

# Village of La Grange



**VILLAGE BOARD MEETING**

**MONDAY, JANUARY 23, 2006**

**7:30 p.m.**

Village Hall Auditorium

53 South La Grange Road

La Grange, IL 60525

Elizabeth M. Asperger  
Village President

Robert N. Milne  
Village Clerk

VILLAGE OF LA GRANGE  
BOARD OF TRUSTEES REGULAR MEETING

Village Hall Auditorium  
53 South La Grange Road  
La Grange, IL 60525

AGENDA

Monday, January 23, 2006 – 7:30 p.m.

1. CALL TO ORDER AND ROLL CALL

*President Elizabeth Asperger  
Trustee Richard Cremieux  
Trustee Mike Horvath  
Trustee Mark Langan  
Trustee Tom Livingston  
Trustee Nicholas Pann  
Trustee Barb Wolf*

2. PRESIDENT'S REPORT

*This is an opportunity for the Village President to report on matters of interest or concern to the Village.*

- A. Employee Recognition - Firefighter Ken Straube – 45 Years of Service
- B. Employee Recognition - Firefighter John Kurtz – 27 Years of Service
- C. Employee Recognition – Police Officer Duane Murray – 25 Years of Service
- D. Employee Recognition – Police Sergeant Marge Kielczynski – 25 Years of Service

3. PUBLIC COMMENTS REGARDING AGENDA ITEMS

*This is the opportunity for members of the audience to speak about matters that are included on this Agenda.*

4. OMNIBUS AGENDA AND VOTE

*Matters on the Omnibus Agenda will be considered by a single motion and vote because they already have been considered fully by the Board at a previous*

*meeting or have been determined to be of a routine nature. Any member of the Board of Trustees may request that an item be moved from the Omnibus Agenda to Current Business for separate consideration.*

- A. Easement Agreement – 90 S. Sixth Avenue, Utility System Relocation Project
- B. Amendment – Engineering Services Agreement, Utility System Relocation Project
- C. Resolution – Comcast Settlement Agreement
- D. For – Profit Solicitation
- E. Consolidated Voucher 051226
- F. Consolidated Voucher 060109
- G. Consolidated Voucher 060123
- H. Minutes of the Special Village Board Meeting on Friday, October 14, 2005 and Saturday, October 15, 2005
- I. Minutes of the Executive Committee Workshop on Monday, November 14, 2005
- J. Minutes of the Executive Committee Workshop on Monday November 28, 2005
- K. Minutes of the Village of La Grange Board of Trustees Regular Meeting, Monday, December 12, 2005

5. CURRENT BUSINESS

*This agenda item includes consideration of matters being presented to the Board of Trustees for action.*

6. MANAGER’S REPORT

*This is an opportunity for the Village Manager to report on behalf of the Village Staff about matters of interest to the Village.*

7. PUBLIC COMMENTS REGARDING MATTERS NOT ON AGENDA

*This is an opportunity for members of the audience to speak about Village related matters that are not listed on this Agenda.*

8. EXECUTIVE SESSION

*The Board of Trustees may decide, by a roll call vote, to convene in executive session if there are matters to discuss confidentially, in accordance with the Open Meetings Act.*

9. TRUSTEE COMMENTS

*The Board of Trustees may wish to comment on any matters.*

10. ADJOURNMENT

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The Village of La Grange is subject to the requirements of the Americans with Disabilities Act of 1990. Individuals with disabilities who plan to attend this meeting and who require certain accommodations so that they can observe and/or participate in this meeting, or who have questions, regarding the accessibility of the meeting or the Village's facilities, should contact the Village's ADA Coordinator at (708) 579-2315 promptly to allow the Village to make reasonable accommodations for those persons.

**PRESIDENT'S REPORT**

VILLAGE OF LA GRANGE  
Fire Department

**BOARD REPORT**

TO: Village President, Village Clerk, and  
Board of Trustees and Village Attorney

FROM: Robert J. Pilipiszyn, Village Manager and  
David W. Fleege, Fire Chief

DATE: January 23, 2006

RE: **FIREFIGHTER KEN STRAUBE – 45 YEARS OF SERVICE**

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At tonight's meeting we will take a moment to recognize a Village employee who has reached a milestone in his service to our community. Firefighter Ken Straube of the La Grange Fire Department has served as a Paid-On-Call member of the Department for 45 years.

Ken, a life long resident of La Grange, began his work with the fire department before he was 18 years of age when his parents agreed to sign a consent form. He assisted with general duties around the firehouse. He has remained an active participant with the Department, responding to fire scenes and providing general support assistance at the emergency.

Please join us in recognizing Firefighter Ken Straube for his 45 years of faithful and dedicated service to the Village of La Grange.

2-A

VILLAGE OF LA GRANGE  
Fire Department

**BOARD REPORT**

TO: Village President, Village Clerk, and  
Board of Trustees and Village Attorney

FROM: Robert J. Pilipiszyn, Village Manager and  
David W. Fleege, Fire Chief

DATE: January 23, 2006

RE: **FIREFIGHTER JOHN KURTZ – 27 YEARS OF SERVICE**

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At tonight's meeting we will take a moment to recognize a Village employee who has reached a milestone in his service to our community. Firefighter John Kurtz of the La Grange Fire Department has served as a Paid-On-Call member of the Department for 27 years.

John became interested in firefighting when he was a senior in college, when he had the opportunity to live at the campus firehouse. Following graduation, as a resident of Forest Park, he joined their fire department as a Paid-On-Call. After he married and began to have a family he moved to La Grange and joined the Department. He has remained an active participant with the Department, responding to fire scenes and providing general support assistance at the emergency.

Please join us in recognizing Firefighter John Kurtz for his 27 years of faithful and dedicated service to the Village of La Grange.

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VILLAGE OF LA GRANGE  
Police Department

**BOARD REPORT**

TO: Village President, Village Clerk,  
Board of Trustees and Village Attorney

FROM: Robert J. Pilipiszyn, Village Manager and  
Michael A. Holub, Chief of Police

DATE: January 9, 2006

RE: **POLICE OFFICER DUANE MURRAY – 25 YEARS OF SERVICE**

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At tonight's meeting we take a moment to recognize a Village employee who has reached a milestone in his career. On November 1, 2005 Police Officer Duane Murray of the La Grange Police Department completed 25 years of service to our community.

Duane Murray began his law enforcement career with the La Grange Police Department on November 1, 1980 and was quickly recognized for his attention to detail and thoroughness. During his career, he gained technical training and special skills in traffic accident reconstruction, and evidence collection.

Officer Murray is known to be one of the best report writers on the department, and he is quite detail oriented and methodical in his approach to documentation. His reports and drawings serve as excellent examples for newer officers. Officer Murray is presently assigned to general patrol duties on the day shift, and he continues to be a valuable asset to the members of the police department, and the Village of La Grange

Please join us in recognizing Officer Duane Murray for his 25 years of dedicated service to the Village of La Grange.

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VILLAGE OF LA GRANGE  
Police Department

**BOARD REPORT**

TO: Village President, Village Clerk,  
Board of Trustees and Village Attorney

FROM: Robert J. Pilipiszyn, Village Manager and  
Michael A. Holub, Chief of Police

DATE: January 9, 2006

RE: **POLICE SERGEANT MARGE KIELCZYNSKI – 25 YEARS OF SERVICE**

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At tonight's meeting we take a moment to recognize a Village employee who has reached a milestone in her career. Police Sergeant Marge Kielczynski of the La Grange Police Department will, on January 16, 2006, have completed 25 years of service to our community.

Marge Kielczynski began her police career in Mount Prospect, Illinois and later joined the La Grange Police Department on January 16, 1981. Most recently, Sgt. Kielczynski has headed up our B.A.D.G.E. Project by coordinating with the various agencies involved in making La Grange a safer place for our youth.

Marge is quite well known in the Village for her networking and her interaction with various community groups. She is a Patrol Sergeant, presently assigned to the afternoon shift, and her knowledge of the Village and familiarity with residents is something that she has been able to share with her subordinates. Her efforts to motivate others does not stop there, however, and she will always find the time to counsel others on police matters.

Please join us in recognizing Sgt. Marge Kielczynski for her 25 years of dedicated service to the Village of La Grange.

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**OMNIBUS VOTE**

VILLAGE OF LA GRANGE  
Administrative Offices

**BOARD REPORT**

TO: Village President, Village Clerk,  
Village Board of Trustees and Village Attorney

FROM: Robert J. Pilipiszyn, Village Manager  
Sharon L. Peterson, Assistant Village Manager

DATE: January 23, 2006

RE: **EASEMENT AGREEMENT – 90 S. SIXTH AVENUE, UTILITY SYSTEM  
RELOCATION PROJECT**

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As part of the Utility System Relocation Project, it was necessary for the Village to obtain a utility easement from the Carriage Place Condominiums at 90 S. Sixth Avenue. The burial of overhead utilities required the relocation and installation of utility equipment at grade level. These equipment cabinets are generally located on Village property in between the parking structure and the condominium building. However, to satisfy ComEd construction standards (access and clearance), the placement of these cabinets and enclosed work area would encroach upon the condominium property. This encroachment required the acquisition of a utility easement from the condominium association.

Village staff and Village Engineer Tom Heuer have worked extensively and cooperatively with the Board of Directors of the condominium association to discuss and coordinate the Village's needs, construction impact and fair and reasonable consideration for the easement. In return for the inconvenience and displacement of condominium parking caused by construction of the Utility System Relocation Project and the parking structure, and for a permanent utility easement to occupy part of the northernmost portion of their property, the Village has agreed to: (1) reconstruct their parking area disturbed by construction; (2) reconstruct a portion of their parking area unaffected by construction; (3) bury overhead service lines and restore their landscaped courtyard disturbed by construction; (4) install fencing to isolate and plant two trees to screen the cabinets; and (5) provide for installment payments to the Village for the cost of reconstructing the balance of their parking area paid for at the sole expense of the association. These considerations were presented and explained at the Village Board meeting on November 28 as part of a change order request under the Utility System Relocation Project contract.

An easement agreement was prepared by the Village Attorney and subsequently tendered to the Carriage Place Condominium Association for input and consideration. The Condominium Association approved the final agreement at a special meeting on December 13, 2005. Attached for your consideration is the easement agreement for the property at 90 S. Sixth Avenue.

It is our recommendation that the easement agreement be approved.

4-A

This Document Prepared by  
and after Recording Return To:

Mark E. Burkland  
Holland & Knight LLP  
131 South Dearborn, 30th Floor  
Chicago, IL 60603

This Space for Recorder's Use Only

## EASEMENT AGREEMENT

THIS AGREEMENT is dated as of the \_\_\_\_ day of \_\_\_\_\_ 2005, and is made by, between, and among the VILLAGE OF LA GRANGE, an Illinois municipal corporation (the "Village"), the CARRIAGE PLACE CONDOMINIUM ASSOCIATION, an Illinois not-for-profit corporation (the "Grantor");

WHEREAS, the underlying condominium property over which the Grantor has jurisdiction is located in the Village of La Grange, County of Cook and State of Illinois, which real property is legally described in Exhibit A attached to and by this reference made a part of this Agreement (the "Property"); and

WHEREAS, in connection with the Village's proposed construction of a parking structure (the "Construction"), the Village intends to use the portion of the Property legally described in Exhibit B and depicted in Exhibit C, which Exhibits B and C are attached to and by this reference made a part of this Agreement (the "Easement Premises") for the installation, construction, maintenance, and relocation of utilities facilities, including without limitation electric lines, telephone lines, and CATV and other communications services (the "Utilities") related to the Construction; and

IN CONSIDERATION of the recitals, mutual covenants, and agreements set forth in this Agreement, and other good and valuable consideration the receipt and sufficiency of which are hereby acknowledged, the Village and the Grantor agree as follows:

1. Grant of Easement. The Grantor hereby grants, conveys, and warrants to the Village a perpetual non-exclusive easement in, at, over, along, across, through, and upon the Easement Premises to survey, construct, install, extend, use, operate, maintain, test, inspect, repair, alter, remove, replace, and abandon in place (collectively "Installation and Maintenance") the Utilities and any related improvements thereto, together with all reasonable rights of ingress and egress over, along, upon, and across the Easement Premises and the Property necessary for the rights granted in this Agreement.

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2. Installation and Maintenance. The Village agrees that Installation and Maintenance activity shall be undertaken and completed in a good and workmanlike manner, all at the expense of the Village. Installation and Maintenance shall be conducted by, or pursuant to contracts or agreements with, the Village and pursuant to plans approved by the Village.

3. Restoration. After completion of any Installation and Maintenance activity by the Village or its authorized agents, servants, employees, contractors, or persons acting pursuant to contracts or agreements with the Village, the Village shall restore, all at the expense of the Village or its authorized agents, all plantings, landscaping, concrete paving, and all other improvements damaged or removed as a direct result of the Installation to a condition as near as practicable to their condition immediately preceding the Installation and Maintenance (the "Restoration").

4. Hold Harmless. The Village agrees to indemnify, defend, and hold Grantor, including all of the Association's unit owners, harmless from and against any liabilities, losses, claims, causes of action, suits, damages, demands, costs, and expenses (including reasonable attorneys' fees) for injury to persons or property damage or any other loss that arises directly from the acts or failure to act as the case may be of the Village or its authorized agents, servants, employees, or contractors, for the Installation and Maintenance and Restoration within the Easement Premises, the Temporary Easement Premises, or anywhere else on the Property.

5. No Impairment of Easement Premises by Grantors. The Grantors shall not use, or grant others any right to use, the Easement Premises in a manner that would interfere with the exercise by the Village of the rights granted herein without the prior express written consent of the Village. Additionally, the Grantors shall not build, construct, erect, or place, or grant others any right to build, construct, erect, or place, any building or other improvements, obstructions, or anything else whatsoever over the Easement Premises that would impair the exercise by the Village of the rights granted herein without the prior express written consent of the Village.

6. Further Assurances. The Grantors hereby represent and warrant that they shall take all necessary actions so that the easements contemplated by this Agreement shall be released from all liens, including but not limited to, the lien of all mortgages, mechanics' lien claims, security agreements, assignments of rents and leases, and shall execute all such documents as may be reasonably necessary to perfect the Village's right, title, and interest herein. The Village shall reasonably assist the Grantors with the such actions.

7. Easements and Covenants Run with Land. The easements and rights granted in this Agreement, the restrictions imposed by this Agreement, and the agreements and covenants contained in this Agreement shall be easements, rights, restrictions, agreements and covenants running with the land, shall be recorded against the Easement Premises and the Temporary Easement Premises, and shall be binding on and inure to the benefit of the Village and the Grantors and their respective mortgagees, lessees, heirs, executors, administrators, successors, assigns, agents, licensees, invitees, and representatives, including without limitation all subsequent owners of any portion or rights in the Easement Premises or the Temporary Easement Premises and all persons claiming under them. If any of the easements, rights, restrictions, agreements, or covenants created by this Agreement would otherwise be unlawful or void for violation of (a) the rule against perpetuities or some analogous statutory provision, (b) the rule restricting restraints on alienation, or (c) any other statutory or common law rules imposing time limits, then such easements, rights, restrictions, agreements, or covenants shall continue only until 21 years after the death of the last survivor of the now living lawful descendants of George Walker Bush, President of the United States.

8. Notices. All notices required or permitted to be given under this Agreement shall be in writing and shall be delivered (a) personally, (b) by a reputable overnight courier, or by (c) by certified mail, return receipt requested, and deposited in the U.S. Mail, postage prepaid. Unless otherwise expressly provided in this Agreement, notices shall be deemed received on the earlier of (x) actual receipt, (y) one business day after deposit with an overnight courier as shown by a receipt of deposit, or (z) three business days after deposit in the U.S. mail, as shown by a return receipt. By notice complying with the requirements of this Section, each party shall have the right to change the address or the addressee, or both, for all future notices and communications to the other party, but no notice of a change of addressee or address shall be effective until actually received.

Notices and communications to the Village shall be addressed to, and delivered at, the following addresses:

Village Manager  
Village Hall  
53 South La Grange Road  
La Grange, Illinois 60525

With a copy to:

Holland & Knight LLP  
131 South Dearborn Street, 30th Floor  
Chicago, Illinois 60603  
Attention: Mark E. Burkland

Notices and communications to the Grantors shall be addressed to, and delivered at, the following address:

To the then president of the Carriage Place Condominium Association, with a copy to the Association's managing agent, if any, and to the corporate registered agent of the corporation at their then respective

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their then respective addresses, and its/their attorney. The current president and attorney of the Association is:

Stephanie Johnston  
90 South Sixth Street, Unit 306  
La Grange, Illinois 60525

Daniel F. D'Attomo, Esq.  
Wilson & Wilson  
Attorneys At Law  
1023 West 55<sup>th</sup> Street  
Suite 110  
La Grange, Illinois 60525

10. Authorization to Execute; Execution in Counterparts. The Village represents and warrants that this Agreement has been executed by it properly authorized representative. The Grantor represents and warrants that this Agreement has been approved by a vote of not less than two-thirds of the condominium owners, by percentage interest, that comprise the Carriage Place Condominium Association. A copy of the list of condominium units and their respective percentage interests is attached to this Agreement as Exhibit E.

This Agreement may be executed in several counterparts, each of which when executed shall be deemed to be an original, but all of which together shall constitute one and the same instrument.

IN WITNESS WHEREOF, the parties hereto have caused this instrument to be executed on the date first above written.

**CARRIAGE PLACE CONDOMINIUM ASSOCIATION**

By: X *Stephanie J. Johnston*  
Name: *Stephanie J. Johnston*  
Title: *President*

Attest:  
By: *Mary Duff*  
Name: *MARY DUFF*  
Title: *Secretary*

**VILLAGE OF LA GRANGE**

4-A-4

**VILLAGE OF LA GRANGE**

By: \_\_\_\_\_  
Village President

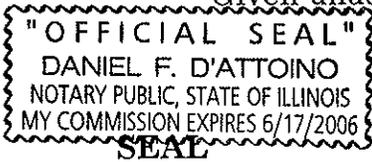
Attest: \_\_\_\_\_  
Village Clerk

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STATE OF ILLINOIS )  
 ) SS.  
COUNTY OF COOK )

The foregoing instrument was acknowledged before me on 12-13-2005, 2005, by Stephanie Johnston the President and Mary Duffy, the Secretary of the CARRIAGE PLACE CONDOMINIUM ASSOCIATION, an Association, which individuals are known to me to be the identical persons who signed the foregoing instrument as such officers of the Association for and on behalf of said Association, and that they executed the same as their free and voluntary act and deed, and as the free and voluntary act and deed of the Association, for the uses and purposes therein mentioned.

Given under my hand and official seal this 13<sup>th</sup> day of December 2005.



[Signature]  
Signature of Notary

My Commission expires: 6-17-06

STATE OF ILLINOIS )  
 ) SS.  
COUNTY OF COOK )

Elizabeth M. Asperger

The foregoing instrument was acknowledged before me on \_\_\_\_\_, 2005, by ~~Timothy Hanson~~, the Village President, and Robert Milne, the Village Clerk, of the Village of La Grange, an Illinois municipal corporation, which individuals are known to me to be the identical persons who signed the foregoing instrument as such officers of said village for and on behalf of said village and that they executed the same as their free and voluntary act and deed, and as the free and voluntary act and deed of said village for the uses and purposes therein mentioned.

Given under my hand and official seal this \_\_\_ day of \_\_\_\_\_, 2005.

\_\_\_\_\_  
Signature of Notary

SEAL

My Commission expires: \_\_\_\_\_

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## EXHIBIT A

### LEGAL DESCRIPTION OF GRANTORS' PROPERTY

Lot "A" of Consolidation of Lots 10 through 13 in Block 3 of Leiter's Addition to La Grange in the East ½ of Section 4, Township 38 North, Range 12, East of the Third Principal Meridian (excepting from the foregoing the right of the Village of La Grange and adjoining owners to the West 5 feet of the property in question taken for alley by judgment entered April 30, 1951 as Document 128638) in Cook County, Illinois.

## EXHIBIT B

### LEGAL DESCRIPTION OF EASEMENT PREMISES

THAT PART OF LOT "A", BEING A CONSOLIDATION OF LOTS 10 THROUGH 13 IN BLOCK 3 OF LEITER'S ADDITION TO LAGRANGE, AND EXCEPTING FROM SAID LOT "A" THE WEST 5 FEET TAKEN FOR PUBLIC ALLEY, LOCATED IN THE WEST 1/2 OF THE NORTHEAST 1/4 OF SECTION 4, TOWNSHIP 38 NORTH, RANGE 12 EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS: BEGINNING AT A POINT LOCATED AT THE NORTHWEST CORNER OF LOT "A", ON THE EAST LINE OF THE PUBLIC ALLEY, RUNNING THENCE SOUTH 88 DEGREES 45 MINUTES 29 SECONDS EAST, A DISTANCE OF 65 FEET ALONG THE NORTH LINE OF LOT "A", THENCE SOUTH 0 DEGREES 32 MINUTES 30 SECONDS WEST, A DISTANCE OF 5 FEET, THENCE NORTH 88 DEGREES 45 MINUTES 29 SECONDS WEST, A DISTANCE OF 65 FEET TO THE EAST LINE OF THE PUBLIC ALLEY, THENCE NORTH 0 DEGREES 32 MINUTES 30 SECONDS EAST, A DISTANCE OF 5 FEET, ALONG THE EAST LINE OF SAID PUBLIC ALLEY TO THE POINT OF BEGINNING, IN COOK COUNTY, ILLINOIS; AND

THAT PART OF LOT "A", BEING A CONSOLIDATION OF LOTS 10 THROUGH 13 IN BLOCK 3 OF LEITER'S ADDITION TO LAGRANGE, AND EXCEPTING FROM SAID LOT "A" THE WEST 5 FEET TAKEN FOR PUBLIC ALLEY, LOCATED IN THE WEST 1/2 OF THE NORTHEAST 1/4 OF SECTION 4, TOWNSHIP 38 NORTH, RANGE 12 EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHWEST CORNER OF SAID LOT "A", THENCE SOUTH 88 DEGREES 45 MINUTES 29 SECONDS EAST A DISTANCE OF 24 FEET ALONG THE NORTH LINE OF LOT "A" TO A POINT OF BEGINNING, RUNNING THENCE SOUTH 0 DEGREES 32 MINUTES 30 SECONDS WEST, A DISTANCE OF 88 FEET, THENCE SOUTH 88 DEGREES 45 MINUTES 29 SECONDS EAST, A DISTANCE OF 45.5 FEET, THENCE NORTH 0 DEGREES 32 MINUTES 30 SECONDS EAST, A DISTANCE OF 5 FEET, THENCE NORTH 88 DEGREES 45 MINUTES 29 SECONDS WEST, A DISTANCE OF 40.5 FEET, THENCE NORTH 0 DEGREES 32 MINUTES 30 SECONDS EAST, A DISTANCE OF 83 FEET, THENCE NORTH 88 DEGREES 45 MINUTES 29 SECONDS WEST, A DISTANCE OF 5 FEET, ALONG THE NORTH LINE OF LOT "A" TO THE POINT OF BEGINNING, IN COOK COUNTY, ILLINOIS.

**EXHIBIT C**

**DEPICTION OF EASEMENT PREMISES**  
(next page)

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**EXHIBIT D**

**LIST OF CARRIAGE PLACE CONDOMINIUM ASSOCIATION  
UNITS AND PERCENTAGE INTERESTS**

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VILLAGE OF LA GRANGE  
Administrative Offices

**BOARD REPORT**

TO: Village President, Village Clerk,  
Board of Trustees and Village Attorney

FROM: Robert J. Pilipiszyn, Village Manager  
Sharon L. Peterson, Assistant Village Manager

DATE: January 23, 2006

RE: **AMENDMENT - ENGINEERING SERVICES AGREEMENT  
UTILITY SYSTEM RELOCATION PROJECT**

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In June 2005, the Village Board approved an Engineering Services Agreement with Heuer and Associates in the amount of \$80,825.80 for the Utility System Relocation Project.

Mr. Heuer is requesting is an amendment (see attached) to the current engineering services agreement to recognize extra work performed within the scope of the project on behalf of the Village, as well as projected expenses required to complete the project.

A majority of the work was related to additional engineering time involved with the restoration of the Carriage Place Condominium property. A considerable amount of time was expended in planning, documenting, communicating and coordinating the expanded scope of restoration which was previously discussed by the Village Board in consideration of Change Order Request No. 5 for this project, and approved on November 28, 2005. To a lesser extent, there was extra engineering required to coordinate this project with the construction of the parking structure.

The cost of this additional work and projected expenses to complete the project is valued at \$17,194.65. (The construction phase of the project has been completed. Mr. Heuer is in the process of closing out the project.) Mr. Heuer is seeking to increase the current contract upper limit of \$80,825.80 by \$17,194.65, for a revised contract amount not to exceed \$98,020.45.

There are sufficient funds in Capital Project reserves for these additional professional services. A budget amendment reflecting the addition of this amendment to the original contract will be prepared at the end of the current fiscal year.

It is our recommendation that the Village Board approve an amendment to the current Engineering Services Agreement for the Utility System Relocation Project in the amount of \$17,194.65, for a revised contract amount not to exceed \$98,020.45.

HEUER AND ASSOCIATES  
Consulting Engineers

2315 Enterprise Drive - Suite 102  
Westchester, Illinois 60154-5811

PH: 708-492-1000  
FAX: 708-492-0700

November 18, 2005

Mr. Robert J. Pilipiszyn  
Village Manager  
Village of LaGrange  
53 South LaGrange Road  
LaGrange, Illinois 60525

Re: Amendment to the Engineering Services Agreement  
Utility System Relocation Project

Dear Mr. Pilipiszyn:

In consideration of the work that has been required to address the needs of the utility system relocation project, we have determined that an amendment to the Engineering Services Agreement will be required to receive fair compensation for completed work and work yet to be completed. In this respect, the changes to the agreement need to account for the many evolving issues associated with the project.

Most significantly, the costs associated with the planning and coordination for the restoration Carriage Place Condominium (CPC) property have exceeded original expectations. There has been a significant increase in engineering time required to aid in the preparation of communications and documentation for the CPC association, to participate in meetings and coordination with Village staff and CPC association board members, preparation of planning documents for the restoration of CPC property, preparation of contract change order documentation, coordination with the construction contractors, layout and inspection of construction operations, and the measurement and documentation of constructed improvements. The cost associated with this aspect of the work has been found to total over \$10,000. This is greater than our earlier projections, which assigned an estimated \$6,000 value to the work.

Other costs which are less visible contributors to the engineering expense, but still must be acknowledged, are associated with the extra coordination required to overcome the delays associated with the parking structure project. In this regard, we note that the prolonged parking structure construction schedule has delayed completion of the utility project work which has extended time required to monitor and document work being completed by Lyons Electric.

2003.069.089

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The following table summarizes the accumulated invoiced and the uninvoiced expense as of this date.

INVOICE SUMMARY AND BUDGET ANALYSIS						
Project Description:		Utility System Relocation Project				
Project Scope:		Engineering Services & Miscellaneous Expenses				
Date of Authorization:		6/13/05	Current Budget:		\$80,825.80	
Invoice Number	Invoice Date	Invoice Period	Invoice Amount	Previous Total	Current Total	Percent of Limit
04-115	8/13/04	7/1/04 - 7/30/04	\$5,596.45	\$0.00	\$5,596.45	6.9%
04-139	9/14/04	8/6/04 - 9/13/04	\$7,155.91	\$5,596.45	\$12,752.36	15.8%
04-178	12/7/04	10/18/04 - 12/3/04	\$16,499.27	\$12,752.36	\$29,251.63	36.2%
05-011	2/18/05	12/6/04 - 2/18/05	\$27,059.93	\$29,251.63	\$56,311.56	69.7%
05-051	4/25/05	2/21/05 - 4/18/05	\$5,011.04	\$56,311.56	\$61,322.60	75.9%
05-074	7/1/05	4/19/05 - 6/30/05	\$10,560.51	\$61,322.60	\$71,883.11	88.9%
05-114	9/15/05	7/5/05 - 9/14/05	\$7,162.03	\$71,883.11	\$79,045.14	97.8%
05-152	10/18/05	9/14/05 - 10/17/05	\$4,513.13	\$79,045.14	\$83,558.27	103.4%
		10/17/05 - 11/18/05	\$7,635.33	\$83,558.27	\$91,193.60	112.8%

In consideration of the expenses incurred to date, and the projected additional expense required to complete the utility project, we have prepared the following table to summarize the computation of the projected expense. In the table the projected number of engineering labor hours and costs are shown. The projected final cost is expected to approximate \$98,020.45, also as noted in the table.

SUMMARY OF PROJECTED ENGINEERING EXPENSE					
Labor Category	Hourly Rate	Original Hours	Added Hours	Total Hours	Total Cost
Principal Engineer	\$98.11	600	135	735	\$72,110.85
Senior Engineer	\$81.74	180	0	180	\$14,713.20
Engineer	\$65.83	70	10	80	\$5,266.40
Engineer	\$62.66	0	50	50	\$3,291.50
Technician	\$52.77	50	0	50	\$2,638.50
TOTAL :		900	195	1,095	\$98,020.45

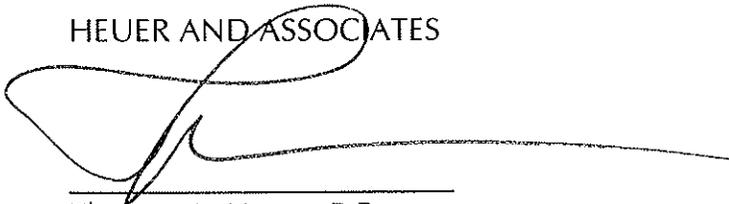
4-B.2

Amendment to the Engineering Services Agreement  
November 18, 2005  
Page 3

We have prepared the attached Amendment to the Engineering Services Agreement to formalize the change in budgeted expense. We hope that this presentation meets with your approval. If you should have any questions, please feel free to call.

Very truly yours,

HEUER AND ASSOCIATES

A handwritten signature in black ink, appearing to read 'Thomas A. Heuer', with a long horizontal flourish extending to the right.

---

Thomas A. Heuer, P.E.  
Principal Engineer

Project Name:	Utility System Relocation Project	AMENDMENT TO THE ENGINEERING SERVICES AGREEMENT
Client:	Village of LaGrange	
Engineer:	Heuer & Associates, P.C.	

This AMENDMENT to the AGREEMENT dated June 13, 2005, is made and entered into this 28th Day of November, 2005 between the Village of LaGrange (CLIENT) and Heuer & Associates (ENGINEER) to provide additional engineering services as outlined below:

WHEREAS the construction work circumstance relating to the staging conflicts between the parking structure project and the utility project has caused delays in the completion of the utility project; and

WHEREAS the restoration requirements for the Carriage Place Condominium property, which was directly impacted by the utility construction operations, has increased dramatically from a simple bituminous surface patch to a complete reconstruction of the parking pavement surfaces; and

WHEREAS the scope of engineering services has changed to include special coordination, planning, design, layout, and construction oversight necessary to compensate for the project delays, and to plan and implement the special restoration of the Carriage Place Condominiums property; and

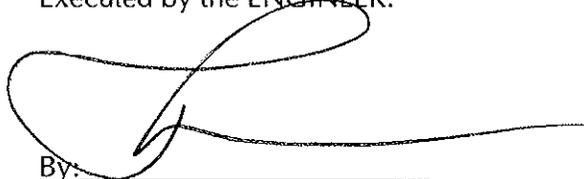
WHEREAS the ENGINEER has determined that the extra cost for engineering services required for coordination, planning, design, construction layout, and construction oversight work will approximate \$17,194.65, and has requested that the upper limit of the AGREEMENT be increased to include this sum;

IT IS HEREBY MUTUALLY AGREED to amend the AGREEMENT, increasing the upper limit by \$17,194.65, from \$80,825.80 to \$98,020.45.

Executed by the CLIENT:

By: \_\_\_\_\_  
Elizabeth M. Asperger  
President, Village of LaGrange

Executed by the ENGINEER:

By:   
Thomas A. Heuer, P.E.  
President, Heuer & Associates, P.C.

Attest:

By: \_\_\_\_\_  
Robert N. Milne  
Clerk, Village of LaGrange

4-B.4

VILLAGE OF LA GRANGE  
Administrative Offices

**BOARD REPORT**

TO: Village President, Village Clerk,  
Board of Trustees and Village Attorney

FROM: Robert J. Pilipiszyn, Village Manager  
Sharon L. Peterson, Assistant Village Manager

DATE: January 23, 2006

RE: **RESOLUTION – COMCAST SETTLEMENT AGREEMENT**

---

The Village of La Grange participates in the West Central Cable Agency along with the communities of La Grange Park, Riverside, Western Springs and Indian Head Park. The Agency is charged with overseeing our franchise agreement with our community's cable provider, which is currently Comcast.

Every year, Comcast is required to file a Federal Communications Commission Form (FCC) 1205 with the Village of La Grange. This form is used as a justification for the rate increases that Comcast can charge our residents, and it is also used nationwide with each and every local government in which Comcast operates. The form is fairly complex and usually requires the assistance of an auditor to review it.

In 2005, the West Central Cable Agency participated in a national review of Comcast's 2004 and 2005 Form 1205 filings that are being conducted by Ashpaugh & Sculco, CPAs, PLC in Winter Park, Florida and Front Range Consulting in Castle Rock, Colorado. We agreed to participate in this joint review because we wanted to protect the interests of our residents. The West Central Cable Agency participated only in the 2005 settlement because we were not part of the review process for 2004, that review was well underway before we were informed of the process.

The review found that there were discrepancies in Comcast's calculations of the equipment and installation services / prices. Comcast has offered a settlement agreement which will modify its cost claims in calculating its installation rates, equipment rates, lower the actual rates in these categories, and issue credits to the customers. A copy of the settlement agreement is attached for your review. A secondary outcome will be that the same methodology will be used to calculate 2006 equipment or service rates, thereby holding those rates lower than they would be without the settlement. In order to approve the settlement agreement, Comcast is asking each municipality to approve the settlement agreement by resolution.

4-C

Resolution – Comcast Maximum Permitted  
Equipment and Installation Rates  
Board Report – January 23, 2006 – Page 2

A model resolution was prepared by the West Central Cable Agency's consultant for the participating members. Once the settlement agreement is finalized, Comcast will issue a refund plan. A credit, the amount of which has yet to be determined, will be posted on a future monthly bill for cable subscribers. Cable subscribers will also receive a notice from Comcast describing the nature and outcome of this settlement. Attached for your consideration is the resolution indicating our consent to the terms of the settlement agreement.

It is our recommendation that the resolution be approved.

4-C.1

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION REGARDING THE MAXIMUM PERMITTED EQUIPMENT  
AND INSTALLATION RATES SET FORTH  
IN THE FEDERAL COMMUNICATIONS COMMISSION FORM 1205  
FILED BY COMCAST CABLE COMMUNICATIONS, LLC  
ON OR ABOUT APRIL 1, 2005

WHEREAS, Section 623 of the Cable Communications Policy Act of 1984, 47 U.S.C. § 543, as amended, authorizes local franchising authorities such as the Village of La Grange to regulate rates for equipment and installations; and

WHEREAS, the Village is certified as a rate regulation authority pursuant to rules of the Federal Communications Commission (the "FCC"); and

WHEREAS, Comcast Cable Communications, LLC ("Comcast") filed with the Village an FCC Form 1205 on or about April 1, 2005, to set forth and justify the rates it could charge to subscribers in the Village for equipment and installations for the period from July 1, 2005, through June 30, 2006, (the "2005 FCC Form 1205"); and

WHEREAS, the 2005 FCC Form 1205 was based on aggregated data that was used nationwide; and

WHEREAS, the West Central Cable Agency of which the Village is a member, hired consultants ("Consultants") to review the 2005 FCC Form 1205; and

WHEREAS, the Consultants are considering adjustments to the 2005 FCC Form 1205, which adjustments are similar to adjustments the consultants recommended in a report they prepared on behalf of other local governments regarding Comcast's 2004 FCC Form 1205; and

WHEREAS, Comcast and the Consultants have reached an agreement that resolves the issues raised about the 2005 FCC Form 1205; and

WHEREAS, Comcast has extended a settlement offer to the Village that embodies Comcast's agreement with the Consultants; and

WHEREAS, the Village believes it is in the public interest (a) to avoid the delay, uncertainty, and costs associated with the continued review of the 2005 FCC

4-c.2

Form 1205 and (b) to establish certain understandings regarding the 2006 FCC Form 1205; and

WHEREAS, Comcast has proposed to settle the outstanding issues concerning the 2005 FCC Form 1205 and to establish certain understandings regarding the 2006 FCC Form 1205; and

WHEREAS, the terms of that proposed settlement are set forth in a letter dated November 4, 2005, from Comcast, which letter (including appendices) is attached to and by this reference incorporated into this Resolution as Exhibit A (the "Settlement Letter");

NOW, THEREFORE, BE IT RESOLVED by the President and Board of Trustees of the Village of La Grange, Cook County and State of Illinois, as follows:

Section 1. Approval of Settlement. To the extent either that there is "Final Approval" of the Settlement Letter, as that term is defined in the Settlement Letter, or that the substantive proposal set forth in the Settlement Letter is otherwise offered to the Village if there is no Final Approval, the President and Board of Trustees hereby adopt the Settlement Letter and approve the settlement terms set forth in the Settlement Letter as they relate to the 2005 FCC Form 1205 and the 2006 FCC Form 1205. The Village reserves all of its rights and remedies with respect to all matters, calculations, and issues not explicitly addressed in the Settlement Letter.

Section 2. Rejection of Comcast 2005 FCC Form 1205. Subject to Final Approval of the Settlement Letter or individual approval of the Settlement Letter by the Village and Comcast, Comcast's 2005 FCC Form 1205 is rejected in its entirety and the maximum permitted rates for equipment and installations are hereby set in accordance with the rates calculated in Appendix C attached to the Settlement Letter. The rates set herein shall govern Comcast's equipment and installation rates until Comcast lawfully implements a further rate change pursuant to applicable law. If the Settlement Letter does not receive Final Approval and there is not individual approval of the Settlement Letter by the Village and Comcast, then the 2005 FCC Form 1205 shall not be rejected by operation of this Resolution and the Village continues to reserve all of its rights with respect to the 2005 FCC Form 1205.

Section 3. Review of 2006 FCC Form 1205. Subject to Final Approval of the Settlement Letter or the individual approval of the Settlement Letter by the Village and Comcast, the terms set forth therein regarding the review of Comcast's 2006 FCC Form 1205 shall govern the review of that form by the Village.

4-C.3

Section 4. Refund Plan. Within 30 days after Final Approval, or such other date as may be agreed on in writing in advance by Comcast and the Village, Comcast shall file a refund plan with the Village setting forth the refund amounts for the 2005 FCC Form 1205. The refund plan shall contain information sufficient to permit the Village to verify whether Comcast's refunds comply with the requirements of this Resolution, the Settlement Letter, and applicable laws and regulations.

Section 5. Rate Reductions and Refunds. Within 60 days after Final Approval, or such other date as may be agreed on in writing in advance by Comcast and the Village, Comcast shall make all rate reductions and refunds that are necessary based on the equipment and installation rates calculated in Appendix C attached to the Settlement Letter for the 2005 FCC Form 1205. Comcast shall refund all amounts charged to subscribers for equipment or installations that exceed the maximum permitted amounts specified in said Appendix C in accordance with 47 C.F.R. § 76.942(d).

Section 6. Certification of Compliance. Within 90 days after Final Approval, or such other date as may be agreed on in writing in advance by Comcast and the Village, Comcast shall file with the Village a certification signed by an authorized representative of Comcast stating whether Comcast has complied fully with all provisions of this Resolution and the Settlement Letter, describing in detail the measures taken to implement this Resolution and the Settlement Letter, and stating the total amount of the credits applied to subscribers' bills with respect to the 2005 FCC Form 1205.

Section 7. Lower Rates. Comcast may charge rates less than the maximum rates approved by this Resolution for equipment and installation, so long as those rates are consistent with applicable law and are applied in a uniform and nondiscriminatory way, in compliance with applicable federal, state, and local laws and regulations.

Section 8. Written Decision. This Resolution constitutes the written decision required by 47 C.F.R. § 76.936(a).

Section 9. Public Release and Public Notice. This Resolution shall be released and made available to the public and to Comcast, and a public notice shall be published stating that this Resolution has been issued and is available for review, pursuant to 47 C.F.R. § 76.936(b).

Section 10. Effective Date. This Resolution shall be in full force and effect immediately on and after its passage and approval.

4-C.4

PASSED this \_\_\_\_ day of \_\_\_\_\_ 2006

AYES:

NAYS:

ABSENT:

APPROVED this \_\_\_\_ day of \_\_\_\_\_ 2006

VILLAGE OF LA GRANGE

By: \_\_\_\_\_  
Village President, Elizabeth M. Asperger

Attest:

By: \_\_\_\_\_  
Village Clerk, Robert N. Milne

4-C.5

## Comcast Rate Settlement

The Village of La Grange through the West Central Cable Agency, is participating in a review of Comcast's 2005 FCC Form 1205 filing regarding equipment rates and installation charges with other local franchising authorities across the country. The national review is being conducted by financial consultants Ashpaugh & Sculco, CPAs, PLC and Front Range Consulting, Inc. (collectively the "Consultants") The Consultants conducted a similar review of Comcast's prior 2004 FCC Form 1205.

Comcast approached the Consultants in 2005 with the intent of working towards a mutual resolution of the Form 1205 issues encountered in 2004 and 2005 filings. The Consultants and Comcast negotiated for several months resulting in a proposal sent to the WCCA on November 4, 2005.

The proposed Rate Settlement provides for:

- Equipment rate and installation activity charge refunds;
- A predetermined revised approach for Comcast's 2006 Form 1205 filing related to the issues addressed in the settlement; and
- An agreement by Comcast to improve the accuracy of the estimated installation times contained in the 2006 Form 1205 filing.

Comcast will be required to provide a refund plan to each Village 30 days after adoption of the proposed settlement. Our Consultants have identified the areas where the rate settlement will lower rates charged to Village subscribers. Those areas are:

Item	2005 Rate	Settlement Rate	Refund Potential
Basic Only Converter	\$1.30	\$1.27	\$0.03
Analog/Digital Converter	\$4.83	\$4.63	\$0.20
Remote Control	\$0.28	\$0.27	\$0.01
Unwired Installation	\$48.99	\$45.55	\$3.44
Pre-wired Installation	\$29.99	\$28.58	\$1.41
Existing Additional Outlet	\$15.99	\$14.47	\$1.52
Install Additional Outlet	\$23.99	\$22.52	\$1.47

Comcast will also be required to adjust its rates in January 2006 to be no higher than the settlement rates shown above.

The Rate Settlement required the Villages to make a final determination on this proposal by December 31, 2005. Because each Village had to ratify this rate settlement, Comcast agreed to extend the date from December 31, 2005 to January 31, 2006.

The proposed rate settlement does not address the Basic Service Rate. Our Consultants are currently discussing the issues with that rate and will present their finding shortly to the WCCA.

4-C.6



Comcast Cable Communications, Inc.  
1500 Market Street  
Philadelphia, PA 19102-2148  
Tel: 215.665.1700  
Fax: 215.981.7790  
www.comcast.com

Peter H. Feinberg  
Associate General Counsel  
215.320.7934 Tel  
215.320.3572 Fax

**FOR SETTLEMENT PURPOSES ONLY  
INADMISSIBLE AS EVIDENCE**

November 4, 2005

David A. Brink, Administrator  
West Central Cable Agency  
c/o Village of Indian Head Park  
201 Acacia Drive  
Indian Head Park, IL 60525-4498

**Re: SETTLEMENT PROPOSAL REGARDING COMCAST'S FORM 1205**

Dear Mr. Brink:

I am writing on behalf of Comcast Cable Communications, LLC, and its affiliates (collectively, "Comcast" or the "Company") to extend a settlement offer to resolve the pending appeal of Comcast's FCC Form 1205 for 2004, and to prescribe a framework for the approval of Comcast's 2005 FCC Form 1205 and for the review of Comcast's 2006 filing. Comcast believes that this proposal, which reflects the recent discussions between Comcast and Ashpaugh & Sculco, CPAs, PLC and Front Range Consulting, Inc. (the "Consultants"), if accepted, would minimize the substantial administrative burdens, uncertainty, and delay otherwise associated with the rate review process. It provides an excellent opportunity to resolve the outstanding rate disputes, thereby benefiting all parties concerned, including local cable customers.

This entirety of this offer is being made to each of the franchise communities that participated in the consolidated review of Comcast's 2004 Form 1205 conducted by the Consultants and adopted adverse rate orders (the "Orders") regarding Comcast's 2004 filing, and that are also participating in the 2005 review being performed by the Consultants. Any 2004 participant that is not participating in the 2005 review would only receive the benefit of the 2004 portion of this settlement. If a franchise community is only participating in 2005, only those portions of the settlement relating to 2005 and 2006 would be applicable to that 2005 participant. The affected communities (the "Communities") are identified in Appendix A hereto by each group.

4-C.7

**TERMS OF SETTLEMENT OFFER:**

**2004 Rate Review**

1. Comcast shall issue a \$2.50 credit to each subscriber in each of the Communities, except as noted in Appendix B hereto. Credits shall be issued within 60 days of Final Approval.
2. The Communities shall take all required approval actions consistent with their local rules and regulations accepting the Comcast credit as satisfaction of the refund obligations of the Orders.
3. Comcast shall promptly withdraw its Appeal of the Orders to the FCC (or shall remove the settling communities from the Appeal if not all Communities settle).
4. Comcast agrees that it shall calculate franchise fees owed as if there were no refunds issued associated with the 2004 filing, and that it shall not take a credit against franchise fees paid to the Communities based on the refund amount. Comcast shall have the option of calculating franchise fees using its standard methodology<sup>27</sup> and separately paying a participating community an amount equal to the product of the local franchise fee percentage multiplied by the designated customer credit (e.g., 5% x \$2.50 = \$0.125 per customer).

**2005 Rate Review**

1. *Adjustments.*

Comcast shall modify its existing cost claims in the Communities, as set forth in Appendix C hereto. Adjustments include:

a. *Unbundling:*

Remove the following previously challenged cost categories: property taxes, insurance, utilities, building maintenance, equipment maintenance, and tuition reimbursement.

Retain the following previously challenged cost categories: bonuses, commissions, and training, to the extent that the amounts claimed are related to equipment and installation rates, are limited to personnel directly involved with regulated equipment and installation, and are allocated to regulated equipment and installation based on the amount of time such personnel actually devotes to equipment and installation-related activities.

b. *Other:*

---

<sup>27</sup> Comcast understands that the participating communities are not endorsing or approving the Comcast standard methodology as a result of agreeing to this settlement and the participating communities reserve all of their rights with respect to a review of the Comcast standard methodology during a review of Comcast's franchise fee payments.

4-C.8

Include "contractor" installation times, in addition to "in-house" installation times, in the calculation of activity times as depicted in the Form 1205 and statistical summary included in Appendix C.

Remove "converter maintenance" at time of installation.

Provide survey support for in-house installation and maintenance activity times.

## 2. *Procedures.*

The Communities shall take all required approval actions consistent with their local rules and regulations for the 2005 1205 rate review establishing maximum permitted rates consistent with Appendix C, and Comcast shall refrain from appealing any such resolutions.

## 3. *Rate Reductions and Refunds.*

Based on Appendix C, if a revised "maximum permitted" rate is lower than an actual rate in a particular Community, Comcast shall lower the actual rate in that Community and issue credits to local customers. No offsets shall be computed or claimed to reduce this refund amount. Rate changes and credits shall be issued within 60 days of Final Approval, as defined in paragraph 4 of the "Conditions" section of this Settlement. Comcast shall not increase any existing equipment rates prior to its normally scheduled equipment rate adjustment in 2006. In addition, Comcast agrees that it will not increase equipment rates in 2006 in the settling communities for the purpose of offsetting the credits, refunds or rate reductions provided for in this agreement.

### 2006 Rate Review

1. Comcast shall submit (at appropriate filing date) a 2006 Form 1205 reflecting the same methodological adjustments described above for 2005.
2. Comcast shall include more extensive surveys and shall include contractor activity times in the Company's analysis, and shall make that data available to the Communities upon request.
3. Comcast shall update its calculation of productive and non-productive hours to reflect contemporary circumstances.
4. Comcast shall refine its analysis to ensure the removal of unrelated rental facilities.
5. The Communities shall not dispute the inclusion of "bonuses," "commissions," and "training." Comcast may include bonuses, commissions, and training provided that such bonuses, commissions, and training shall be limited to personnel directly involved with regulated equipment and installations, and such bonuses, commissions and training shall be allocated based on the amount of time such personnel actually devotes to equipment and installation-related activities. To the extent that the ratio of the aggregate amount of the bonuses, commissions and training costs to total salaries for the sample systems for 2006 is

4-c.9

in the same relative percentage as the ratio of the aggregate amount of the bonuses, commissions and training costs to total salaries as reported for the sample systems for 2005 (and allowing for reasonable year-to year fluctuations), the Communities will not challenge the relevancy of these costs in the Form 1205. The Communities shall permit Comcast to include "drop" costs in equipment and installation rates for 2006, provided that the Company includes the labor hours associated with drop costs, along with the reported drop costs. Notwithstanding the foregoing, in light of Comcast's inadvertent exclusion of vacation pay from its 2005 filing, the Company shall be entitled to include that cost category in its 2006 filing.

#### Conditions

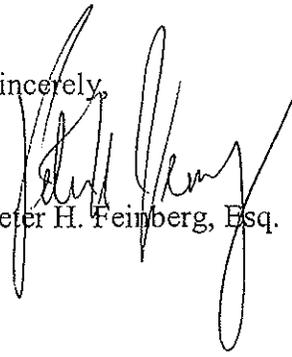
1. Comcast shall issue the 2004 and 2005 credits described above regardless of any finding of effective competition in any of the Communities subject to the Settlement.
2. The parties to the Settlement shall only be bound by the aforementioned framework for preparing and reviewing the 2005 and 2006 FCC Form 1205 rate submissions. Neither party is bound by any of the agreed-upon methodologies subsequent to the 2006 rate review, nor can the compromises be used as evidence against either party in any subsequent rate proceeding. Comcast and the Communities agree that neither party will attempt to justify past or future methodologies on grounds that such methodologies were agreed to by the parties in this Settlement.
3. Comcast and the Communities agree that the purpose of this Settlement is solely to resolve the dispute between them regarding Comcast's FCC Form 1205 filing for 2004, and to establish a framework for the approval of Comcast's 2005 Form 1205 and for the review of Comcast's 2006 Form 1205 filing. The parties further agree that this Agreement does not constitute an admission of error on the part of either party and shall not be deemed to be an admission of any such error by either party in any civil or administrative proceeding.
4. Because the Communities pursued a consolidated 2004 rate review, Comcast wishes to proceed on a consolidated basis in extending this offer. The offer is therefore contingent on 90% of the Communities (as measured by customer count) taking implementing actions by December 31, 2005 ("Final Approval"). If more than 10% of the Communities (as measured by customer count) fail to adopt the resolution by that date, Comcast reserves its right to withdraw the offer, notwithstanding any intervening approval action in any particular community. If Comcast withdraws the offer, any intervening approval action by any particular community shall be null and void and the community shall retain all its rights with respect to Comcast's rates.

4-C.10

David A. Brink  
November 4, 2005  
Page 5

5. Comcast shall file with the Communities written verification that the refunds required for 2004 have been issued, and that agreed-upon calculations for 2005, and any rate adjustments and/or refunds for 2005, have been made based on this Agreement.

Sincerely,



Peter H. Feinberg, Esq.

cc: Mr. Richard Treich  
Mr. Garth Ashpaugh  
Ms. Sharon Peterson  
Ms. Melissa Heil  
Ms. Ingrid Velkme

4-c.11

## Appendix A

### 2004 and 2005 Participants

Arlington County, VA  
Burnsville Eagan Telecommunications Commission  
City of Albuquerque, NM  
City of Coon Rapids, MN  
City of Mentor, OH  
City of Murfreesboro, TN  
City of Santa Clara, CA  
City of Skokie, IL  
City of St. Paul, MN  
City of Wheaton, IL  
Government of the District of Columbia  
Greater Metro Telecommunications Consortium  
Metropolitan Area Communications Commission  
Montgomery County, Maryland  
North Metro Telecommunications Commission  
North Suburban Communications Commission  
Ramsey/Washington Suburban Cable Commission  
South Washington County Telecommunications Commission  
Village of Downers Grove, IL

### 2005 Only Participants<sup>1</sup>

City of Detroit, MI  
City of Mountain View, CA  
City of San Jose, CA  
King County, WA  
Village of Glenview, IL  
West Central Cable Agency, IL

---

<sup>1</sup> Mr. Treich and Mr. Ashpugh have identified two other communities for possible inclusion. Their potential inclusion is currently being reviewed.

4-C.12

## Appendix B

The GMTC communities identified below (the "Appendix B Communities") are subject to a pending effective competition petition (the "Petition"). Comcast is prepared to include the Appendix B Communities in this settlement under the following terms, and the Appendix B communities are willing to agree to those terms in the interest of obtaining immediate credits as described below:

### 2004 Review

1. Comcast issues subscriber credits of \$1.25 for each subscriber in each of the Appendix B Communities.
2. The Appendix B Communities shall file a letter with the FCC withdrawing its Opposition to Comcast's Petition within five (5) business days from Final Approval.

### 2005 and 2006 Reviews

Notwithstanding any rights that they might otherwise have to do so, the Appendix B Communities shall not assert rate regulation over Comcast and shall not participate in the rate review process, or enjoy the benefits of the Settlement Agreement regarding these periods, unless the FCC denies the effective competition petition in any community.

### Appendix B Communities:

The Cities of Arvada, Aurora, Brighton, Centennial, Commerce City, Federal Heights, Greenwood Village, Lafayette, Lakewood, Littleton, Lone Tree, Louisville, Northglenn, Sheridan, Thornton and Westminster; the Towns of Castle Rock, Erie and Parker, the Counties of Adams, Arapahoe, Douglas and Jefferson; and the City and County of Broomfield, Colorado

4-c.13

## Appendix C

4-c.14

**FORM 1205**  
**DETERMINING REGULATED EQUIPMENT AND INSTALLATION COSTS**  
**"EQUIPMENT FORM"**

Comcast - Working Copy - FY2004

Community Unit Identifier (CUI) of cable system		Date of Form Submission	
SEE FCC FORM 1240 FILING		3/1/05	
Name of Cable Operator			
COMCAST CABLE COMMUNICATIONS, LLC / COMCAST CABLE COMMUNICATIONS HOLDINGS, INC.			
Mailing Address of Cable Operator			
City		State	ZIP Code
Name and Title of person completing this form:			
Telephone number		Fax Number	

Name of Local Franchising Authority			
PLEASE SEE FRANCHISE AUTHORITY LISTING PROVIDED WITH FCC FORM 1240 FILING			
Mailing Address of Local Franchising Authority			
City		State	ZIP Code

1. This form is being filed: [Enter an "x" in the appropriate box]

In conjunction with FCC Form 1200, FCC Form 1220, or FCC Form 1225.  
Attach the completed FCC Form 1200, FCC Form 1220, or FCC Form 1225 to the front of this form.  
OR

In order to fulfill FCC rules requiring an annual filing of this form  
Enter the date on which you last filed this form  (mm/dd/yy)

Note: This should be the date on which the rates last justified, by using either FCC Form 393 or the prior filing of this form, were in effect.

2. Enter the date on which you closed your books for the fiscal year reflected in this form:

(mm/dd/yy)

Note: This will indicate the end of the 12-month fiscal year for which you are filing this form.

3. Indicate the corporate status of your cable system [Enter an "x" in the correct box]

- C-Corporation
- Subchapter S corporation
- Partnership
- Sole Proprietorship
- Other [Please explain below]

4-6-15

Comcast -- Working Copy -- FY2004

SCHEDULE A: CAPITAL COSTS OF SERVICE INSTALLATION AND MAINTENANCE OF EQUIPMENT AND PLANT						
A	Equipment and Plant	Vehicles	Tools	Maintenance Facilities	Other 1. (Specify below)	Other 2. (Specify below)
B	Gross Book Value	\$652,381,165.00	\$429,585,964.00	\$0.00		
C	Accumulated Depreciation	\$572,896,268.00	\$281,950,761.00	\$0.00		
D	Deferred Taxes	\$9,916,721.00	\$28,691,650.00	\$0.00		
E	Net Book Value [B-(C+D)]	\$69,568,176.00	\$118,943,553.00	\$0.00	\$0.00	\$0.00
F	Rate of Return	0.1125				
G	Calculation of Gross-up Rate					
G1	Federal Income Tax Rate	0.35				
G2	State Income Tax Rate	0.0674				
G3	Net Total Income Tax Rate [(G1+G2)-(G1 x G2)]	0.3938				
G4	Adjustment to Reflect Interest Deductibility					
G4a	Actual Interest Amount	\$1,876,000,000.00				
G4b	Total Net Assets	\$101,459,000,000.00				
G4c	Base Return on Investment Amount [G4b x F]	\$11,414,137,500.00				
G4d	Interest Deductibility Factor [G4a/G4c]	0.1644				
G5	Effective Tax Rate [G3 x (1-G4d)] [C-Corps skip to G7]	0.3291				
G6	Adjustments for Non-C Corporations					
G6a	Base Return on Investment Amount [G4c]	n/a				
G6b	Distributions	\$0.00				
G6c	Contributions (may not exceed G6b)					
G6d	Returns Subject to Income Tax [G6a-G6b+G6c]	n/a				
G6e	Returns Percentage Subject to Income Tax [G6d/G6a]	n/a				
G7	Gross-Up Rate [C-Corps: 1/(1-G5) Other: 1/(1-(G5 x G6e))]	1.4903				
H	Grossed-Up Rate of Return [F x G7]	0.1677				
I	Return on Investment Grossed-Up for Taxes [E x H]	\$11,665,281,182.3	\$19,944,607,870.3	\$0.00	\$0.00	\$0.00
J	Current Provision for Depreciation	\$76,013,364.00	\$40,213,527.00	\$0.00		
K	Annual Capital Costs [I+J]	\$87,678,645,182.3	\$60,158,134,870.3	\$0.00	\$0.00	\$0.00
L	GRAND TOTAL (sum of Line K entries)	\$147,836,780,052.6				

Box 1.

Specify: Other 1. \_\_\_\_\_  
Specify: Other 2. \_\_\_\_\_

SCHEDULE B: ANNUAL OPERATING EXPENSES FOR SERVICE INSTALLATION AND MAINTENANCE OF EQUIPMENT							
		Salaries & Benefits	Supplies	Utilities	Other Taxes	Other 1. (Specify below)	Other 2. (Specify below)
A	Annual Op. Expenses for Svc. Install. and Maint. of Equip.	\$3,107,154,051.15	\$9,310,674.97	\$0.00	\$0.00	\$255,358,757.76	\$218,447,434.32
B	GRAND TOTAL (sum of Line A entries)	\$3,590,270,918.20					

Box 2.

Specify: Other 1. Contract Labor / Converter Maintenance \_\_\_\_\_  
Specify: Other 2. Vehicle Expenses / Rentals and Lease Expense \_\_\_\_\_

4-C.16

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SCHEDULE C: CAPITAL COSTS OF LEASED CUSTOMER EQUIPMENT								
A	Equipment	Remote 1	Remote 2	Cable Card	Converter 1	Converter 2	Converter 3	Converter 4
B	Total Maintenance/Service Hours (Attach Explanation)	411,973		726	110,044	7,167,507	549,125	-
C	Total # of Units in Service	17,313,803		8,715	243,486	15,855,516	1,214,801	-
D	Gross Book Value	\$173,314,534.00		\$495,480.00	\$363,082.00	\$3,232,131,665.00	\$567,232,559.00	\$0.00
E	Accumulated Depreciation	\$142,355,803.00		\$41,290.00	\$337,510.00	\$2,011,059,454.00	\$70,316,516.00	\$0.00
F	Deferred Taxes	(\$7,285,582.00)		\$100,812.00	(\$2,203.00)	\$254,507,105.00	\$113,439,983.00	\$0.00
G	Net Book Value [D-(E+F)]	\$38,244,313.00	\$0.00	\$153,378.00	\$27,775.00	\$966,565,106.00	\$383,476,060.00	\$0.00
H	Grossed-Up Rate of Return (From Sched. A, Line H)	0.1677						
I	Return on Investment Grossed-Up for Taxes [G x H]	\$6,412,835.5673	\$0.00	\$59,254.8773	\$4,657.3477	\$162,078,879.504	\$64,301,758.7034	\$0.00
J	Current Provision for Depreciation	\$36,789,984.00		\$41,290.00	\$27,353.27	\$478,748,093.41	\$80,206,590.18	\$0.00
K	Annual Capital Costs [I + J]	\$43,202,839.5673	\$0.00	\$100,444.8773	\$32,010.6177	\$640,822,972.914	\$144,508,348.8834	\$0.00
L	GRAND TOTAL (sum of Line K entries)	\$818,666,716.8598						

Box 3.

SCHEDULE D: AVERAGE HOURS PER INSTALLATION	
A. Average Hours per Unwired Home Installation (attach an explanation)	1.3608
B. Average Hours per Pre-Wired Home Installation (attach an explanation)	0.8537
C. Average Hours per Additional Connection Installation at Time of Initial Installation (attach an explanation)	0.4324
D. Average Hours per Additional Connection Installation Requiring Separate Installation (attach an explanation)	0.6727
E. Other Installation (by Item Type):	
Item 1. Relocate Outlet	
Average Hours per Installation (attach an explanation)	0.6425
Item 2. Upgrade Non-Addressable	
Average Hours per Installation (attach an explanation)	0.4697
Item 3. Downgrade Non-Addressable	
Average Hours per Installation (attach an explanation)	0.3853

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WORKSHEET FOR CALCULATING PERMITTED EQUIPMENT AND INSTALLATION CHARGES		
<b>STEP A. Hourly Service Charge</b>		
1. Total Capital Costs of Installation and Maintenance (Schedule A, Box 1)		\$147,835,780.0528
2. Total Annual Operating Expenses for Installation and Maintenance (Schedule B, Box 2)		\$3,590,270,918.20
3. Total Capital Costs and Operating Expenses for Installation and Maintenance (Line 1 + Line 2)		\$151,426,050,968.2528
4. Customer Equipment and Installation Percentage (attach an explanation)		0.2653
5. Annual Customer Equipment Maintenance and Installation Costs, Excluding Costs of Leased Equipment (Line 3 x Line 4)		\$767,527,615.70
6. Total Labor Hours for Maintenance and Installation of Customer Equipment and Services (attach explanation)		22,929,478.81
7. Hourly Service Charge (HSC) (Line 5/Line 6)		\$33.4734

**METHOD OF BILLING FOR INSTALLATIONS** (place an "x" in the appropriate box)

Installations billed by the hour based on the HSC calculated in Line 7.

Installations billed as a standard charge.

STEP B. Installation Charge		
8. Uniform HSC for all installations (From Step A, line 7)		\$33.4734
OR		
9. Average Charge for Installation Types		
a. Unwired Home Installation		
a1. HSC (Line 7)	\$33.4734	
a2. Average Hours per Unwired Home Installation (Schedule D, Line A)	1.3603	
a3. Charge per Unwired Home Installation (a1 x a2)		\$45.5506
b. Pre-wired Home Installation		
b1. HSC (Line 7)	\$33.4734	
b2. Average Hours per Pre-wired Home Installation (Schedule D, Line B)	0.8537	
b3. Charge per Pre-wired Home Installation (b1 x b2)		\$28.5762
c. Additional Connection Installation at Time of Initial Installation		
c1. HSC (Line 7)	\$33.4734	
c2. Average Hours per Additional Connection Installation at Time of Init. Install. (Schedule D, Line C)	0.4324	
c3. Charge per Additional Connection Installation at Time of Initial Installation (c1 x c2)		\$14.4739
d. Additional Connection Installation Requiring Separate Installation		
d1. HSC (Line 7)	\$33.4734	
d2. Avg. Hours per Additional Connection Installation Req. Sep. Install. (Schedule D, Line D)	0.6727	
d3. Charge per Additional Connection Installation Requiring Separate Installation (d1 x d2)		\$22.5176
e. Other Installations (As specified in Schedule D, Line E):		
e1. HSC (Line 7)	\$33.4734	
e2. Average Hours per Installation of Item 1 (Relocate Outlet)	0.6425	
e3. Charge per Installation of Item 1 (e1 x e2)		\$21.5067
e4. HSC (Line 7)	\$33.4734	
e5. Average Hours per Installation of Item 2 (Upgrade Non-Addressable)	0.4697	
e6. Charge per Installation of Item 2 (e4 x e5)		\$15.7225
e7. HSC (Line 7)	\$33.4734	
e8. Average Hours per Installation of Item 3 (Downgrade Non-Addressable)	0.3853	
e9. Charge per Installation of Item 3 (e7 x e8)		\$12.8973

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STEP C. Charges for leased Remotes (Calculate separately for each significantly different type)			
	a Remote 1	b Remote 2	c Cable Card
10. Total Maintenance/Service Hours [Corresponding column from Schedule C, Line B]	411,973	0	726
11. HSC [Line 7]	\$33,4734	\$33,4734	\$33,4734
12. Total Maintenance/Service Cost [Line 10 x Line 11]	\$13,790,137,0003	\$0.00	\$24,301,6884
13. Annual Capital Costs [Corresponding column from Schedule C, Line K]	\$43,202,839,5673	\$0.00	\$160,544,8773
14. Total Cost - Remote [Line 12 + Line 13]	\$56,992,976,5676	\$0.00	\$124,846,5657
15. Number of Remotes in Service [Corresponding column from Schedule C, Line C]	17,313,803	0	8,715
16. Unit Cost [Line 14/Line 15]	\$3,2918	\$0.00	\$14,3255
17. Rate per Month [Line 16/(12)]	\$0,2743	\$0,00	\$1,1938

STEP D. Charges for leased Converter Boxes (Calculate separately for each significantly different type)			
	a Converter 1	b Converter 2	c Converter 3
18. Total Maintenance/Service Hours [Corresponding column from Schedule C, Line B]	110,044	7,167,507	449,125
19. HSC [Line 7]	\$33,4734	\$33,4734	\$33,4734
20. Total Maintenance/Service Cost [Line 18 x Line 19]	\$3,683,546,8248	\$239,920,828,5016	\$18,381,080,7513
21. Annual Capital Costs [Corresponding column from Schedule C, Line K]	\$32,010,6177	\$640,822,972,914	\$144,508,348,8934
22. Total Cost of Converter [Line 20+ Line 21]	\$3,715,557,4425	\$880,743,801,4156	\$162,889,429,6345
23. Number of Converters in Service [Corresponding column from Schedule C, Line C]	243,486	33,853,516	121,880
24. Unit Cost [Line 22/Line 23]	\$15,2598	\$26,0181	\$134,0873
25. Rate per Month [Line 24/(12)]	\$1,2717	\$4,6629	\$11,1739

STEP E. Charges for Other Leased Equipment	
26. Total Maintenance/Service Hours [Corresponding column from Schedule C, Line B]	0
27. HSC [Line 7]	\$33,4734
28. Total Maintenance/Service Cost [Line 26 x Line 27]	\$0,00
29. Annual Capital Costs [Corresponding column from Schedule C, Line K]	\$0,00
30. Total Cost of Equipment [Line 28+Line 29]	\$0,00
31. Number of Units in Service [Corresponding column from Schedule C, Line C]	0
32. Unit Cost [Line 30/Line 31]	\$0,00
33. Rate per Month [Line 32/(12)]	\$0,00

METHOD OF BILLING FOR CHANGING SERVICE TIERS OR EQUIPMENT [place an "x" in the appropriate box]

as a Nominal Charge (Enter the nominal charge in Line 34)

as a Uniform Hourly Service Charge

as an Average Charge (Enter the Average Hours for Changing Service Tiers in Line 36b.)

STEP F. Charges for Changing Service Tiers or Equipment	
34. Nominal Charge for Changing Service Tiers	
If you use an escalating scale of charges, place an "x" in the box at the right.	
OR	
35. Uniform Hourly Service Charge	n/a
OR	
36. Average Charge for Changing Service Tiers	
36a. HSC [Line 7]	\$33,4734
36b. Average Hours to Change Service Tiers	0.4697
36c. Average Charge for Changing Service Tiers [Line 36a x Line 36b]	\$15,7225

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WORKSHEET FOR CALCULATING TOTAL EQUIPMENT AND INSTALLATION COSTS	
1. Total Capital Costs of Installation and Maintenance (Schedule A, Box 1)	\$147,836,780.0526
2. Total Annual Operating Expenses for Installation and Maintenance (Schedule B, Box 2)	\$3,590,270.91828
3. Total Annual Capital Costs of Installation and Maintenance (Line 1 + Line 2)	\$151,427,050.97088
4. Customer Equipment and Installation Percentage (attach explanation)	
5. Annual Customer Equipment Maintenance and Installation Costs, Excluding Costs of Leased Equipment (Line 3 x Line 4)	\$0.00
6. Total Capital Costs of Leased Customer Equipment (Schedule C, Box 3)	\$828,666,718.8598
7. Annual Customer Equipment and Installation Costs (Line 5 + Line 6)	\$828,666,718.8598
8. Percentage Allocation to Franchise Area (see instructions)	
9. Allocated Annual Equipment and Installation Cost (Line 7 x Line 8)	\$0.00
10. Monthly Equipment and Installation Cost (Line 9 / (12))	\$0.00
11. Number of Basic Subscribers in Franchise	
12. Monthly Equipment and Installation Cost per Subscriber (Line 10 / Line 11)	\$0.00
13. Inflation Adjustment Factor (See Instructions)	
14. Adjusted Monthly Equipment and Installation Cost per Subscriber (Line 12 x Line 13)	\$0.00

4-C.20

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**SUMMARY SCHEDULE**

Current Equipment and Installation Rates	Permitted	Actual
<b>1. Charges for Cable Service Installations</b>		
a. Hourly Rate [Step A, Line 7]		0.00
<b>b. Average Installation Charges:</b>		
1. Installation of Unwired Homes [Step B, Line 9a3]	\$46.65	*
2. Installation of Prewired Homes [Step B, Line 9b3]	\$28.58	*
3. Installation of Additional Connections at Time of Initial Installation [Step B, Line 9c3]	\$14.47	*
4. Installation of Additional Connections Requiring Separate Install [Step B, Line 9d3]	\$22.52	*
5. Other Installations (specify) [Step B, Lines 9e3, 9e6, 9e9]		
a. Relocate Outlet	\$21.51	*
b. Upgrade Non-Addressable	\$19.52	*
c. Downgrade Non-Addressable	\$12.90	*
<b>2. Monthly Charge for Lease of Remote Controls [Step C, Line 17, columns a-c]</b>		
Remote Control Type 1: All Units	\$0.27	*
Remote Control Type 2:	\$0.00	
Remote Control Type 3:	\$1.19	*
<b>3. Monthly Charge for Lease of Converter Boxes [Step D, Line 25, columns a-c]</b>		
Converter Box Type 1: (Basic Only Units)	\$1.27	*
Converter Box Type 2: (All Other Units)	\$4.63	*
Converter Box Type 3:	\$11.17	*
<b>4. Monthly Charge for Lease of Other Equipment [Step E, Line 33]</b>		
Other Equipment (Specify)	\$0.00	
5. Charge for Changing Tiers (if any) [Step F, Line 34, 35 or 36c]	\$15.72	*

**LABOR COST AND POLICY CHANGES**

Indicate your answer to the following three questions by placing an "x" in the appropriate box.

1. Have you included the labor costs associated with subscriber cable drops in your charges for initial installation?

YES  
 NO

2. Have you capitalized the labor costs associated with subscriber cable drops?

YES  
 NO

3. If you have filed this form before, have you changed any policy, e.g., cost accounting or cost allocation that causes an increase in the costs included in the computation of equipment and installations charges?

YES (You must attach a full explanation)  
 NO

**CERTIFICATION STATEMENT**

WILLFUL FALSE STATEMENTS MADE ON THIS FORM ARE PUNISHABLE BY FINE AND/OR IMPRISONMENT (U.S. CODE TITLE 18, SECTION 1001), AND/OR FORFEITURE (U.S. CODE, TITLE 47, SECTION 503).

I certify that the statements made in this form are true and correct to the best of my knowledge and belief, and are made in good faith.

Name of the Cable Operator Comcast Cable Communications, LLC Comcast Cable Communications Holdings, Inc.	Signature Working Copy-FY2004
Date 3/1/05	Title

\*See Rate Card Provided with FCC Form 1240 Filing.

4-C-21

FCC FORM 1205

SCHEDULE D: AVERAGE HOURS PER INSTALLATION

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Item 4. Upgrade/Downgrade Addressable	
Average Hours per Installation (Attach an Explanation)	
Item 5. Connect VCR - Connect Initial	
Average Hours per Installation (Attach an Explanation)	0.2303
Item 6. Connect VCR - Connect Seperate	
Average Hours per Installation (Attach an Explanation)	0.4514
Item 7. Customer Trouble Call	
Average Hours per Installation (Attach an Explanation)	0.6663
Item 8. (Specify)	
Average Hours per Installation (Attach an Explanation)	
Item 9. (Specify)	
Average Hours per Installation (Attach an Explanation)	
Item 10. (Specify)	
Average Hours per Installation (Attach an Explanation)	

4-C.22

FCC FORM 1205  
STEP B. INSTALLATION CHARGE

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e10. HSC [Line 7]	N/A	
e11. Average Hours per Installation of Item 4 [Addressable Upgrade/Downgrade]	N/A	
e12. Charge per Installation of Item 4 [e10 x e11]		\$1,9900
e13. HSC [Line 7]	\$33,4734	
e14. Average Hours per Installation of Item 5 [VCR Connect-Initial]	0.230	
e15. Charge per Installation of Item 5 [e13 x e14]		\$7,7089
e16. HSC [Line 7]	\$33,4734	
e17. Average Hours per Installation of Item 6 [VCR Connect-Separate]	0.451	
e18. Charge per Installation of Item 6 [e16 x e17]		\$15,1099
e19. HSC [Line 7]	\$33,4734	
e20. Average Hours per Installation of Item 7 [Customer Trouble Call]	0.6663	
e21. Charge per Installation of Item 7 [e19 x e20]		\$22,3033
e22. HSC [Line 7]	\$33,4734	
e23. Average Hours per Installation of Item 8 [Schedule D, Line E, Item 8]		
e24. Charge per Installation of Item 8 [e22 x e23]		
e25. HSC [Line 7]	\$33,4734	
e26. Average Hours per Installation of Item 9 [Schedule D, Line E, Item 9]		
e27. Charge per Installation of Item 9 [e25 x e26]		
e28. HSC [Line 7]	\$33,4734	
e29. Average Hours per Installation of Item 10 [Schedule D, Line E, Item 10]		
e30. Charge per Installation of Item 10 [e28 x e29]		

4-C.23

FCC FORM 1205  
SUMMARY SCHEDULE

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Current Equipment and Installation Rates		Permitted	Actual
d.	Upgrade/Downgrade Addressable	\$1.99	*
e.	Connect VCR - Connect Initial	\$7.71	*
f.	Connect VCR - Connect Separate	\$15.11	*
g.	Customer Trouble Call	\$22.30	*
h.			
i.			
j.			

\* See Rate Card Provided with FCC Form 1240 Filing.

4-C.24

FCC FORM 1205  
SCHEDULE C

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SCHEDULE C, LINE B - REMOTE 1

LINE 1.	Total Labor Hours for Maintenance / Service of Remotes and Converters	8,239,454 hrs.
LINE 2.	Percentage of Line 1 Allocated to Remotes	0.0500
LINE 3.	Total Maintenance / Service Hours Allocated to Remotes	411,973
LINE 4.	Schedule C, Line C - Total Units in Service-Remote 1	17,313,803
LINE 5.	Number of Units-Remote 1 / Total Remote Units [Line 4 / (Line 4 + Line 8)]	1.0000
LINE 6.	Total Maintenance / Service Hours Allocated to Remote 1 (Line 3 x Line 5)	411,973 hrs.

SCHEDULE C, LINE B - REMOTE 2

LINE 7.	Total Maintenance / Service Hours Allocated to Remotes (Line 3)	411,973 hrs.
LINE 8.	Schedule C, Line C - Total Units in Service-Remote 2	
LINE 9.	Number of Units-Remote 2 / Total Remote Units [Line 8 / (Line 4 + Line 8)]	
LINE 10.	Total Maintenance / Service Hours Allocated to Remote 2 (Line 7 x Line 9)	hrs.

SCHEDULE C, LINE B - CABLE CARD

LINE 11.	Total Maintenance / Service Hours Allocate to Cable Card	726 hrs.
LINE 12.	Schedule C, Line C - Total Units in Service-Cable Card	8,715
LINE 13.	Allocation Percentage	1.0000
LINE 14.	Total Maintenance / Service Hours Allocated to Cable Card (Line 11 x Line 13)	726 hrs.

SCHEDULE C, LINE B - CONVERTER 1

LINE 15.	Line 1 above	8,239,454 hrs.
LINE 16.	Total Labor Hours Allocated to Converters (Line 1 - Line 3 - Line 12)	7,826,755 hrs.
LINE 17.	Schedule C, Line C - Total Units in Service-Converter 1	243,486
LINE 18.	Number of Units-Converter 1 / Total Converter Units [Line 17 / (Line 17 + Line 21 + Line 25)]	0.0141
LINE 19.	Total Maintenance / Service Hours Allocated to Converter 1 (Line 16 x Line 18)	110,044 hrs.

SCHEDULE C, LINE B - CONVERTER 2

LINE 20.	Total Labor Hours Allocated to Converters (Line 16)	7,826,755 hrs.
LINE 21.	Schedule C, Line C - Total Units in Service-Converter 2	15,855,516
LINE 22.	Number of Units-Converter 2 / Total Converter Units [Line 21 / (Line 17 + Line 21 + Line 25)]	0.9158
LINE 23.	Total Maintenance / Service Hours Allocated to Converter 2 (Line 20 x Line 22)	7,167,507 hrs.

SCHEDULE C, LINE B - CONVERTER 3

LINE 24.	Total Labor Hours Allocated to Converters (Line 16)	7,826,755 hrs.
LINE 25.	Schedule C, Line C - Total Units in Service-Converter 3	1,214,801
LINE 26.	Number of Units-Converter 3 / Total Converter Units [Line 25 / (Line 17 + Line 21 + line 25)]	0.0702
LINE 27.	Total Maintenance / Service Hours Allocated to Converter 3 (Line 24 x Line 26)	549,125 hrs.

SCHEDULE C, LINE B - CONVERTER 4

4-C.25

2004 SAMPLE SYSTEM AVERAGE INSTALLATION TIMES BY STRATA

GL NUMBER	SYSTEM NAME	STRATA	SUBS	Unwired Aerial	Unwired Underground	Unwired <sup>1</sup>	Prewired	AO Same	AO Separate	Move Outlet	Upgrade	Downgrade	VCR Same	VCR Separate	Inside Wire Serv Call	TC Customer Owned Equip	TC Customer Education	Combined Trouble Call <sup>2</sup>			
E000385	SANTA BARBARA	1	36,251	1.2500	1.2500	1.2500	1.0000	0.5000	0.7500	0.7500	0.7500	0.5000	0.2500	0.7500	1.0000	1.0000	1.0000	1.0000			
E000820	WILLOW GROVE	1	59,415	1.8333	1.8333	1.5650	0.6330	0.7005	0.9601	0.3333	0.6004	0.5000	0.3333	0.5833	0.5833	0.5000	0.5000	0.5278			
E000615	TUCSON	1	80,364	1.4167	1.0833	1.0777	0.6448	0.4534	0.6607		0.5425	0.3931			1.0000	0.8333	0.3333	0.7222			
E000544	AUGUSTA	1	109,613	1.7500	1.5000	1.5883	1.1953	0.5833	0.8333	0.8333	0.5000	0.5000	0.2500	0.4167	1.0000	0.6667	0.5833	0.7500			
E000135	PRINCE WILLIAM COUNTY	1	110,632	1.0000	1.3333	1.3167	0.6667	0.3333	0.6667	0.5000	0.3333	0.2500	0.3333	0.3333	0.6667	0.5000	0.3333	0.5000			
E000610	ALBUQUERQUE	1	132,650	1.5000	1.2500	1.3308	0.6667	0.2500	0.5000	0.2500	0.4167	0.2500	0.2500	0.5000	0.7500	0.5000	0.4167	0.5556			
E000853	DELAWARE COUNTY	1	138,836	1.7500	1.2500	1.7302	0.7500	0.6667	0.7500	0.7500	0.5000	0.5000	0.2500	0.3333	1.0000	0.7500	0.5833	0.7778			
TOTAL				MEAN(M)	1.5000	1.3571	1.4084	0.7938	0.4982	0.7315	0.5694	0.5204	0.4133	0.2778	0.4861	0.8571	0.6786	0.5357	0.6905		
				SD	0.3043	0.2440	0.2271	0.2183	0.1570	0.1450	0.2439	0.1330	0.1182	0.0430	0.1617	0.1846	0.1950	0.2300	0.1774		
ESTIMATED TOTAL				NUMBER OF SYSTEMS(N)	48	(M*N)	72.0000	65.1422	67.8026	38.1019	23.9127	35.1139	27.3328	24.9799	19.8383	13.3328	23.3328	41.1429	32.5714	25.7136	33.1426
E000125	CHESAPEAKE BAY	2	156,526	1.5000	1.5000	1.5000	0.9167	0.4167	0.7500	0.5833	0.4167	0.4167	0.2500	0.4167	0.7500	0.6667	0.5833	0.6667			
E000420	KNOXVILLE	2	160,295	1.0000	1.0000	0.9750	0.7544	0.3517	0.4569	0.5000	0.3282	0.3169	0.4167	0.5000	0.7500	0.6667	0.5833	0.6667			
E000762	WILLIAMETTE VALLEY	2	165,597	1.5000	1.5000	1.5000	1.0833	0.6667	0.7500	0.7500	0.4167	0.3333	0.1667	0.3333	0.7500	0.6667	0.5833	0.6667			
E000255	INDIANAPOLIS	2	191,027	1.0000	1.0000	1.0000	0.9167	0.5833	0.6667	0.5833	0.3333	0.3333	0.0833	0.3333	0.5000	0.5000	0.5000	0.5000			
E000742	DENVER METRO SOUTH	2	239,286	1.1667	1.1667	1.1667	1.0000	0.4167	0.7500	0.7500	0.5833	0.5833		0.3333	1.0000	1.0000	1.0000	1.0000			
E000781	SALT LAKE CITY	2	243,237	1.5000	1.5000	1.5000	0.8333	0.5000	0.7500		0.5000	0.3333	0.1667	0.5000	0.7500	0.5833	0.5000	0.6111			
E000591	JACKSONVILLE	2	276,217	2.2500	2.2500	1.9609	1.5000	0.5000	1.0833	1.0000	0.5000	0.5000		0.7500	0.7500	0.7500	0.7500	0.7500			
E000731	DALLAS WEST	2	282,288	1.3333	1.3333	1.3333	0.7500	0.5000	0.7500	0.5000	0.2500	0.2500	0.0833	0.3333	0.7500	0.7500	0.1667	0.5556			
TOTAL				MEAN(M)	1.4063	1.4063	1.3670	0.9693	0.4919	0.7446	0.6667	0.4160	0.3833	0.1945	0.3928	0.7500	0.6979	0.5833	0.6771		
				SD	0.4020	0.4020	0.3241	0.2432	0.1001	0.1706	0.1800	0.1097	0.1098	0.1255	0.0793	0.1336	0.1473	0.2357	0.1514		
ESTIMATED TOTAL				NUMBER OF SYSTEMS(N)	38	(M*N)	53.4375	53.4375	51.9456	36.8336	18.6917	28.2952	25.3330	15.8088	14.5672	7.3891	14.9280	28.5000	26.5212	22.1664	25.7292
E000286	NORTH BAY	3	306,004	0.8833	0.6000	0.7559	0.5690	0.2892	0.5264		0.4842	0.3730			0.7500	0.6000	0.4167	0.5889			
E000607	LANSING/GRAND RAPIDS	3	370,567	1.6667	1.5000	1.4248	0.8326	0.5000	0.7500	0.7500	0.3764	0.3283	0.1667	0.5000	0.8333	0.5000	0.5000	0.6111			
TOTAL				MEAN(M)	1.2750	1.0500	1.0903	0.6958	0.3946	0.6382	0.7500	0.4303	0.3506	0.1667	0.5000	0.7917	0.5500	0.4584	0.6000		
				SD	0.5539	0.6364	0.4730	0.1935	0.1490	0.1581	-	0.0762	0.0316	-	-	0.0589	0.0707	0.0589	0.0157		
ESTIMATED TOTAL				NUMBER OF SYSTEMS(N)	13	(M*N)	16.5750	13.6500	14.1742	9.0453	5.1301	8.2966	9.7500	5.5935	4.5583	2.1671	6.5000	10.2915	7.1500	5.9586	7.8000
E000364	CONNECTICUT	4	442,959	1.5000	1.3333	1.3781	0.7259	0.5000	1.0912	0.6188	0.5517	0.3333	0.1667	0.5000	0.6667	0.5000	0.3333	0.5000			
E000629	NORTH CHICAGO	4	457,114	1.4167	1.2500	1.3677	0.8007	0.3561	0.4749	0.6009	0.4167	0.4167	0.2500	0.4167	0.7500	0.6667	0.5000	0.6389			
E000304	NEW ENGLAND EAST	4	542,453	1.3333	1.3333	1.3333	0.8333	0.3333	0.5000	0.5000	0.6667	0.5000	0.2500	0.4167	0.8333	0.6667	0.5000	0.6667			
TOTAL				MEAN(M)	1.4167	1.3055	1.3597	0.7866	0.3965	0.6887	0.5732	0.5450	0.4167	0.2222	0.4445	0.7500	0.6111	0.4444	0.6019		
				SD	0.0834	0.0481	0.0235	0.0551	0.0904	0.3488	0.0641	0.1251	0.0834	0.0481	0.0481	0.0833	0.0962	0.0962	0.0893		
ESTIMATED TOTAL				NUMBER OF SYSTEMS(N)	11	(M*N)	15.5833	14.3809	14.9568	8.6530	4.3610	7.5757	6.3056	5.9955	4.5833	2.4446	4.8891	8.2500	6.7225	4.8888	6.6204
GRAND TOTAL					110	4,501,331	1.4327	1.3326	1.3516	0.8421	0.4736	0.7207	0.6247	0.4762	0.3959	0.2303	0.4514	0.8017	0.6633	0.5339	0.6663

1 Average of Unwired Aerial and Unwired Underground, with equal weights for each type.  
 2 Average of Inside Wire Service Calls, Customer-Owned Equipment Calls, and Customer Education Calls, with equal weights for each type.

W-C-26

**2004 SAMPLE SYSTEM INSTALLATION ACTIVITY BY STRATA**

GL NUMBER	SYSTEM NAME	STRATA	SUBS	# of Unwired Aerial Installs	# of Unwired Underground Installs	# of Unwired Installs <sup>1</sup>	# of Prewired Installs	# of AO Same Installs	# of AO Separate Installs	# of Move Outlet Installs	# of Upgrade Installs	# of Downgrade Installs
E000385	SANTA BARBARA	1	36,251	3.00	12.17	60.50	880.75	784.25	82.67	9.25	569.88	45.17
E000820	WILLOW GROVE	1	59,415	16.50	0.25	85.83	746.34	607.08	128.16	-	795.63	313.38
E000615	TUCSON	1	80,364	19.67	213.50	577.25	1,599.67	1,812.75	466.50	-	1,857.71	556.71
E000544	AUGUSTA	1	109,613	77.50	82.75	297.83	2,852.41	3,578.33	347.41	0.75	2,654.29	515.54
E000135	PRINCE WILLIAM COUNTY	1	110,632	6.92	182.08	466.58	3,013.33	887.42	254.16	14.50	5,074.91	347.58
E000610	ALBUQUERQUE	1	132,650	127.17	216.92	575.42	3,420.91	5,804.00	301.25	53.25	3,219.00	250.25
E000853	DELAWARE COUNTY	1	138,836	60.42	4.83	374.42	2,088.84	1,227.25	921.00	-	4,962.83	1,393.67
<b>TOTAL</b>			<b>MEAN(M)</b>	<b>44.45</b>	<b>101.79</b>	<b>348.26</b>	<b>2,086.04</b>	<b>2,071.58</b>	<b>357.31</b>	<b>11.11</b>	<b>2,733.47</b>	<b>488.90</b>
			<b>SD</b>	<b>46.03</b>	<b>100.24</b>	<b>213.28</b>	<b>1,057.76</b>	<b>1,858.87</b>	<b>280.32</b>	<b>19.44</b>	<b>1,821.07</b>	<b>433.69</b>
<b>ESTIMATED TOTAL</b>	<b>NUMBER OF SYSTEMS(N)</b>	<b>48</b>	<b>(M*N)</b>	<b>2,133.81</b>	<b>4,885.71</b>	<b>16,716.66</b>	<b>100,129.69</b>	<b>99,435.93</b>	<b>17,150.79</b>	<b>533.07</b>	<b>131,206.33</b>	<b>23,467.15</b>
E000125	CHESAPEAKE BAY	2	156,526	185.08	149.83	807.49	2,631.00	3,137.75	553.25	4.50	4,542.83	1,945.00
E000420	KNOXVILLE	2	160,295	137.00	70.00	415.92	2,902.25	1,942.41	250.50	0.17	4,442.00	2,359.17
E000762	WILLIAMETTE VALLEY	2	165,597	110.08	159.00	400.66	3,679.00	2,484.66	150.17	62.00	2,784.04	1,508.79
E000255	INDIANAPOLIS	2	191,027	27.17	120.17	533.51	4,124.34	4,132.59	614.00	11.92	4,499.79	682.80
E000742	DENVER METRO SOUTH	2	239,286	51.25	460.17	675.42	6,108.92	983.75	97.67	-	6,470.29	483.37
E000781	SALT LAKE CITY	2	243,237	439.75	631.58	1,570.66	7,400.41	1,758.50	1,073.92	-	7,105.96	3,241.96
E000591	JACKSONVILLE	2	276,217	172.33	359.42	865.33	6,774.75	10,000.66	3,157.84	98.67	6,053.71	1,389.98
E000731	DALLAS WEST	2	282,288	42.92	105.75	807.09	8,215.08	8,946.58	780.16	21.58	8,061.46	1,855.13
<b>TOTAL</b>			<b>MEAN(M)</b>	<b>145.70</b>	<b>256.99</b>	<b>759.51</b>	<b>5,229.47</b>	<b>4,173.36</b>	<b>834.69</b>	<b>24.85</b>	<b>5,495.01</b>	<b>1,683.20</b>
			<b>SD</b>	<b>132.88</b>	<b>203.45</b>	<b>373.92</b>	<b>2,157.43</b>	<b>3,415.29</b>	<b>995.57</b>	<b>36.38</b>	<b>1,723.80</b>	<b>889.78</b>
<b>ESTIMATED TOTAL</b>	<b>NUMBER OF SYSTEMS(N)</b>	<b>38</b>	<b>(M*N)</b>	<b>5,536.51</b>	<b>9,765.62</b>	<b>28,861.40</b>	<b>198,719.84</b>	<b>158,587.82</b>	<b>31,718.17</b>	<b>944.44</b>	<b>208,810.40</b>	<b>63,961.63</b>
E000286	NORTH BAY	3	306,004	215.58	117.75	577.83	7,037.75	8,972.33	3,469.17	-	7,042.09	3,065.66
E000607	LANSING/GRAND RAPIDS	3	370,567	191.08	417.42	791.25	7,201.66	3,532.92	364.09	105.09	2,053.63	918.88
<b>TOTAL</b>			<b>MEAN(M)</b>	<b>203.33</b>	<b>267.59</b>	<b>684.54</b>	<b>7,119.71</b>	<b>6,252.63</b>	<b>1,916.63</b>	<b>52.54</b>	<b>4,547.86</b>	<b>1,992.27</b>
			<b>SD</b>	<b>17.32</b>	<b>211.90</b>	<b>150.91</b>	<b>115.90</b>	<b>3,846.24</b>	<b>2,195.63</b>	<b>74.31</b>	<b>3,527.37</b>	<b>1,518.01</b>
<b>ESTIMATED TOTAL</b>	<b>NUMBER OF SYSTEMS(N)</b>	<b>13</b>	<b>(M*N)</b>	<b>2,643.29</b>	<b>3,478.61</b>	<b>8,899.02</b>	<b>92,556.19</b>	<b>81,284.13</b>	<b>24,916.17</b>	<b>683.06</b>	<b>59,122.16</b>	<b>25,899.53</b>
E000364	CONNECTICUT	4	442,959	155.75	30.92	277.92	5,283.25	5,464.00	309.59	85.50	7,388.75	1,833.17
E000629	NORTH CHICAGO	4	457,114	191.00	164.67	1,340.42	7,541.00	3,048.25	5,765.25	81.92	5,147.30	2,638.79
E000304	NEW ENGLAND EAST	4	542,453	312.08	8.67	1,132.67	12,820.00	13,314.25	1,265.08	160.41	16,222.58	2,788.17
<b>TOTAL</b>			<b>MEAN(M)</b>	<b>219.61</b>	<b>68.09</b>	<b>917.00</b>	<b>8,548.08</b>	<b>7,275.50</b>	<b>2,446.64</b>	<b>109.28</b>	<b>9,586.21</b>	<b>2,420.04</b>
			<b>SD</b>	<b>82.00</b>	<b>84.38</b>	<b>563.13</b>	<b>3,867.99</b>	<b>5,367.39</b>	<b>2,913.44</b>	<b>44.32</b>	<b>5,855.52</b>	<b>513.71</b>
<b>ESTIMATED TOTAL</b>	<b>NUMBER OF SYSTEMS(N)</b>	<b>11</b>	<b>(M*N)</b>	<b>2,415.71</b>	<b>748.95</b>	<b>10,087.02</b>	<b>94,028.92</b>	<b>80,030.50</b>	<b>26,913.03</b>	<b>1,202.03</b>	<b>105,448.31</b>	<b>26,620.48</b>
<b>GRAND TOTAL</b>		<b>110</b>	<b>4,501,331</b>	<b>115.72</b>	<b>171.63</b>	<b>586.95</b>	<b>4,413.04</b>	<b>3,812.17</b>	<b>915.44</b>	<b>30.57</b>	<b>4,587.16</b>	<b>1,272.26</b>

<sup>1</sup> Average of # of Unwired Aerial Installs and # of Unwired Underground Installs, with equal weights for each type.

4-C.27

**2004 SAMPLE SYSTEM TOTAL INSTALLATION HOURS BY STRATA**

GL NUMBER	SYSTEM NAME	STRATA	SUBS	Unwired <sup>1</sup>	Prewired	AO Same	AO Separate	Move Outlet	Upgrade	Downgrade
E000385	SANTA BARBARA	1	36,251	75.63	880.75	392.12	62.00	6.94	427.41	22.58
E000820	WILLOW GROVE	1	59,415	134.33	472.45	425.29	123.05	-	477.70	156.69
E000615	TUCSON	1	80,364	622.12	1,031.42	821.95	308.20	-	1,007.80	218.84
E000544	AUGUSTA	1	109,613	473.04	3,409.58	2,087.24	289.50	0.62	1,327.15	257.77
E000135	PRINCE WILLIAM COUNTY	1	110,632	614.33	2,008.99	295.78	169.45	7.25	1,691.47	86.90
E000610	ALBUQUERQUE	1	132,650	765.78	2,280.72	1,401.00	150.63	13.31	1,341.36	62.56
E000853	DELAWARE COUNTY	1	138,836	647.81	1,566.63	818.21	690.75	-	2,481.42	696.83
<b>TOTAL</b>			<b>MEAN(M)</b>	476.15	1,664.36	891.65	256.22	4.02	1,250.61	214.60
			<b>SD</b>	268.02	999.11	648.23	210.85	5.25	713.83	228.79
<b>ESTIMATED TOTAL</b>	<b>NUMBER OF SYSTEMS(N)</b>	<b>48</b>	<b>(M*N)</b>	<b>22,855.21</b>	<b>79,889.38</b>	<b>42,799.42</b>	<b>12,298.80</b>	<b>192.82</b>	<b>60,029.50</b>	<b>10,300.61</b>
E000125	CHESAPEAKE BAY	2	156,526	1,211.24	2,411.84	1,307.50	414.94	2.62	1,893.00	810.48
E000420	KNOXVILLE	2	160,295	405.54	2,189.57	683.13	114.45	0.09	1,457.71	747.58
E000762	WILLIAMETTE VALLEY	2	165,597	601.00	3,985.46	1,656.53	112.63	46.50	1,160.11	502.88
E000255	INDIANAPOLIS	2	191,027	533.51	3,780.78	2,410.54	409.36	6.95	1,499.78	227.58
E000742	DENVER METRO SOUTH	2	239,286	788.01	6,108.92	409.93	73.25	-	3,774.12	281.95
E000781	SALT LAKE CITY	2	243,237	2,356.00	6,166.76	879.25	805.44	-	3,552.98	1,080.55
E000591	JACKSONVILLE	2	276,217	1,696.81	10,162.13	5,000.33	3,420.88	98.67	3,026.85	694.69
E000731	DALLAS WEST	2	282,288	1,076.09	6,161.31	4,473.29	585.12	10.79	2,015.36	463.78
<b>TOTAL</b>			<b>MEAN(M)</b>	1,083.52	5,120.85	2,102.56	742.01	20.70	2,297.49	601.19
			<b>SD</b>	664.83	2,607.22	1,745.18	1,112.26	35.13	1,011.86	286.31
<b>ESTIMATED TOTAL</b>	<b>NUMBER OF SYSTEMS(N)</b>	<b>38</b>	<b>(M*N)</b>	<b>41,173.89</b>	<b>194,592.17</b>	<b>79,897.35</b>	<b>28,196.32</b>	<b>786.67</b>	<b>87,304.61</b>	<b>22,845.09</b>
E000286	NORTH BAY	3	306,004	436.77	3,934.05	2,595.20	1,826.17	-	3,409.49	1,143.45
E000607	LANSING/GRAND RAPIDS	3	370,567	1,127.35	5,996.00	1,766.46	273.07	78.82	772.94	301.66
<b>TOTAL</b>			<b>MEAN(M)</b>	782.06	4,965.03	2,180.83	1,049.62	39.41	2,091.22	722.55
			<b>SD</b>	488.31	1,458.01	586.01	1,098.21	55.73	1,864.32	595.23
<b>ESTIMATED TOTAL</b>	<b>NUMBER OF SYSTEMS(N)</b>	<b>13</b>	<b>(M*N)</b>	<b>10,166.77</b>	<b>64,545.33</b>	<b>28,350.77</b>	<b>13,645.02</b>	<b>512.30</b>	<b>27,185.81</b>	<b>9,393.20</b>
E000364	CONNECTICUT	4	442,959	383.00	3,835.11	2,732.00	337.82	52.91	4,076.56	611.00
E000629	NORTH CHICAGO	4	457,114	1,833.34	6,038.13	1,085.38	2,737.96	49.22	2,144.88	1,099.59
E000304	NEW ENGLAND EAST	4	542,453	1,510.18	10,682.91	4,437.64	632.54	80.21	10,815.60	1,394.08
<b>TOTAL</b>			<b>MEAN(M)</b>	1,242.17	6,852.05	2,751.67	1,236.10	60.78	5,679.01	1,034.89
			<b>SD</b>	761.41	3,495.70	1,676.22	1,308.96	16.93	4,552.06	395.53
<b>ESTIMATED TOTAL</b>	<b>NUMBER OF SYSTEMS(N)</b>	<b>11</b>	<b>(M*N)</b>	<b>13,663.92</b>	<b>75,372.52</b>	<b>30,268.41</b>	<b>13,597.15</b>	<b>668.57</b>	<b>62,469.14</b>	<b>11,383.77</b>
<b>GRAND TOTAL</b>		<b>110</b>	<b>4,501,331</b>	<b>798.73</b>	<b>3,767.27</b>	<b>1,648.33</b>	<b>615.79</b>	<b>19.64</b>	<b>2,154.45</b>	<b>490.21</b>

<sup>1</sup> Based on the weighted average of Aerial and Underground Install Times, with weights equal to Activity Levels for each install time type.

4-0128

**2004 Estimates and Standard Errors**

**AVG. INSTALL TIME - UNWIRED\***

Stratum	N	n	Mean	N*Mean	s	N(N-n)s <sup>2</sup> /n
1	48	7	1.4084	67.60	0.2271	14.50
2	38	8	1.3670	51.95	0.3241	14.97
3	13	2	1.0903	14.17	0.4730	16.00
4	11	3	1.3597	14.96	0.0235	0.02
110 20				148.68		45.48
			Estimated Total =	148.68		
			Std. Error =	6.74		
			Estimated Mean =	1.3516		
			Std. Error =	0.0613		
			COEFFICIENT OF VARIATION =	4.54%		

\* Average of Aerial and Underground, with equal weights.

**INSTALL ACTIVITY - UNWIRED\*\***

Stratum	N	n	Mean	N*Mean	s	N(N-n)s <sup>2</sup> /n
1	48	7	348.26	16,716.48	213.28	12788727.05
2	38	8	759.51	28,861.38	373.92	19923803.71
3	13	2	684.54	8,899.02	150.91	1628328.71
4	11	3	917.00	10,087.00	563.13	9302051.64
110 20				64,563.88		49642911.11
			Estimated Total =	64,563.88		
			Std. Error =	6,606.28		
			Estimated Mean =	586.9444		
			Std. Error =	60.0571		
			COEFFICIENT OF VARIATION =	10.23%		

\*\* Average of # of Aerial Installs and # of Underground Installs, with equal weights.

**INSTALL TOTAL HOURS - UNWIRED\*\*\***

Stratum	N	n	Mean	N*Mean	s	N(N-n)s <sup>2</sup> /n
1	48	7	476.15	22,855.20	268.02	20195818.54
2	38	8	1,083.52	41,173.76	664.83	62984847.37
3	13	2	782.06	10,166.78	488.31	17048935.91
4	11	3	1,242.17	13,663.87	761.41	17005858.85
110 20				87,859.61		117235460.67
			Estimated Total =	87,859.61		
			Std. Error =	10,827.53		
			Estimated Mean =	798.7237		
			Std. Error =	98.4321		
			COEFFICIENT OF VARIATION =	12.32%		

UNWIRED

Estimated Population Mean Time per Install =	1.3608
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\*\*\* Weighted average of Aerial and Underground (weights = activity levels).

**AVG. INSTALL TIME - PREWIRED**

Stratum	N	n	Mean	N*Mean	s	N(N-n)s <sup>2</sup> /n
1	48	7	0.7938	38.10	0.2183	13.40
2	38	8	0.9693	36.83	0.2432	8.43
3	13	2	0.6956	9.05	0.1935	2.68
4	11	3	0.7866	8.65	0.0551	0.09
110 20				92.63		24.59
			Estimated Total =	92.63		
			Std. Error =	4.96		
			Estimated Mean =	0.8421		
			Std. Error =	0.0451		
			COEFFICIENT OF VARIATION =	5.35%		

**INSTALL ACTIVITY - PREWIRED**

Stratum	N	n	Mean	N*Mean	s	N(N-n)s <sup>2</sup> /n
1	48	7	2,086.04	100,129.92	1,057.76	314558433.75
2	38	8	5,229.47	198,719.86	2,157.43	663266849.20
3	13	2	7,119.71	92,556.23	115.90	960445.92
4	11	3	8,548.08	94,028.88	3,867.99	438866168.11
110 20				485,434.89		1417651896.97
			Estimated Total =	485,434.89		
			Std. Error =	37,651.72		
			Estimated Mean =	4,413.0445		
			Std. Error =	342.2883		
			COEFFICIENT OF VARIATION =	7.76%		

**INSTALL TOTAL HOURS - PREWIRED**

Stratum	N	n	Mean	N*Mean	s	N(N-n)s <sup>2</sup> /n
1	48	7	1,664.36	79,889.28	999.11	280642645.56
2	38	8	5,120.85	194,592.30	2,607.22	968657448.30
3	13	2	4,965.03	64,545.39	1,458.01	151994210.95
4	11	3	6,852.05	75,372.55	3,495.70	358450942.37
110 20				414,399.52		1759745247.17
			Estimated Total =	414,399.52		
			Std. Error =	41,949.32		
			Estimated Mean =	3,767.2684		
			Std. Error =	381.3574		
			COEFFICIENT OF VARIATION =	10.12%		

PREWIRED

Estimated Population Mean Time per Install =	0.8537
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4-C-29

**2004 Estimates and Standard Errors**

**AVG. INSTALL TIME - AO SAME**

Stratum	N	n	Mean	N*Mean	s	N(N-n)s <sup>2</sup> /n
1	48	7	0.4982	23.91	0.1670	7.84
2	38	8	0.4919	18.69	0.1001	1.43
3	13	2	0.3946	5.13	0.1490	1.59
4	11	3	0.3965	4.36	0.0904	0.24
110 20				52.10		11.10
			Estimated Total =	52.10		
			Std. Error =	3.33		
			Estimated Mean =	0.4736		
			Std. Error =	0.0303		
			COEFFICIENT OF VARIATION =	6.39%		

**INSTALL ACTIVITY - AO SAME**

Stratum	N	n	Mean	N*Mean	s	N(N-n)s <sup>2</sup> /n
1	48	7	2,071.58	99,435.84	1,858.87	971460375.45
2	38	8	4,173.36	158,587.68	3,415.29	1662149324.23
3	13	2	6,252.63	81,284.19	3,846.24	1057739692.84
4	11	3	7,275.50	80,030.50	5,367.39	845060345.42
110 20				419,338.21		4536409737.94
			Estimated Total =	419,338.21		
			Std. Error =	67,352.87		
			Estimated Mean =	3,812.1655		
			Std. Error =	612.2989		
			COEFFICIENT OF VARIATION =	16.06%		

**INSTALL TOTAL HOURS - AO SAME**

Stratum	N	n	Mean	N*Mean	s	N(N-n)s <sup>2</sup> /n
1	48	7	891.65	42,799.20	648.23	118136828.22
2	38	8	2,102.56	79,897.28	1,745.18	434005585.62
3	13	2	2,180.83	28,350.79	586.01	24553651.99
4	11	3	2,751.67	30,268.37	1,676.22	82418262.33
110 20				181,315.64		659114328.15
			Estimated Total =	181,315.64		
			Std. Error =	25,673.22		
			Estimated Mean =	1,648.3240		
			Std. Error =	233.3929		
			COEFFICIENT OF VARIATION =	14.16%		

**AO SAME**

Estimated Population Mean Time per Install = 0.4324

**AVG. INSTALL TIME - AO SEPARATE**

Stratum	N	n	Mean	N*Mean	s	N(N-n)s <sup>2</sup> /n
1	48	7	0.7315	35.11	0.1450	5.91
2	38	8	0.7446	28.29	0.1706	4.15
3	13	2	0.6382	8.30	0.1581	1.79
4	11	3	0.6887	7.58	0.3488	3.57
110 20				79.28		15.41
			Estimated Total =	79.28		
			Std. Error =	3.93		
			Estimated Mean =	0.7207		
			Std. Error =	0.0357		
			COEFFICIENT OF VARIATION =	4.95%		

**INSTALL ACTIVITY - AO SEPARATE**

Stratum	N	n	Mean	N*Mean	s	N(N-n)s <sup>2</sup> /n
1	48	7	357.31	17,150.88	280.32	22092009.59
2	38	8	834.69	31,718.22	995.57	141240246.55
3	13	2	1,916.63	24,916.19	2,195.63	344686563.43
4	11	3	2,446.64	26,913.04	2,913.44	248985223.92
110 20				100,698.33		757004043.48
			Estimated Total =	100,698.33		
			Std. Error =	27,513.71		
			Estimated Mean =	915.4394		
			Std. Error =	250.1246		
			COEFFICIENT OF VARIATION =	27.32%		

**INSTALL TOTAL HOURS - AO SEPARATE**

Stratum	N	n	Mean	N*Mean	s	N(N-n)s <sup>2</sup> /n
1	48	7	256.22	12,298.56	210.85	12498971.13
2	38	8	742.01	28,196.38	1,112.26	176289928.83
3	13	2	1,049.62	13,645.06	1,098.21	86233662.09
4	11	3	1,236.01	13,596.11	1,308.96	50259037.59
110 20				67,736.11		325281599.65
			Estimated Total =	67,736.11		
			Std. Error =	18,035.56		
			Estimated Mean =	615.7828		
			Std. Error =	163.9597		
			COEFFICIENT OF VARIATION =	26.63%		

**AO SEPARATE**

Estimated Population Mean Time per Install = 0.6727

4-C130

**2004 Estimates and Standard Errors**

**AVG. INSTALL TIME - MOVE OUTLET**

Stratum	N	n	Mean	N*Mean	s	N(N-n)s <sup>2</sup> /n
1	48	6	0.5694	27.33	0.2439	19.99
2	38	7	0.6667	25.33	0.1800	5.45
3*	13	1	0.7500	9.75	-	0.00
4	11	3	0.5732	6.31	0.0641	0.12
110			17		68.72	25.56
Estimated Total =						68.72
Std. Error =						5.06
Estimated Mean =						0.6247
Std. Error =						0.0460
COEFFICIENT OF VARIATION =						7.36%

\* Variance for stratum 3 imputed by averaging other strata variances.

**INSTALL ACTIVITY - MOVE OUTLET**

Stratum	N	n	Mean	N*Mean	s	N(N-n)s <sup>2</sup> /n
1	48	7	11.11	533.28	19.44	106247.71
2	38	8	24.85	944.30	36.38	188599.38
3	13	2	52.54	683.02	74.31	394821.29
4	11	3	109.28	1,202.08	44.32	57618.36
110			20		3,362.68	747286.74
Estimated Total =						3,362.68
Std. Error =						864.46
Estimated Mean =						30.5698
Std. Error =						7.8587
COEFFICIENT OF VARIATION =						25.71%

**INSTALL TOTAL HOURS - MOVE OUTLET**

Stratum	N	n	Mean	N*Mean	s	N(N-n)s <sup>2</sup> /n
1	48	7	4.02	192.96	5.25	7749.00
2	38	8	20.70	786.60	35.13	175861.66
3	13	2	39.41	512.33	55.73	222067.05
4	11	3	60.78	668.58	16.93	8407.66
110			20		2,160.47	414085.37
Estimated Total =						2,160.47
Std. Error =						643.49
Estimated Mean =						19.6406
Std. Error =						5.8500
COEFFICIENT OF VARIATION =						29.78%

**MOVE OUTLET**

Estimated Population Mean Time per Install =	0.6425
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**AVG. INSTALL TIME - UPGRADE**

Stratum	N	n	Mean	N*Mean	s	N(N-n)s <sup>2</sup> /n
1	48	7	0.5204	24.98	0.1330	4.97
2	38	8	0.4160	15.81	0.1097	1.71
3	13	2	0.4303	5.59	0.0762	0.42
4	11	3	0.5450	6.00	0.1251	0.46
110			20		52.38	7.56
Estimated Total =						52.38
Std. Error =						2.75
Estimated Mean =						0.4761
Std. Error =						0.0250
COEFFICIENT OF VARIATION =						5.25%

**INSTALL ACTIVITY - UPGRADE**

Stratum	N	n	Mean	N*Mean	s	N(N-n)s <sup>2</sup> /n
1	48	7	2,733.47	131,206.56	1,821.07	932352917.08
2	38	8	5,495.01	208,810.38	1,723.80	423436817.70
3	13	2	4,547.86	59,122.18	3,527.37	889627246.86
4	11	3	9,586.21	105,448.31	5,855.52	1005755357.80
110			20		504,587.43	3251172339.44
Estimated Total =						504,587.43
Std. Error =						57,019.05
Estimated Mean =						4,587.1585
Std. Error =						518.3550
COEFFICIENT OF VARIATION =						11.30%

**INSTALL TOTAL HOURS - UPGRADE**

Stratum	N	n	Mean	N*Mean	s	N(N-n)s <sup>2</sup> /n
1	48	7	1,250.61	60,029.28	713.83	143257261.89
2	38	8	2,297.49	87,304.62	1,011.86	145900143.99
3	13	2	2,091.22	27,185.86	1,864.32	248511767.96
4	11	3	5,679.01	62,469.11	4,552.06	607823340.48
110			20		236,988.87	1145492514.32
Estimated Total =						236,988.87
Std. Error =						33,845.13
Estimated Mean =						2,154.4443
Std. Error =						307.6830
COEFFICIENT OF VARIATION =						14.28%

**UPGRADE**

Estimated Population Mean Time per Install =	0.4697
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4-6.31

2004 Estimates and Standard Errors

AVG. INSTALL TIME - DOWNGRADE

Stratum	N	n	Mean	N*Mean	s	N(N-n)s <sup>2</sup> /n
1	48	7	0.4133	19.64	0.1182	3.93
2	38	8	0.3833	14.57	0.1098	1.72
3	13	2	0.3506	4.56	0.0316	0.07
4	11	3	0.4167	4.58	0.0834	0.20
			110	20		
				43.54		5.92
				Estimated Total =		43.54
				Std. Error =		2.43
				Estimated Mean =		0.3959
				Std. Error =		0.0221
				COEFFICIENT OF VARIATION =		5.59%

INSTALL ACTIVITY - DOWNGRADE

Stratum	N	n	Mean	N*Mean	s	N(N-n)s <sup>2</sup> /n
1	48	7	488.90	23,467.20	433.69	52879321.10
2	38	8	1,683.20	63,961.60	889.78	112818453.90
3	13	2	1,992.27	25,899.51	1,518.01	164761336.75
4	11	3	2,420.04	26,620.44	513.71	7741006.95
			110	20		
				139,948.75		338200118.69
				Estimated Total =		139,948.75
				Std. Error =		18,390.22
				Estimated Mean =		1,272.2614
				Std. Error =		167.1838
				COEFFICIENT OF VARIATION =		13.14%

INSTALL TOTAL HOURS - DOWNGRADE

Stratum	N	n	Mean	N*Mean	s	N(N-n)s <sup>2</sup> /n
1	48	7	214.60	10,300.80	228.79	14716384.65
2	38	8	601.19	22,845.22	286.31	11681211.79
3	13	2	722.55	9,393.15	595.23	25332360.83
4	11	3	1,034.89	11,383.79	395.53	4589023.44
			110	20		
				53,922.96		56318980.72
				Estimated Total =		53,922.96
				Std. Error =		7,504.60
				Estimated Mean =		490.2087
				Std. Error =		68.2236
				COEFFICIENT OF VARIATION =		13.92%

DOWNGRADE

Estimated Population Mean Time per Install =	0.3853
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AVG. INSTALL TIME - VCR SAME

Stratum	N	n	Mean	N*Mean	s	N(N-n)s <sup>2</sup> /n
1	48	6	0.2778	13.33	0.0430	0.62
2	38	6	0.1945	7.39	0.1255	3.19
3*	13	1	0.1667	2.17	0.0815	1.04
4	11	3	0.2222	2.44	0.0481	0.07
			110	16		
				25.33		4.92
				Estimated Total =		25.33
				Std. Error =		2.22
				Estimated Mean =		0.2303
				Std. Error =		0.0202
				COEFFICIENT OF VARIATION =		8.75%

AVG. INSTALL TIME - VCR SEPARATE

Stratum	N	n	Mean	N*Mean	s	N(N-n)s <sup>2</sup> /n
1	48	6	0.4861	23.33	0.1617	8.79
2	38	7	0.3928	14.93	0.0793	1.06
3*	13	1	0.5000	6.50	0.1076	1.81
4	11	3	0.4445	4.89	0.0481	0.07
			110	17		
				49.65		11.72
				Estimated Total =		49.65
				Std. Error =		3.42
				Estimated Mean =		0.4514
				Std. Error =		0.0311
				COEFFICIENT OF VARIATION =		6.90%

AVG. INSTALL TIME - TROUBLE CALLS\*\*

Stratum	N	n	Mean	N*Mean	s	N(N-n)s <sup>2</sup> /n
1	48	7	0.6905	33.14	0.1774	8.85
2	38	8	0.6771	25.73	0.1514	3.27
3	13	2	0.6000	7.80	0.0157	0.02
4	11	3	0.6019	6.62	0.0893	0.23
			110	20		
				73.29		12.37
				Estimated Total =		73.29
				Std. Error =		3.52
				Estimated Mean =		0.6663
				Std. Error =		0.0320
				COEFFICIENT OF VARIATION =		4.80%

\* Variance for stratum 3 imputed by averaging other strata variances.

\* Variance for stratum 3 imputed by averaging other strata variances.

\*\* Average of Inside Wire Service Calls, Customer-Owned Equipment Calls, and Customer Education Calls, assuming equal activity weights.

4-6,32

VILLAGE OF LA GRANGE  
Administrative Offices

**BOARD REPORT**

TO: Village President, Village Clerk,  
Board of Trustees, and Village Attorney

FROM: Robert J. Pilipiszyn, Village Manager

DATE: January 23, 2006

RE: **FOR-PROFIT SOLICITATION**

---

The Village Code provides that whenever a for-profit organization desires to solicit in the Village of La Grange, their application for a license must be reviewed by the Village Board.

The following for-profit solicitor license application has been submitted to solicit in the Village and is presented for your consideration:

Nielsen TV Ratings  
3426 N. Old Arlington Heights Road  
Arlington Heights, IL 60004

Business Owner: VNU – Netherlands  
Applicant: Michael J. Widrlechner  
Phone: (630) 390-5051  
Use: Door-to-door survey work; respondents are compensated.

Mr. Widrlechner is a contract employee with VNU – Netherlands, a global market research company. VNU is under contract with the Nielsen Rating Service to collect certain demographic and viewing information from broadcast, cable and satellite television audiences. Mr. Widrlechner will be the sole employee soliciting such data in La Grange. Solicitation will be door-to-door, for a 15 day period yet to be determined. Additional regulations governing for-profit solicitation, which include a background clearance process, are attached for your reference.

We recommend that the above listed for-profit organization be approved to solicit in the Village of La Grange.

# Village of La Grange



## FOR-PROFIT SOLICITOR LICENSE APPLICATION

Please complete the following information in detail and return to the Village Clerk's Office at the address below. PLEASE PRINT OR TYPE.

Name of Business Nielsen TV Ratings  
Current Business Address Nielsen TV Ratings 3426 N. Old Arlington Hts Rd, Arlington Heights, IL 60004  
Business Owner VNU - Netherlands  
Business Phone 800-237-6493 / 630-390-5051 Home Phone 630-390-5051 / 630-967-4484  
Description of product or services to be solicited Asking Demographics / Paying/Rewarding people  
Will solicitors be paid? YES If so, how? Salary  
Do you have a permit to solicit in another community? yes  
If yes, where? Indian Head Park Ill/Nois

Please provide two references from the municipality where you have previously solicited. Include names and addresses of persons listed.

1. \_\_\_\_\_
2. \_\_\_\_\_

If no, please provide three references, including names and addresses, from persons who are not related to the applicant or who are not otherwise in any way connected with the business operation of the organization seeking a solicitation permit.

1. PAM Van SPANKERAN 510 North Grant Street, Westmont, IL 60559
2. CHRISTINE MOBLEY 147 North Park Street, Westmont, IL 60559
3. CORRINE PETERSON 159 North Park Street Westmont, IL 60559

List the complete names and addresses of those individuals who will be soliciting.

1. Michael J. Widrechner 151 North Park Street Westmont, IL 60559
2. \_\_\_\_\_
3. \_\_\_\_\_

I/we, the undersigned, further state that I/we am/are familiar with the ordinances of the Village of La Grange relating to the business or businesses covered by this application.

Signed Michael J. Widrechner

Signed \_\_\_\_\_

53 South La Grange Road P.O. Box 668 La Grange, Illinois 60525 (708) 579-2300 Fax (708) 579-0980

4-D-1

FOR ADMINISTRATIVE USE ONLY

Date Application Received 12/ \_\_\_\_\_

Fee \_\_\_\_\_

Receipt No. \_\_\_\_\_

Approval \_\_\_\_\_

Village Manager

License granted by the President and Board of Trustees of the Village of La Grange on

\_\_\_\_\_, 19 \_\_\_\_\_.

\_\_\_\_\_  
Village President

4-D.2

# Village of La Grange



## SOLICITOR/PEDDLER REGULATIONS FOR-PROFIT ORGANIZATIONS

Anyone wishing to solicit/peddle goods or services for profit in residential and/or commercial areas of the Village of La Grange must:

1. Complete an application for a solicitor/peddler license, available at the Village Clerk's Office at the address below.
2. Submit solicitor/peddler fee of \$25; the fee of \$15 per employee or volunteer may be submitted after Village Board approval.
3. Submit a list of the name, address and phone number of each solicitor/peddler.
4. Have the solicitor/peddler license approved by the Village President and Board of Trustees.

Once the solicitor/peddler license has been granted by the Village, the solicitor/peddler must:

1. Submit photographs of the individuals who will be soliciting/peddling in the Village. (Photos can also be taken at the La Grange Police Department, 304 West Burlington Avenue.) Identification cards will be prepared by the Village.
2. Have fingerprints taken at the La Grange Police Department.
3. Register in the registration book provided in the La Grange Police Department.
4. Receive from the La Grange Police Department a list of homes where no soliciting is permitted.

Solicitors/peddlers may only operate in the Village of La Grange as specified below:

1. No solicitation/peddling shall take place on Sundays, nor shall any solicitation/peddling exceed a maximum of 15 days in a 12-month period.
2. Solicitation/peddling shall be permitted only between the hours of 10:00 a.m. to 5:00 p.m. and from 7:00 p.m. to 9:00 p.m. on weekdays and Saturdays.

(over)

4-D.3

## Solicitor/Peddler Regulations

Those businesses or persons exempt from this procedure include:

- (1) Any person soliciting for, or selling tickets for, any approved religious, charitable, school, educational, veteran's or governmental organization.
- (2) Fraternal organizations having established local chapters.

However, all organizations are requested to register at the La Grange Police Department prior to soliciting/peddling.

08/02

H:\eelder\Solicitation\RulesForProfit.wpd

4-0.4

**VILLAGE OF LA GRANGE**

Disbursement Approval by Fund

December 26, 2005

Consolidated Voucher 051226

<u>Fund No.</u>	<u>Fund Name</u>	<u>12/26/05 Voucher</u>	<u>12/16/05 Payroll</u>	<u>Total</u>
01	General	98,471.62	219,521.11	317,992.73
21	Motor Fuel Tax			0.00
22	Foreign Fire Insurance Tax	33.00		33.00
23	TIF	1,196,102.15		1,196,102.15
24	ETSB	2,627.30		2,627.30
40	Capital Projects	123,279.34		123,279.34
50	Water	4,839.81	31,382.49	36,222.30
51	Parking	12,475.28	17,337.72	29,813.00
60	Equipment Replacement			0.00
70	Police Pension			0.00
75	Firefighters' Pension	19,413.51		19,413.51
80	Sewer	366.69	7,067.89	7,434.58
90	Debt Service			0.00
91	SSA 4A Debt Service			0.00
93	SAA 269			0.00
94	SAA 270			0.00
		<u>1,457,608.70</u>	<u>275,309.21</u>	<u>1,732,917.91</u>

We the undersigned Manager and Clerk of the Village of La Grange hereby certify that, to the best of our knowledge and belief, the foregoing items are true and proper charges against the Village and hereby approve their payment.

\_\_\_\_\_  
Village Manager

\_\_\_\_\_  
Village Clerk

\_\_\_\_\_  
President

\_\_\_\_\_  
Trustee

\_\_\_\_\_  
Trustee

\_\_\_\_\_  
Trustee

\_\_\_\_\_  
Trustee

\_\_\_\_\_  
Trustee

\_\_\_\_\_  
Trustee

4-E

**VILLAGE OF LA GRANGE**

Disbursement Approval by Fund

January 9, 2006

Consolidated Voucher 060109

<u>Fund No.</u>	<u>Fund Name</u>	<u>01/09/06 Voucher</u>	<u>12/30/05 Payroll</u>	<u>Total</u>
01	General	170,950.48	204,910.38	375,860.86
21	Motor Fuel Tax			0.00
22	Foreign Fire Insurance Tax			0.00
23	TIF	22,353.37		22,353.37
24	ETSB	2,293.89		2,293.89
40	Capital Projects	2,305.00		2,305.00
50	Water	18,053.22	32,722.83	50,776.05
51	Parking	8,813.18	17,257.13	26,070.31
60	Equipment Replacement	72,212.00		72,212.00
70	Police Pension			0.00
75	Firefighters' Pension			0.00
80	Sewer	1,813.29	8,771.14	10,584.43
90	Debt Service			0.00
91	SSA 4A Debt Service			0.00
93	SAA 269			0.00
94	SAA 270			0.00
		<u>298,794.43</u>	<u>263,661.48</u>	<u>562,455.91</u>

We the undersigned Manager and Clerk of the Village of La Grange hereby certify that, to the best of our knowledge and belief, the foregoing items are true and proper charges against the Village and hereby approve their payment.

\_\_\_\_\_  
Village Manager

\_\_\_\_\_  
Village Clerk

\_\_\_\_\_  
President

\_\_\_\_\_  
Trustee

\_\_\_\_\_  
Trustee

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Trustee

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Trustee

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Trustee

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Trustee

4-F

**VILLAGE OF LA GRANGE**

Disbursement Approval by Fund

January 23, 2006

Consolidated Voucher 060123

<u>Fund No.</u>	<u>Fund Name</u>	<u>01/23/06 Voucher</u>	<u>01/13/06 Payroll</u>	<u>Total</u>
01	General	46,995.98	216,817.67	263,813.65
21	Motor Fuel Tax			0.00
22	Foreign Fire Insurance Tax			0.00
23	TIF	991.82		991.82
24	ETSB	654.43		654.43
40	Capital Projects	9,514.34		9,514.34
50	Water	103,589.15	29,652.24	133,241.39
51	Parking	14,810.72	17,851.82	32,662.54
60	Equipment Replacement			0.00
70	Police Pension	1,700.00		1,700.00
75	Firefighters' Pension	1,700.00		1,700.00
80	Sewer	750.88	6,751.25	7,502.13
90	Debt Service			0.00
91	SSA 4A Debt Service			0.00
93	SAA 269			0.00
94	SAA 270			0.00
		<u>180,707.32</u>	<u>271,072.98</u>	<u>451,780.30</u>

We the undersigned Manager and Clerk of the Village of La Grange hereby certify that, to the best of our knowledge and belief, the foregoing items are true and proper charges against the Village and hereby approve their payment.

\_\_\_\_\_  
Village Manager

\_\_\_\_\_  
Village Clerk

\_\_\_\_\_  
President

\_\_\_\_\_  
Trustee

\_\_\_\_\_  
Trustee

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Trustee

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Trustee

\_\_\_\_\_  
Trustee

\_\_\_\_\_  
Trustee

4-6

MINUTES

VILLAGE OF LA GRANGE  
SPECIAL VILLAGE BOARD MEETING  
La Grange Country Club  
620 S. Brainard Avenue  
La Grange, IL 60525

Friday, October 14, 2005 – 4:00 p.m.  
and  
Saturday, October 15, 2005 – 8:00 a.m.

1. FRIDAY, OCTOBER 14, 2005 – 4:00 P.M.

The Board of Trustees of the Village of La Grange special meeting was called to order at 4:20 p.m. by President Asperger. On roll call, as read by Village Clerk Robert Milne, the following were:

PRESENT: Trustees Horvath, Langan, Livingston, Pann and Wolf with President Asperger presiding.

ABSENT: Trustee Cremieux

OTHERS: Village Manager Robert Pilipiszyn  
Village Attorney Mark Burkland  
John Fontana, Fontana Leadership Development, Inc.

The Village Board engaged in visioning, goal setting and board development. The discussion was facilitated by John Fontana Leadership Development., Inc.

2. SATURDAY, OCTOBER 15, 2005 – 8:00 A.M.

The Board of Trustees of the Village of La Grange special meeting was reconvened and called to order at 8:00 a.m. by President Asperger. On roll call as read by Village Clerk Robert Milne, the following were:

PRESENT: Trustees Horvath, Langan, Livingston, Pann and Wolf with President Asperger presiding.

ABSENT: Trustee Cremieux

OTHERS: Village Manager Robert Pilipiszyn  
John Fontana, Fontana Leadership Development, Inc.

4-H

Board of Trustees Special Meeting Minutes  
Friday, October 14, 2005 and Saturday, October 15, 2005 - Page 2

The Village Board engaged in visioning, goal setting and board development. The discussion was facilitated by John Fontana Leadership Development, Inc. No formal action was taken by the Village Board.

The meeting adjourned at 12:15 p.m.

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Elizabeth M. Asperger, Village President

ATTEST:

\_\_\_\_\_  
Robert N. Milne, Village Clerk

\_\_\_\_\_  
Approved Date

4-11-1

MINUTES  
VILLAGE OF LA GRANGE  
EXECUTIVE COMMITTEE WORKSHOP

Village Hall  
Lower Level Conference Room  
53 South La Grange Road  
La Grange, IL 60525

Monday, November 14, 2005  
(Immediately Following the Regular Village Board Meeting)

1. Call to Order and Roll Call

An Executive Committee Workshop was held on Monday, November 14, 2005 and called to order at 10:00 p.m. in the Village Hall lower level conference room.

PRESENT: Trustees Cremieux, Horvath, Langan, Livingston, Pann,  
and Wolf with President Asperger presiding.

ABSENT: None

OTHERS: Robert Milne, Village Clerk  
Robert Pilipiszyn, Village Manager  
Sharon Peterson, Assistant Village Manager  
Lou Cipparrone, Finance Director  
Maureen Brown, Village Attorney  
Ken Knutson Reporter The Doings  
Sara Luneburg Reporter Suburban Life  
Local Residents

2. TIF - Continued Policy Discussion

President Asperger gave a brief overview of the last Executive Committee meeting indicating that the focus of future TIF projects was directed towards the continuation of the façade loan program, capital projects, and redevelopment opportunities.

President Asperger further explained that the Village was not aggressively pursuing redevelopment projects. Rather, there seemed to be consensus among the Village Board that opportunities would be considered on a case-by-case basis when brought to the attention of staff.

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### Façade Loans

It was the consensus of the Village Board to continue the façade loan program. Staff was directed to work with subsequent applicants under one of several program options which were proposed.

It was also the consensus of the Village Board to explore the Business Improvement District (BID) concept as a post-TIF strategy.

### Capital Projects

President Asperger briefly reviewed the six capital projects, and costs where available, as recommended by staff, and requested input from the Village Board.

Discussion ensued regarding prioritization and other funding sources for some of these projects.

It was the consensus of the Village Board that the first tier of priorities would consist of: way finding signage (first priority); beautification; and intersection improvements at La Grange Road and Ogden Avenue. The second tier of priorities would consist of: replacement of the overhead street lighting system along La Grange Road through the Central Business District; enhanced pedestrian crossing system at signalized intersections within the Central Business District; and improved vehicle / pedestrian movements at the La Grange Road train station along Hillgrove Avenue. Staff was directed to seek and maximize alternative revenue / grant sources for these projects to the extent possible before TIF funds are utilized.

### Redevelopment Opportunities

President Asperger invited comments from the Village Board on the elements of a redevelopment policy prepared by staff.

A brief discussion ensued. President Asperger suggested that the Village Board give additional consideration to the proposed policy points for further discussion at a later date.

A question was raised regarding the last TIF property tax levy. President Asperger offered that since there is interest among the Village Board to use TIF funds for the projects discussed this evening, perhaps the best course of action is to remain flexible and not act on the issue for the time being. President Asperger suggested that in doing so, the Village Board could review TIF annually and in the meanwhile, it is possible that the County could provide further guidance on the issue.

4-I.1

3. Parking Structure / Operational Issues

Village Manager Pilipiszyn had previously supplied the Executive Committee with an extensive report on parking structure operational issues for their review, with staff recommendations.

A brief discussion ensued. President Asperger suggested continuance of the discussion after the next regularly scheduled Village Board meeting on Monday, November 28, 2005.

4. Adjournment

The Executive Committee Workshop was adjourned at 11:30 p.m.

Respectfully submitted,

\_\_\_\_\_  
Ellie Elder, Administrative Secretary

Approved: \_\_\_\_\_

4-I.2

MINUTES  
VILLAGE OF LA GRANGE  
EXECUTIVE COMMITTEE WORKSHOP

Village Hall  
Lower Level Conference Room  
53 South La Grange Road  
La Grange, IL 60525

Monday, November 28, 2005  
(Immediately Following the Regular Village Board Meeting)

1. Call to Order and Roll Call

An Executive Committee Workshop was held on Monday, November 28, 2005 and called to order at 10:15 p.m. in the Village Hall lower level conference room.

PRESENT: Trustees Cremieux, Horvath, Langan, Livingston, Pann, and Wolf with President Asperger presiding.

ABSENT: None

OTHERS: Robert Milne, Village Clerk  
Robert Pilipiszyn, Village Manager  
Sharon Peterson, Assistant Village Manager  
Patrick Benjamin, Community Development Director  
Mike Holub, Police Chief  
David Fleege, Fire Chief  
Lou Cipparrone, Finance Director  
Mike Bojovic, Assistant Public Works Director  
Maureen Brown, Village Attorney  
Ken Knutson Reporter The Doings  
Sara Luneburg Reporter Suburban Life  
Local Residents

2. Parking Structure / Operational Policies - Continued Discussion

Village Manager Robert Pilipiszyn gave a summary of operational policies involving the parking structure and previous recommendations from the Village Board. In addition, Mr. Pilipiszyn explained that by having employees of the Central Business District park in the structure it would free up more valuable on-street parking. Mr. Pilipiszyn further stated that the structure was intended for shoppers who are going to be long-term parkers. The structure's convenience is not in its location for a quick destination trip but rather as a readily-identifiable

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destination for ample and available parking. This will be especially true for peak daytime and evening parking demand. An open, first come-first served parking policy for the permitted user groups as advocated by staff would help to accomplish these two operational objectives. Mr. Pilipiszyn also suggested that adjustments could be made after a six month review period.

Mr. Pilipiszyn also explained staff's thought process in recommending that residential decal holders continue to use Lot 2 at Harris Avenue and Sixth Avenue, rather than allocating spaces in the parking structure.

President Asperger asked for clarification of overnight parkers and was informed those decals are issued for designated areas in any of the lots between the hours of 2:00 a.m. and 6:00 a.m.

Trustee Horvath feels residents should be allowed in the deck as well as Lot #2 and Village employees should park on the upper level of the structure, thereby creating a convenience for shoppers who would be parking for a short-term.

Trustee Pann feels it would be wise to monitor occupancy and reevaluate the matter after three months.

Several La Grange residents declared that they are also shoppers, diners, decal holders and tax payers and feel they should be allowed to park in the structure overnight.

President Asperger asked if consideration was given to market rates for parking in a covered structure and Manager Pilipiszyn indicated that the demand for this type of parking would dictate a possible increase in decal fees.

Residents requested the Board to reverse their decision and allow residents to pay to park in the structure. Trustee Langan noted this is an initial proposal and could be addressed in three months.

President Asperger asked the Board for their input on whether to permit overnight decal holders to use the parking structure or only Lot 2 located on the west side of Harris between 6<sup>th</sup> and 7<sup>th</sup> Avenue.

Trustee Horvath asked why not leave Lot 2 and the parking deck both as open parking and allow people to park in either area, however mandate decal holders to utilized the upper levels of the structure.

Trustee Pann feels the parking structure should be opened up to residents as previously offered in the former Village Hall parking lot, however prices should be adjusted accordingly with designated areas and reevaluate after three months.

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Trustee Livingston knows this is a transitional period but feels that residents who had previously parked behind the Village Hall should now be allowed to park in the structure.

President Asperger noted that it appeared that the consensus of the Executive Committee was to concur with staff's recommendations but modified as follows: Allocate day / overnight spaces for residential decal parking in the structure, similar to what existed prior to construction; develop a separate cost structure for residential decals to distinguish between the use of Lot 2 and the parking structure; evaluate the issues over the next three months; and report findings and recommend adjustments if any to the Village Board thereafter.

3. Adjournment

The Executive Committee Workshop was adjourned at 11:40 p.m.

Respectfully submitted,

\_\_\_\_\_  
Ellie Elder, Administrative Secretary

Approved: \_\_\_\_\_

4-5.2

## MINUTES

VILLAGE OF LA GRANGE  
BOARD OF TRUSTEES REGULAR MEETING  
Village Hall Auditorium  
53 South La Grange Road  
La Grange, IL 60525

Monday, December 12, 2005 - 7:30 p.m.

### 1. CALL TO ORDER AND ROLL CALL

The Board of Trustees of the Village of La Grange regular meeting was called to order at 7:34 p.m. by President Asperger. On roll call, as read by Village Clerk Robert Milne, the following were:

PRESENT: Trustees Horvath, Langan, Livingston, and Pann with President Asperger presiding.

ABSENT: Trustees Cremieux and Wolf

OTHERS: Village Manager Robert Pilipiszyn  
Assistant Village Manager Sharon Peterson  
Village Attorney Mark Burkland  
Community Development Director Patrick Benjamin  
Finance Director Lou Cipparrone  
Public Works Director Ken Watkins  
Police Lieutenant Vic Arnold  
Doings Reporter Ken Knutson

### 2. PRESIDENT'S REPORT

President Asperger gave an update on the Zoning Code review process. The Zoning Code Review Committee recommends priority be given to bulk, yard and space requirements. The next meeting for the Committee will be held in January.

President Asperger commented on the success of the Holiday Walk and West End Holiday Block Party extending her thanks to the Department of Public Works for doing an outstanding job in preparation for these gatherings. President Asperger specifically commended Public Works Director Ken Watkins and Utilities Superintendent Mike Bojovic for their superb service.

Lastly, the Village is saddened to be losing Code and Development Supervisor Adam Dotson who has taken a position as Community Development Director with the City of Oak Forest.

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3. PUBLIC COMMENTS REGARDING AGENDA ITEMS

None

4. OMNIBUS AGENDA AND VOTE

- A. Ordinance (#O-05-39) – Variation – Corner Side yard Setback / Maximum Building Coverage / James and Barbara Yong, 143 South Spring Avenue
- B. Engineering Services Agreement – Neighborhood “G” Street Resurfacing Project – Heuer and Associates, Westchester, Illinois - \$144,913
- C. Consolidated Voucher 051212 - \$584,618.94
- D. Minutes of the Village of La Grange Board of Trustees Regular Meeting, Monday, November 28, 2005

It was moved by Trustee Langan to approve items A, B C and D of the Omnibus, seconded by Trustee Pann. Approved by roll call vote.

Ayes: Trustees Horvath, Langan, Livingston, Pann, and President Asperger  
Nays: None  
Absent: Trustees Cremieux and Wolf

5. CURRENT BUSINESS

- A. Resolution Levying a Tax for Library Operating Purposes: Referred to Trustee Langan

Trustee Langan explained that because the La Grange Library is a “municipal library” rather than a separate “public library district” it must levy property taxes as part of the Village of La Grange tax levy. The La Grange Library Board of Trustee’s 2005 levy request for operating purposes in FY 2005-06 is \$1,528,892 which is a 4.54% increase over last year’s tax levy. This is the allowable increase under the Property Tax Limitation Act and is equal to the increase of the Village tax levy request.

Trustee Langan noted that both Mr. Steve Moskal, Executive Director of the La Grange Library and Mr. Richard Adamczyk Trustee of the Library Board were in attendance to answer any questions.

It was moved by Trustee Langan to accept Resolution R11.15-A-2005, approved by the Library Board, seconded by Trustee Pann. Approved by roll call vote.

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Ayes: Trustees Horvath, Langan, Livingston, and Pann  
Nays: None  
Absent: Trustee Cremieux and Wolf

- B. Ordinance (#O-05-40) -- 2005 Property Tax Levy for Village Operations:  
Referred to Trustee Langan

Trustee Langan explained that since the tax levy did not exceed Truth in Taxation requirements it was not necessary to hold a public hearing to adopt the final levy. The final tax levy includes an increase of 4.54%, exclusive of debt service, over the prior year's tax extension.

Trustee Langan noted that in the past the Village has adopted an ordinance which abates the current portion of the 1998 Streetlight Bond Issue. Since staff has proposed to refund the outstanding balance of the 1998 Streetlight Bond Issue, an abatement is not part of the 2005 property tax levy. Abatement ordinances are required to be filed with Cook County prior to March 1, 2006, therefore the Village Board will be requested to approve an ordinance to abate the current portion of the 2005 Streetlight Refunding Issue in February, 2006.

It was moved by Trustee Langan to adopt the ordinance requesting a 2005 property tax levy of \$6,136,826, exclusive of debt service, which is a 4.54% increase from the 2004 levy, seconded by Trustee Horvath. Approved by roll call vote.

Ayes: Trustees Horvath, Langan, Livingston, Pann and President Asperger  
Nays: None  
Absent: Trustee Cremieux and Wolf

President Asperger explained to the audience that this item had been discussed in great length at a previous Village Board meeting.

- C. Resolution (#R-05-21) -- Cook County Interoperable Communication System: Referred to Trustee Horvath

Trustee Horvath stated that the Cook County Interoperable Communication System is a state of the art, wireless video and text communication system which is funded by the U.S. Department of Homeland Security. The Village of La Grange along with 27 other municipalities is being included in this "interoperable" system which provides the format to communicate in the event of an emergency. Trustee Horvath noted that there is no cost to the Village, however, as part of the County wide implementation process, a Resolution confirming the Village's participation is required.

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It was moved by Trustee Horvath to approve the Resolution accepting the Cook County Interoperable Communication System, seconded by Trustee Livingston. Approved by roll call vote.

Ayes: Trustees Horvath, Langan, Livingston, Pann and President Asperger  
Nays: None  
Absent: Trustee Cremieux and Wolf

D. Ordinance (#O-05-41) – Refunding of 1998 Street Light Bond Issue:  
Referred to Trustee Langan

Trustee Langan explained that in 1998 the Village Board approved the issuance of alternate revenue bonds to complete the Residential Streetlight Program. Trustee Langan noted that the bonds were due to mature in 2017 and had an average interest rate of 4.65%. Due to more favorable current interest rates, staff negotiated terms for refunding which would save the Village approximately \$100,000. Trustee Langan introduced Kevin McCanna, President of Speer Financial, Inc. to elaborate on the refunding issue.

Mr. McCanna stated that the First National Bank of La Grange has submitted a bid for the purchase of the \$2,785,000 General Obligation Refunding Bonds Series 2005 with an average interest rate of 3.73%. Mr. Speer Financial, Inc. is of the opinion that the bid is favorable to the Village and should be accepted.

It was moved by Trustee Langan to adopt the ordinance, drafted by bond counsel Holland and Knight, authorizing the issuance of \$2,785,000 General Obligation, Alternate Revenue, Refunding Bonds, Series 2005, seconded by Trustee Pann. Approved by roll call vote.

Ayes: Trustees Horvath, Langan, Livingston, Pann and President Asperger  
Nays: None  
Absent: Trustee Cremieux and Wolf

6. MANAGER'S REPORT

Village Manager Robert Pilipiszyn announced that the parking structure is open and operational as of Friday, December 2. Parking is free and available on a first come – first served basis to residents, shoppers and visitors, however, there is a 3-hour time limit until 6:00 p.m. Central Business District employees are required to purchase a parking decal. Mr. Pilipiszyn explained that the Village Board recently created a limited number of residential day and overnight decal spaces

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within the structure and has indicated that operational policies will be revisited after three months to make adjustments if necessary. Mr. Pilipiszyn added that lighting and punch list items will continue through mid-January and weather permitting the public plaza should be completed by early Spring.

After January 2, Sixth Avenue will be restored back to a two-way street and the use of the temporary public parking lot at the former IHOP location will be discontinued.

Lastly, Mr. Pilipiszyn noted the Village Hall would be closed on Monday, December 26 and Monday, January 2 in observance of the Christmas and New Year's holiday. Thus the regularly scheduled Village Board meeting on Monday, December 26 has been canceled.

7. PUBLIC COMMENTS REGARDING MATTERS NOT ON AGENDA

None

8. EXECUTIVE SESSION

9. TRUSTEE COMMENTS

Trustee Langan stated that the effect of the 2005 property tax levy on the average La Grange home with a selling price of \$400,000 would be an increase of \$24.31 from the Village levy and \$5.84 from the Library levy.

Trustee Pann complimented the Public Works Department on their expeditious removal of snow.

Trustee Horvath wished all a safe and happy holiday.

10. ADJOURNMENT

At 7:56 p.m. it was moved by Trustee Langan and seconded by Trustee Pann to adjourn.

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Elizabeth M. Asperger, Village President

ATTEST:

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Robert N. Milne, Village Clerk

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Approved Date

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