fun Walk is a new project for our club, which is being held in conjunction with the Carol Stream Park District's Carol Stream Barks event. We will be distributing baskets of dog related products to the winners of the raffle.

The funds raised will be donated to Rotary charitable causes.

Our renewal bond was previously filed with the Village.

As in past years, we would appreciate it if the Village would waive its license fees in connection with the raffle.

Thank you for your anticipated cooperation and assistance in this matter.

Very truly yours,

Robert A. McNees & Associates

By: _____

Robert A. McNees

RAM/cj
Enc.

VILLAGE OF CAROL STREAM SCHEDULE OF BILLS

AUG 2, 2010

AGENDA ITEM
K-1 8-2-10

<u>VENDOR NAME</u>	<u>AMOUNT</u>	<u>ACCT #</u>	<u>ACCT DESCRIPTION</u>	<u>INVOICE</u>	<u>PO NUMBER</u>
AVTEX					
CITY WATCH MTC AGR 5/2010-04/20	9,500.00	01660100 52234	DUES & SUBSCRIPTIONS	SERV13140	
	9,500.00				
B & F TECHNICAL CODE					
BUILDING PLAN REVIEW-365 VILLAG	225.00	01643700 52253	CONSULTANT	31951	20110003
BUILDING PLAN REVIEW-503 THORN	895.50	01643700 52253	CONSULTANT	31957	20110003
BUILDING PLAN REVIEW720 CENTE	150.00	01643700 52253	CONSULTANT	31947	20110003
	1,270.50				
CALL ONE					
SERV FROM JUNE 15 THRU JULY 14	441.50	04201600 52230	TELEPHONE	1010-6641 7/15	
SERV FROM JUNE 15 THRU JULY 14	592.37	04101500 52230	TELEPHONE	1010-6641 7/15	
SERV FROM JUNE 15 THRU JULY 14	3,693.38	01650100 52230	TELEPHONE	1010-6641 7/15	
	4,727.25				
COMED					
SERV FRM 06/22 THRU 07/22	137.53	06320000 52248	ELECTRICITY	6675448009JUL10	
SERV FRM 6/22 THRU 07/22	17.34	06320000 52248	ELECTRICITY	7219135017JUL10	
SERV FROM 06/21 THRU 07/21	95.09	06320000 52248	ELECTRICITY	6597112015JUL10	
SERV FROM 06/21 THRU 07/21	108.64	06320000 52248	ELECTRICITY	1353117013JUL10	
SERV FROM 05/24-06/23	19.90	06320000 52248	ELECTRICITY	1603109101JUN10	
SERV FROM 06/19 THRU 07/21	33.14	04201600 52248	ELECTRICITY	2514004009JUL10	
SERV FROM 06/19 THRU 07/21	114.03	01670600 52248	ELECTRICITY	6337409002JUL10	
SERV FROM 06/19 THRU 07/21	260.11	06320000 52248	ELECTRICITY	6213120002JUL10	
SERV FROM 06/19 THRU 07/21	545.32	04101500 52248	ELECTRICITY	2496057000JUL10	
SERV FROM 06/19 THRU 07/21	763.24	04201600 52248	ELECTRICITY	0300009027JUL10	
SERV FROM 06/21 THRU 07/21	83.27	06320000 52248	ELECTRICITY	0030086009JUL10	
SERV FROM 06/21 THRU 07/21	83.27	06320000 52248	ELECTRICITY	3153036011JUL10	
SERV FROM 06/21 THRU 07/21	1,181.56	06320000 52248	ELECTRICITY	5853045025JUL10	
SERV FROM 06/21 THRU 07/22	149.84	01670600 52248	ELECTRICITY	2127117053JUL10	
SERV FROM 06/22 THRU 07/22	45.59	04101500 52248	ELECTRICITY	2073133107JUL10	
SERV FROM 06/22 THRU 07/23	75.48	04101500 52248	ELECTRICITY	0291093117JUL10	
SERV FROM 06/23-07/23	20.51	06320000 52248	ELECTRICITY	1603109101JUL10	
SERV FROM 06/24-07/26	236.39	01670600 52248	ELECTRICITY	5838596003JUL10	
SERV FROM 6/22 THRU 7/21	14.88	01670600 52248	ELECTRICITY	4483019016JUL10	
SERV FROM 6/22 THRU 7/22	135.71	01670600 52248	ELECTRICITY	0803155026JUL10	

<u>VENDOR NAME</u>	<u>AMOUNT</u>	<u>ACCT #</u>	<u>ACCT DESCRIPTION</u>	<u>INVOICE</u>	<u>PO NUMBER</u>
SERV FROM 6/22 THRU 7/22	147.64	01670600 52248	ELECTRICITY	1865134015JUL10	
	<u>4,268.48</u>				
COUNTY COURT REPORTERS INC					
PLAN COMM JULY 12TH 2010	150.00	01530000 52241	COURT REPORTER FEES	101994	
	<u>150.00</u>				
DISCOVERY BENEFITS					
FSA MONTHLY -JULY 2010	275.00	01600000 52273	EMPLOYEE SERVICES	203436	
	<u>275.00</u>				
DU COMM					
QRTLY SHARES FOR AUG THRU OC	7,108.00	01662300 52245	GENERAL COMMUNICATIONS	14129	20110027
QRTLY SHARES FOR AUG THRU OC	9,951.25	01660100 52245	GENERAL COMMUNICATIONS	14129	20110027
QRTLY SHARES FOR AUG THRU OC	11,372.75	01662400 52245	GENERAL COMMUNICATIONS	14129	20110027
QRTLY SHARES FOR AUG THRU OC	14,216.00	01664700 52245	GENERAL COMMUNICATIONS	14129	20110027
QRTLY SHARES FOR AUG THRU OC	99,512.00	01662700 52245	GENERAL COMMUNICATIONS	14129	20110027
	<u>142,160.00</u>				
DUPAGE COUNTY					
DATA PROCESSING POLICE FOR JU	250.00	01662600 52247	DATA PROCESSING	7797	
	<u>250.00</u>				
EXELON ENERGY INC					
SERV FROM 06/19/10 THRU 07/21/10	2,121.20	04201600 52248	ELECTRICITY	100559500090	
SERV FROM 6/11 THEU 7/13	176.07	04101500 52248	ELECTRICITY	100431100090-AUG	
	<u>2,297.27</u>				
FEDEX					
INV SUMMARY JULY 14 2010	22.26	01650100 52229	POSTAGE	7-155-17959	
	<u>22.26</u>				
I D E S (IL DEPT OF EMPLOYMENT SECURITY					
UMEMPLY BENF SHR APR 01-JUN 3	15,086.00	01600000 51115	UNEMPLOYMENT COMP	JULY 24 2010	20110048
	<u>15,086.00</u>				
ILLINOIS SECRETARY OF STATE					
97,95,03,95,01,00 SEIZED TITLE FEES	570.00	01664700 53317	OPERATING SUPPLIES	6 SEIZED TITLE	
99,94,95,96,96,98 TITLES FOR SEIZEI	570.00	01664700 53317	OPERATING SUPPLIES	6 TITLE FEES	
	<u>1,140.00</u>				
IMPACT NETWORKNG LLC					
SERV FOR 07/06/10 TO 08/06/10	3.33	01580000 53314	OFFICE SUPPLIES	082140 1	
SERV FOR 07/06/10 TO 08/06/10	3.92	01620100 53314	OFFICE SUPPLIES	082140 1	

<u>VENDOR NAME</u>	<u>AMOUNT</u>	<u>ACCT #</u>	<u>ACCT DESCRIPTION</u>	<u>INVOICE</u>	<u>PO NUMBER</u>
SERV FOR 07/06/10 TO 08/06/10	4.17	01590000 52226	OFFICE EQUIPMENT MAINTENAN	082140 1	
SERV FOR 07/06/10 TO 08/06/10	4.17	01650100 52226	OFFICE EQUIPMENT MAINTENAN	082140 1	
SERV FOR 07/06/10 TO 08/06/10	5.16	01600000 53314	OFFICE SUPPLIES	082140 1	
SERV FOR 07/06/10 TO 08/06/10	5.33	01662556 53314	OFFICE SUPPLIES	082140 1	
SERV FOR 07/06/10 TO 08/06/10	6.67	01650100 53314	OFFICE SUPPLIES	082140 1	
SERV FOR 07/06/10 TO 08/06/10	8.33	01590000 53314	OFFICE SUPPLIES	082140 1	
SERV FOR 07/06/10 TO 08/06/10	12.50	01620100 52226	OFFICE EQUIPMENT MAINTENAN	082140 1	
SERV FOR 07/06/10 TO 08/06/10	12.50	01670100 52226	OFFICE EQUIPMENT MAINTENAN	082140 1	
SERV FOR 07/06/10 TO 08/06/10	14.58	01613000 53317	OPERATING SUPPLIES	082140 1	
SERV FOR 07/06/10 TO 08/06/10	16.67	01610100 52226	OFFICE EQUIPMENT MAINTENAN	082140 1	
SERV FOR 07/06/10 TO 08/06/10	16.67	01640100 52226	OFFICE EQUIPMENT MAINTENAN	082140 1	
SERV FOR 07/06/10 TO 08/06/10	21.07	01670100 53314	OFFICE SUPPLIES	082140 1	
SERV FOR 07/06/10 TO 08/06/10	21.17	01662456 53314	OFFICE SUPPLIES	082140 1	
SERV FOR 07/06/10 TO 08/06/10	21.17	01662756 53314	OFFICE SUPPLIES	082140 1	
SERV FOR 07/06/10 TO 08/06/10	21.83	01640100 53314	OFFICE SUPPLIES	082140 1	
SERV FOR 07/06/10 TO 08/06/10	36.08	01612900 53317	OPERATING SUPPLIES	082140 1	
SERV FOR 07/06/10 TO 08/06/10	42.42	01660100 53314	OFFICE SUPPLIES	082140 1	
SERV FOR 07/06/10 TO 08/06/10	42.42	01664756 53314	OFFICE SUPPLIES	082140 1	
SERV FOR 07/06/10 TO 08/06/10	87.50	01610100 53317	OPERATING SUPPLIES	082140 1	
SERV FOR 07/06/10 TO 08/06/10	132.50	01662656 53314	OFFICE SUPPLIES	082140 1	
	540.16				
ITRON INC					
MTC ON HARDWARE/SOFTWR W&S	521.14	04103100 52221	UTILITY BILL PROCESSING	150966	20110009
MTC ON HARDWARE/SOFTWR W&S	521.14	04203100 52221	UTILITY BILL PROCESSING	150966	20110009
	1,042.28				
PAHCS II/ CENTRAL DUPAGE BUSINESS HEALTH					
DRUG SCREEN AND PHYSICAL	251.00	01600000 52225	EMPLOYMENT PHYSICALS	107214	
	251.00				
THE SABAN COMPANY					
DOORS AT WELL #3 AND #4	671.00	04201600 52244	MAINTENANCE & REPAIR	94143	20110023
DOORS AT WELL #3 AND #4	758.00	04201600 52244	MAINTENANCE & REPAIR	94142	20110023
	1,429.00				
U S POST OFFICE					
BUSINESS REPLY ACCT-REPLENISH	100.00	01650100 52229	POSTAGE	BR2128-001	
	100.00				
	184,509.20				

The preceding list of bills payable totaling \$184,509.20 was reviewed and approved for payment.

Approved by:



Joel Breinig - Village Manager

Date: 7/30/10

Authorized by:

Frank Saverino Sr – Mayor

Beth Melody, Village Clerk

Date: _____

AGENDA ITEM

K-2 8-2-10

ADDENDUM WARRANTS July 20, 2010 to August 2, 2010

Fund	Check #	Vendor	Description	Amount
General	A C H	Charter One Bank	Payroll July 12, 2010 to July 25, 2010	451,721.86
Water & Sewer	A C H	Charter One Bank	Payroll July 12, 2010 to July 25, 2010	28,200.93
General	A C H	Ill Funds	Dupage Water Commission - June 2010	<u>215,448.57</u>
				<u>695,371.36</u>

Approved this _____ day of _____, 2010

By: _____
Frank Saverino Sr - Mayor

Beth Melody - Village Clerk

**VILLAGE OF CAROL STREAM
REVENUE / EXPENDITURE STATEMENT
FOR 2 MONTHS ENDED JUNE 30, 2010**

**AGENDA ITEM
L-4 8-2-10**

FUND	REVENUE			EXPENDITURES			NET MONTHLY REV. - EXPEND.
	BUDGET	MONTH	Y.T.D.	BUDGET	MONTH	Y.T.D.	
GENERAL CORPORATE	21,265,621	1,898,952.58	3,227,977.99	21,265,621	1,841,782.91	3,339,377.57	57,169.67
WATER & SEWER O/M	10,605,150	615,455.73	1,115,751.20	9,903,949	507,255.09	804,520.29	108,200.64
MOTOR FUEL TAX	1,996,402	85,965.00	174,749.52	1,996,402	255,367.97	255,367.97	(169,402.97)
GENERAL CORPORATE - CIP	3,304,000	57,876.53	100,645.60	3,304,000	1,893.30	2,093.30	55,983.23
GENEVA CROSSING - TIF	540,817	176,773.73	176,784.76	369,660	78,330.00	78,330.00	98,443.73
TOTAL	37,711,990.00	2,835,023.57	4,795,909.07	36,839,632.00	2,684,629.27	4,479,689.13	150,394.30

FISCAL BASIS

	EARNED/MONTH		EARNED/YEAR-TO-DATE		COLLECTIONS
	FY 09	FY 10	FY 09	FY 10	
SALES TAX	475,658.87	495,196.29	5,387,549.30	4,797,924.40	MAR 2010
HOME RULE SALES TAX	167,069.72	153,567.12	1,879,754.07	1,631,794.74	MAR 2010
UTILITY TAX - COM ED	132,825.65	124,695.76	132,825.65	124,695.76	MAY 2010
UTILITY TAX - TELECOM.	145,151.41	148,626.49	1,705,805.63	1,595,445.36	MAR 2010
USE TAX - NATURAL GAS	29,337.71	25,005.94	29,337.71	25,005.94	MAY 2010
INCOME TAX	300,705.58	300,767.46	1,860,450.14	1,650,746.06	NOV 2009

BILLINGS/MONTH		BILLINGS/YEAR-TO-DATE	
FY 10	FY 11	FY 10	FY 11

WATER	404,403.14	365,949.87	674,296.36	667,623.34
SEWER	244,212.68	204,179.17	414,006.68	380,954.89

CASH RECEIPTS/MONTH		CASH RECEIPTS/YEAR-TO-DATE	
FY 10	FY 11	FY 10	FY 11

WATER & SEWER	464,821.89	484,682.05	896,415.49	989,227.91
---------------	------------	------------	------------	------------

The Village is on a modified accrual basis of accounting and financial reporting.

**VILLAGE OF CAROL STREAM
BALANCE SHEET**

JUNE 30, 2010

FUND	CASH	INVESTMENTS	OTHER ASSETS	TOTAL ASSETS	LIABILITIES	ADJ.FUND BAL.	LIAB. & EQUITY
GENERAL CORPORATE	3,989,428.92	11,314,585.66	6,693,403.76	21,997,418.34	2,237,812.71	19,759,605.63	21,997,418.34
WATER & SEWER	2,597,544.61	14,432,759.91	41,866,162.85	58,896,467.37	6,416,050.37	52,480,417.00	58,896,467.37
MOTOR FUEL TAX	52,130.37	2,336,145.12	88,366.93	2,476,642.42	140,906.85	2,335,735.57	2,476,642.42
GENERAL CORPORATE - CIP		17,816,715.20	28,018.35	17,844,733.55	111,001.17	17,733,732.38	17,844,733.55
GENEVA CROSSING - TIF*	1,439,936.34	0.00	59,188.67	1,499,125.01	0.00	1,499,125.01	1,499,125.01
TOTAL	8,079,040.24	45,900,205.89	48,735,140.56	102,714,386.69	8,905,771.10	93,808,615.59	102,714,386.69

* Funds invested in Wells Fargo Bank money market fund.