

Village of La Grange



VILLAGE BOARD MEETING

MONDAY, MARCH 12, 2012

7:30 p.m.

Village Hall Auditorium

53 South La Grange Road

La Grange, IL 60525

Elizabeth M. Asperger
Village President

Thomas Morsch
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, March 12, 2012 – 7:30 p.m.

1. CALL TO ORDER, ROLL CALL, PLEDGE OF ALLEGIANCE
 - Trustee Holder*
 - Trustee Horvath*
 - Trustee Kuchler*
 - Trustee Langan*
 - Trustee Nowak*
 - Trustee Palermo*
 - President Asperger*

2. PRESIDENT'S REPORT
 - This is an opportunity for the Village President to report on matters of interest or concern to the Village.*

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. Material Purchase – Public Works / Rock Salt

 - B. Approval of Grant – Illinois Department of Commerce & Economic Opportunity – Energy Efficiency Program
 - Material Purchase – Police and Fire Facility – Replacement Light Fixtures

 - C. Ordinance – Disposal of Surplus Property

 - D. Open Meetings Act – Review of Closed Session Minutes

 - E. Minutes of the Village of La Grange Board of Trustees Special Meeting – Capital Projects Workshop Monday, February 6, 2012

- F. Minutes of the Village of La Grange Board of Trustees Regular Meeting Monday, February 27, 2012
 - G. Consolidated Voucher 120312
5. CURRENT BUSINESS
This agenda item includes consideration of matters being presented to the Board of Trustees for action.
- A. Ordinance – Amendment to the Village’s Simplified Telecommunication Tax / Proposed 1.0% Increase in the Village’s Utility Taxes: *Referred to Trustee Nowak*
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

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.

OMNIBUS VOTE

VILLAGE OF LA GRANGE
Department of Public Works

BOARD REPORT

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

FROM: Robert J. Pilipiszyn, Village Manager
Ryan Gillingham, Director of Public Works
Lou Cipparrone, Finance Director

DATE: March 12, 2012

RE: **MATERIAL PURCHASE – PUBLIC WORKS / ROCK SALT**

The Public Works Department is responsible for maintaining roadways and parking lots throughout the Village, which includes snow and ice control services during the winter months. The Department utilizes a combination of equipment and materials to maintain roads so that they are safe and passable during these winter events. Depending on the temperature, precipitation amounts and other factors, a combination of rock salt (sodium chloride) and liquid calcium chloride are used to treat paved surfaces to melt snow and ice.

The proposed FY2012-13 budget includes \$100,000 in the General Fund for the purchase of rock salt. The Village participates in the State of Illinois' competitive purchasing program for rock salt through the Department of Central Management Services (CMS.) This program allows municipalities to aggregate their purchases to gain additional economies of scale for this commodity.

Each year staff provides CMS with the amount of salt that is estimated to be required for the coming winter season based on past usage and stored amounts of salt. This amount is then aggregated with other municipalities for the joint purchasing contract. Under the contract, the Village is required to purchase 80% of the requested amount. The yearly contract with CMS for salt is from July 1 to June 30.

H-A

The following table provides the price and the amount of salt used for the last five years:

<u>Year</u>	<u>State Vendor</u>	<u>\$ per ton</u>	<u>Tons</u>	<u>Total Cost</u>
FY2011-12	Morton Salt	58.66	1,100*	64,526
	Morton Salt	56.68	410	23,254
		58.12	1,510	87,780
FY 2010-11	Morton Salt	56.68	2,513	142,437
FY 2009-10	Morton Salt	56.68	1,719	97,405
FY 2008-09	Cargill, Inc.	58.78	1,400	82,292
		145.00	500	72,500
		147.00	500	73,500
		95.12	2,400	228,292
FY 2007-08	North American Salt	40.67	1,816	73,857
		48.00	568	27,264
		42.42	2,384	101,121

* Estimated

Five Year Average Salt Usage = 2,105 tons
Five Year Weighted Average Cost = \$62.42 / ton

Please note that in the current fiscal year staff purchased 410 tons of salt in late May to fill the salt storage facility in order to take advantage of the lower unit pricing from the previous year's CMS contract. Since there have been fewer snow events this winter season, the amount of salt used to date is below previous seasons. Staff estimates that the total amount of salt purchased for FY2011-12 will be approximately 1,500 tons, which includes the 410 tons of salt purchased this past summer to fill up the salt dome. Staff anticipates that the salt dome will be filled again at the end of the season based on the estimated total purchase of 1,500 tons.

In the past, staff has typically requested to purchase 2,000 tons of salt through the State's purchasing program based on the five year average salt usage. Under the contract the Village is required to purchase at least 80% of the requested amount, which would be 1,600 tons. Since staff estimates purchasing 1,100 tons under the current contract, there is an additional 500 tons that the Village is required to purchase from the contract that runs from July 1, 2011 to June 30, 2012.

4-A.1

Included in the current contract with Morton Salt through CMS is an additional unit price item for salt storage of \$9.00 per ton. Morton Salt would store the estimated 500 tons of salt for the Village for an additional six months (up to December 31, 2012) with this additional charge. Morton Salt indicated that the surcharge would most likely be applied on June 30, 2012 at the end of the current contract period. The Village would receive a separate bill for this charge, which is estimated to be \$4,500. The cost of the supplying the remaining salt would be at the contract unit rates and would be paid for at the time of delivery. The other alternative would be to take delivery of the salt and find alternate storage locations for the salt until it can be utilized the following winter season. Staff recommends paying the additional surcharge to Morton Salt since storing the salt in alternate facilities would require double handling of the salt, and depending on the location could leave the salt exposed to weather.

Based on the estimated quantity of stored salt at the end of this winter season, the Village's current contractual obligation, and the five year average salt requirement, staff recommends requesting 1,200 tons of salt for the FY2012-13 season. For this coming fiscal year the Village has the option to renew the existing contract with Morton Salt at the existing unit prices. Staff recommends renewing the existing contract with Morton Salt at the unit price amount of \$58.66 per ton of salt for the following reasons:

1. This unit price was competitively bid through the State's cooperative purchasing program and is consistent with previous unit prices.
2. The Village anticipates lower quantities to be requested under the next contract (1,200 vs. 2,000) and would expect the unit price to increase based on economies of scale.
3. Unit prices would be expected to increase based on continued rising fuel costs.
4. Morton Salt has been the provider of salt to the Village for the last three seasons and has provided quality material and service.

The following chart provides the anticipated budget for FY2012-13 showing both the requested and minimum purchase amounts under the proposed renewal contract with Morton Salt:

<u>Requested Purchase Amounts</u>				
FY2012-13	Morton Salt	58.66	1,200	70,392
	Morton Salt	67.66*	500	33,830
		61.31	1,700	104,222
 <u>Minimum Purchase Amounts</u>				
FY2012-13	Morton Salt	58.66	960	56,314
	Morton Salt	67.66*	500	33,830
		61.74	1,460	90,144
		FY2012-13 Budget		100,000

* Includes \$9.00 surcharge for storage

Please note that in addition to the available purchase amounts indicated in the above chart,

4-A.2

staff anticipates approximately 800 tons to be in storage at the end of this winter season available for next year. Depending on salt availability, the Village can purchase more than the 100% requested amount at the contract unit price if additional salt is needed.

In summary, staff recommends paying an additional surcharge to Morton Salt in the amount of \$9.00 per ton to store salt for the Village due to excess quantities of salt resulting from a mild winter. Staff also recommends that the Village Board authorize staff to renew the existing contract with Morton Salt for 1,200 tons of salt in the amount \$58.66 per ton for the FY2012-13 winter season.

4-A.3

VILLAGE OF LA GRANGE
Department of Public Works

BOARD REPORT

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

FROM: Robert J. Pilipiszyn, Village Manager
Ryan Gillingham, Director of Public Works

DATE: March 12, 2012

RE: **APPROVAL OF GRANT - ILLINOIS DEPARTMENT OF
COMMERCE & ECONOMIC OPPORTUNITY – ENERGY
EFFICIENCY PROGRAM**

**MATERIAL PURCHASE – POLICE AND FIRE FACILITY –
REPLACEMENT LIGHT FIXTURES**

Recent federal legislation requires the phase out of certain types of light fixtures with more energy efficient alternatives. Specifically, the production of most T-12 fluorescent lamps will no longer be allowed after July 14, 2012. Many manufacturers have already stopped producing the ballasts and lamps for these fixtures in anticipation of this deadline. The cost to maintain these existing fixtures is expected to increase due to limited supply.

In anticipation of these new requirements, various grant programs have been made available to municipalities to encourage replacement of light fixtures with more energy inefficient alternatives. As time permits, staff has identified various energy efficiency projects and applied for available grants for the various Village facilities. To date, the Village has received the following energy efficiency grants:

La Grange Energy Efficiency Projects

Project Description	Grant Source	Year	Amount
Replacement of traffic and pedestrian walk signals with new LED fixtures	IDOT / DCEO	2009	\$158,948
HVAC Replacement at Village Hall and Public Works	Metropolitan	2011	\$442,017
Replacement of light fixtures in Village Hall from T-12 to T-8	Mayors Caucus / Cook		
Replacement of light fixtures in Public Works from T-12 to T-8	County / DCEO		

Staff has identified the replacement of existing T-12 fixtures with more energy efficient T-8 fixtures at the Police and Fire facilities as the next energy efficiency improvement project to be addressed. The main reason for recommending replacement of these fixtures is due to the fact that the existing T-12 fixtures will no longer be manufactured. Eventually in the next several years replacement would be required as the Village would have no other choice since replacement ballasts and lamps are expected to become scarce. There will also be a

4-B

corresponding reduction in energy usage at these facilities. Research indicates that in a typical T12 to T8 4-lamp retrofit application, depending on the actual lamp and ballast combination used, a 35 to 45% reduction in energy usage can be realized. However this will not translate to a budget reduction for energy costs since the Village does not pay for electricity at its facilities as part of the franchise agreement with ComEd.

A lighting survey was then performed at the Police and Fire Station to determine the scope of work for the project. The survey recommended the replacement of 874 T-12 lamps with more energy efficient T-8 lamps and ballasts. With this information, staff worked with an architect to apply for the DCEO energy efficiency grant, select the appropriate replacement kit in order to be compliant with the grant requirements and achieve the proper lighting levels in the facility.

Staff applied for and received a Public Sector Energy Efficiency grant, administered by the Illinois Department of Commerce and Economic Opportunity (DCEO) in the amount of \$13,558 for the project. This grant is a reimbursable grant, which means the Village must first expend the funds and then seek reimbursement. The installation of the new lighting fixtures is planned to be done by Public Works staff. Since the grant will cover 75% of the costs of the retrofit project, the value of the labor will be used to cover the Village's required match. Funds under this grant must be expended by May 15, 2012. The Notice To Proceed for this grant is attached as Attachment 1 for your reference. Staff recommends approval of the grant agreement.

Purchasing documents and specifications were developed for the purchase of the lighting material. On February 15, 2012 the Village advertised in the local newspaper that bids would be received for this purchase in accordance with the Village's purchasing guidelines. On February 29, 2012 at 10:00 am the bid opening was held with the following results:

BIDDER	BID
Twin Supplies, Ltd., Hinsdale, IL	\$13,461.68
Crescent Electric Supply Company, Joliet, IL	\$13,914.80
Revere Electric Supply Company, Chicago, IL	\$14,277.94
Advance Electric Supply Company, Mokena, IL	\$14,931.18

As noted in the table above Twin Supplies Ltd. submitted the low bid in the amount of \$13,461.68. Village staff has reviewed the proposed Commercial Retrofit kits, ballasts and lamps and find the materials meet the requirements of DCEO and the Village's specifications. Staff recommends that the Village Board accept the low bid submitted by Twin Supplies for the purchase of light fixture materials in the total contract amount of \$13,461.68. The Village's standard contract terms and conditions will be used for the contract. If approved, we anticipate that the lighting work at the Police and Fire Station will be completed by May 1, 2012.

The grant funding of \$13,558 is expected to cover the expected material costs for the project and would therefore be budget neutral. Since this project is not included in the current fiscal

4-B.1

year budget, a budget amendment would be required at the end of the year to recognize the revenue and expenditures for this project. Staff plans to continue to assess other energy efficiency projects in the Village, make recommendations for improvements and apply for grants when possible.

In summary, staff recommends the Village Board authorize staff to enter into a contract with Twin Supplies Ltd. for the purchase of retrofit lighting materials for the Police and Fire Facilities in the amount of \$13,461.68. Additionally, staff recommends the Village Board authorize staff to execute the grant agreement with the Illinois Department of Commerce and Opportunity in the amount of the \$13,558 for the lighting replacement project.



Illinois Department of Commerce & Economic Opportunity

Pat Quinn, Governor • Warren Ribley, Director

Notice to Proceed

February 24, 2012

Ryan Gillingham, Director of Public Works
 Village of LaGrange
 53 S LaGrange Rd
 LaGrange, IL 60525-0668

RE: Application 4451 Village of LaGrange

Dear Gillingham:

The Department is in receipt of your Public Sector Energy Efficiency Pre-Approval application to improve energy efficiency. Your application has been reviewed and was found to meet all the necessary requirements to proceed with the proposed project. Please refer to Application #4451 for all correspondence regarding this project.

This letter will serve as your formal **Notice to Proceed** for this project. We have reserved funds for your project, estimated to be **\$13,558.00** and they will be held until May 15, 2012. Equipment installation must be completed and all documentation must be submitted to the Department for final review and approval. It is your responsibility to verify that all equipment meets the required specifications.

Please be advised that final documentation must include required 2011-2012 Year 4 documents (see www.illinoisenergy.org for the latest version). Final documentation must include all required forms as listed in Application Checklist located in Public Sector Energy Efficiency Program 2011-2012 Guidelines, Appendix A, page A-2. Your facility may be selected for a verification site visit.

Upon project completion, please indicate your agreement with these terms by completing the appropriate forms included in the attached Rebate Agreement and return to my attention at Illinois Department of Commerce and Economic Opportunity, Illinois Energy Office, 500 E. Monroe Street, Springfield, IL 62701.

If you have any questions or require any additional information, please feel free to contact me by telephone at (217)785-7440 or by email at richard.turner@illinois.gov.

Sincerely,

Richard Turner
Public Sector Energy Efficiency Program

www.ildceo.net

500 East Monroe
 Springfield, Illinois 62701-1643
 217/782-7500 • TDD: 800/785-6055

James R. Thompson Center
 100 West Randolph Street, Suite 3-400
 Chicago, Illinois 60601-3219
 312/814-7179 • TDD: 800/785-6055

2309 West Main, Suite 118
 Marion, Illinois 62959-1180
 618/997-4394 • TDD: 800/785-6055

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4-B.3



Illinois Department of Commerce & Economic Opportunity

Pet Quinn, Governor • Warren Ribley, Director

STATE OF ILLINOIS
DEPARTMENT OF COMMERCE AND ECONOMIC OPPORTUNITY

REBATE AGREEMENT # 536

Whereas, the Illinois Department of Commerce and Economic Opportunity (**Department**) is a public agency of the State, as defined under the Act, and is authorized under the Energy Conservation and Coal Development Act, 20 ILCS 1105/3 et seq., as amended and supplemented, to administer on behalf of the State any energy programs and activities under federal law, regulations or guidelines, and is specifically authorized under the Public Utilities Act, 220 ILCS 5/8-103 et seq., as amended and supplemented ("Public Utilities Act") to administer a portion of the Illinois Energy Efficiency Portfolio ("EEP"); and

Whereas, the EEP sets certain statutory requirements to meet incremental annual energy savings goals, procure a minimum percent of the portfolio from local government, schools, and community colleges, and target low income households proportionate to their share of annual utility revenues; and

Whereas, **Village of LaGrange (Entity)** has submitted an application that has been reviewed and was found to meet all the necessary requirements set forth in the Department's Public Sector Energy Efficiency Program Guidelines and Application; and

Whereas, the Department is in receipt of Entity's Public Sector Energy Efficiency Program (PSEEP) application/notice of intent to install a qualifying energy efficient project that produces electricity and/or natural gas savings through efficiency improvements in buildings, equipment, or process;

THEREFORE, the Parties enter into this Rebate Agreement (Agreement) to set forth their respective responsibilities relative to the rebate described herein, and hereby agree as follows:

I. Requirements

The Entity agrees to comply with all Illinois, federal laws and administrative rules applicable to the provision of services under this contract. The Entity will provide the following services to the Department:

- A. Complete the project tasks and meet the applicable specifications as outlined in the PSEEP Application, attached hereto as **Attachment A**.
- B. Allow the Department to verify compliance with the performance under the provisions of this Rebate Agreement, and grant permission to person or institutions to release information requested by the Department.
- C. Provide any additional documentation as requested by the Department.
- D. The Entity must submit a status report within 90 days from the date of this Rebate Agreement that delineates the completeness of the project tasks as outlined in the application. No status report will be necessary if the Entity has submitted the payment request/certification form pursuant to Section 4 of this Rebate Agreement.

www.ildceo.net

500 East Monroe
Springfield, Illinois 62701-1643
217/782-7500 • TDD: 800/785-6055

James R. Thompson Center
100 West Randolph Street, Suite 3-400
Chicago, Illinois 60601-3219
312/814-7179 • TDD: 800/785-6055

2309 West Main, Suite 118
Mokena, Illinois 60459-1180
618/997-4394 • TDD: 800/785-6055

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4-B.4

The Department agrees to reserve funds necessary to make the payment pursuant to Section 4 of this Rebate Agreement for the term specified below. The payment will be made once the Department is satisfied that the project tasks in the attached application have been completed, and that all documentation required by this Agreement has been submitted and approved by the Department.

2. Commitments

The Entity agrees that all warranties and representations made by the Entity in the application and this Rebate Agreement are true, accurate and complete for the term of the Agreement, and that should any warranty or representation prove to have been incorrect when made in any material respect it will constitute a default of this Rebate Agreement.

3. Term

The term of this Agreement shall begin on July 1, 2011, and shall terminate on or before May 31, 2012. As authorized under the Public Utilities Act, eligible prior incurred costs that advance efficiency measures as indicated on the pre-application are payable under the terms of this agreement.

4. Payment

The amount of the rebate for services shall not exceed \$50,000.

To receive payment, the Entity must be approved by the Department and submit final documentation by May 15, 2012. Examples of the final documentation, including the payment request, final application, and certification forms are attached hereto as **Attachment B**.

Obligations of the Department under this Agreement will cease immediately without penalty of further payment being required if in any fiscal year sufficient funding is not available to implement the EEP pursuant to the Public Utilities Act.

5. Grant Funds Recovery Act (30 ILCS 705/1, *et seq.*)

This Agreement is subject to all applicable provisions of the Illinois Grant Funds Recovery Act, including the requirement that any Grant Funds not expended or legally obligated at the expiration or termination of the Grant term must be returned to the Department within 45 days following said expiration or termination. Notwithstanding any provision specified elsewhere in this Agreement regarding the treatment of interest earned on the Grant Funds, any interest earned on Grant Funds that is not expended or legally obligated during the Grant term must also be returned to the Department within 45 days following the expiration or termination of this Agreement.

This Agreement and all books, records and supporting documents related hereto shall be available for inspection and audit by the Department, the Office of Inspector General, the Auditor General of the State of Illinois, the Illinois Attorney General or any of their duly authorized representative(s), and the Grantee agrees to fully cooperate with any audit performed by the Auditor General or the Department. Grantee agrees to provide full access to all relevant materials and to provide copies of same upon request. Failure to maintain books, records and supporting documents required by this Agreement shall establish a presumption in favor of the Department for the recovery of any Grant Funds paid by the Department under this Agreement for which adequate books, records and supporting documentation are not available to support their purported disbursement or expenditure.

4-B5

Agreements in excess of \$25,000 require, at a minimum, the filing of quarterly reports describing the progress of the program, project, or use and the expenditure of the grant funds related thereto.

6. Notices

Any notice, demand, or communication required or permitted to be given hereunder shall be given in writing at the addresses set forth in this section by any of the following means: (a) personal service, (b) electronic communication, (whether by email illinois.energy@illinois.gov or fax 217/785-2618), (c) overnight courier, or (d) registered or certified first class mail, postage prepaid, return receipt requested. Any document submitted pursuant to this Agreement must contain original signatures. The Parties, by notice given hereunder, may designate any further or different addresses to which subsequent notices, demands or communications shall be given.

To Department:

Illinois Department of Commerce
and Economic Opportunity
500 East Monroe St.
Springfield, Illinois 62701

To Entity:

Village of LaGrange
53 S LaGrange Rd
LaGrange, IL 60525-0668

Attn: Richard Turner

Attn: Ryan Gillingham

7. Entire Agreement

This Agreement constitutes the entire agreement between the Parties and shall supersede any and all prior agreements regarding the subject matter hereof.

8. Applicable Law and Severability

This Agreement shall be governed by the laws of the State. If any provision of this Agreement shall be held or deemed to be or shall in fact be inoperative or unenforceable as applied in any particular case in any jurisdiction or jurisdictions or in all cases because it conflicts with any other provision or provisions hereof or any constitution, statute, ordinance, rule of law or public policy, or for any reason, such circumstance shall not have the effect of rendering any other provision or provisions contained herein invalid, inoperative or unenforceable to any extent whatsoever. The invalidity of any one or more phrases, sentences, clauses, or sections contained in this Agreement shall not affect the remaining portions of this Agreement or any part thereof.

9. Drug Free Workplace

The Entity certifies that:

- A) It is a Corporation, Partnership, or other entity (other than an individual) **with 24 or fewer employees** at the time of execution of this Agreement.
- B) That the purpose of this grant is to fund solid waste reduction.
- C) It is a Corporation, Partnership, or other entity (other than an individual) **with 25 or more employees** at the time of execution of this Agreement, or
- D) That it is an individual.

4-B.6

If Option "A" or "B" is checked this Agreement is not subject to the requirements of the Act.

If Option "C" or "D" is checked and the amount of this rebate is five thousand dollars (\$5,000.00) or more, the Entity is notified that the Drugfree Workplace Act (30 ILCS 580/1 *et seq.*) is applicable to this Agreement, and the Entity must comply with the terms of said Act.

If the Entity is an individual, it certifies that it will not engage in the unlawful manufacture, distribution, dispensation, possession, or use of a controlled substance in the performance of this Agreement.

WHEREFORE, the Parties hereby execute this Rebate Agreement by their authorized representatives. Entity's execution of this Agreement shall serve as its certification under oath that Entity has read, understands and agrees to all provisions of this Agreement and that the information contained in the Agreement is true and correct to the best of his/her knowledge, information and belief and that the Entity shall be bound by the same. Entity acknowledges that the individual executing this Agreement is authorized to act on the Entity's behalf. Entity further acknowledges that the award of Grant Funds under this Agreement is conditioned upon the above certification.

DEPARTMENT OF COMMERCE
AND ECONOMIC OPPORTUNITY

Village of LaGrange

By:

By:

Warren Ribley, Director

Authorized Signatory

Date

Printed Name, Title

Date

4-B.7

TIN Certification

Under penalties of perjury, the undersigned certifies on behalf of the Entity that the name and taxpayer information number and legal status listed below are correct:

Name: Village of LaGrange

Taxpayer Identification Number:

SSN/FEIN: 36-6005955

Legal Status:

- | | |
|---|--|
| <input type="checkbox"/> Individual | <input type="checkbox"/> Estate or Trust |
| <input type="checkbox"/> Sole Proprietor | <input type="checkbox"/> Pharmacy - Non-corporate |
| <input type="checkbox"/> Partnership/Legal Corporation | <input type="checkbox"/> Nonresident Alien |
| <input type="checkbox"/> Corporation | <input type="checkbox"/> Pharmacy/Funeral Home/Cemetery Corp |
| <input type="checkbox"/> Not For Profit Corporation | <input type="checkbox"/> Tax Exempt |
| <input type="checkbox"/> Medical Corporation | <input type="checkbox"/> Governmental |
| <input type="checkbox"/> Limited Liability Company (select applicable tax classification) | |
| <input type="checkbox"/> C – Corporation | |
| <input type="checkbox"/> P – Partnership | |
| <input type="checkbox"/> D – Disregarded Entity | |

Approved by:

(Signature)

(Printed Name)

Title _____

Date: _____

4-B.8

Attachment A
(See Following Pages)

4-B.9

**APPENDIX A APPLICATION - PUBLIC SECTOR
STANDARD AND CUSTOM INCENTIVE PROGRAMS**

SECTION I. GENERAL INFORMATION

Complete this form along with the appropriate forms and worksheets in Appendix B (Standard Incentive Program Worksheets) and/or Appendix C (Custom Incentive Program Worksheets). For this application form and associated worksheets, DCEO encourages the use of the Excel spreadsheet, Public Sector Application Certification Incentive Worksheets and Specs.xls, available at www.illinoisenergy.org under Illinois Energy Now under the Energy Efficiency link. Applying for electric and/or natural gas incentives from both DCEO and participating utilities for the same energy efficiency measure(s) is prohibited.

Check One:

Pre-approval

Final Application

Name of Public Entity: Village of LaGrange			
Public Sector Class:			
Local Government	<input checked="" type="checkbox"/>	K-12 School	Community College
Public University		State Agency	Federal Agency
Project Manager:		Ryan Gillingham, P.E.	Title: Director of Public Works
Address:	320 East Avenue	City:	LaGrange
Telephone #:	(708) 579-2328	Fax #:	(708) 579-2330
Contractor Information		Company: N/A	
Contact Name:		N/A	
Address:	N/A	City:	N/A
Telephone #:	N/A	Fax #:	N/A
Proposed Start Date: (M/DY/YEAR)		Planned Completion Date: (M/DY/YEAR)	
3/1/2012		5/1/2012	
Electric Utility		Natural Gas Utility	
Ameren Illinois	<input checked="" type="checkbox"/>	ComEd	
			<input checked="" type="checkbox"/>
			Nicor
			Peoples Gas
			North Shore
Total Gas & Electric Incentive Requested:**		Total Project Cost:**	
\$13,558.00		\$24,000.00	
Other Public Incentive Funds***			
Specify: ***			
DCEO USE ONLY			
Standard Incentive:		Standard Incentive:	
Custom Incentive:		Custom Incentive:	
Total Incentive:		Total Incentive:	

* Incentive cannot exceed 75 percent of total project cost. The combined DCEO incentives and other public sources incentives cannot exceed 100 percent of total project cost.

** Total Project Cost = Equipment + Labor

*** Such as State Energy Program (SEP), Energy Efficiency and Conservation Block Grant (EEBCG), and Illinois Clean Energy Community Foundation (ICECF).

A-3
2/17/12
4-B.10

SECTION 3: APPLICANT CERTIFICATIONS FOR STANDARD AND CUSTOM INCENTIVE PROGRAMS

Applicant hereby certifies that:

- For electric energy projects, the project received electric delivery service from Ameren Illinois or ComEd. A copy of the electric utility bill or other documentation must be submitted with this Application.
- For natural gas energy projects, the project received natural gas delivery service from Ameren Illinois, Nicor, Peoples or North Shore. A copy of the gas utility bill or other documentation must be submitted with this Application.
- All authorizations required to perform the project, described in its application, have either been obtained or will be obtained no later than 90 days following the grant beginning date set forth in the Notice of Grant Award issued by the Department.
- The project complies with all applicable state, federal, and local environmental and zoning laws, ordinances, and regulations and that all required licenses, permits, etc., have either been obtained or will be obtained no later than 90 days following an award by DCEO.
- It is not in violation of the prohibitions against bribery of any officer or employee of the State of Illinois as set forth in 30 ILCS 505/10.1.
- It has not been barred from contracting with a unit of state or local government as a result of a violation of Section 33E-3 or 33E-4 of the Criminal Code of 1961 (720 ILCS 5/33 E-3 and 5/33 E-4).
- It is not in violation of the Educational Loan Default Act (5 ILCS 385/3).
- I understand that the State Finance Act, 30 ILCS 105/30 may apply and that payments under this incentive program are contingent upon the existence of a valid appropriation, and that no officer, institution, department, board or commission shall contract any indebtedness on behalf of the State, or assume to bind the State in an amount in excess of the money appropriated, unless expressly authorized by law.
- I understand that the Illinois Prevailing Wage Act (820 ILCS 130/0.01) may apply and that Grantees are responsible for determining if their projects will trigger compliance.
- As of the submittal date, the information provided in its application is accurate, and the individual signing below is authorized to submit this application.


Authorized Official (signature)*

(708) 579-2328

Telephone

Ryan Gillingham

(708) 579-2330

Fax

Typed/Printed Name

Director of Public Works 2/10/2012

Title

Date

36-6005955

FEIN (9 digits, Federal Employment ID Number, does not start with "E")

Village of LaGrange, Illinois

Name of Public Entity

53 South LaGrange Road

Authorized Signature Address

LaGrange, IL 60525-2469

Authorized Signature City, 9 Digit Zip (find 9-Digit Zip at <http://zip4.usps.com/zip4/welcome.jsp>)

rgillingham@villageoflagrange.com

Authorized Signature E-mail Address

* Electronic Signatures not acceptable. Please supply Certifications (this page) with original signature via e-mail, fax, or electronically (scanned document).

4-B.11

Illinois Energy Now - Public Sector Energy Efficiency Program 2011-2012

Building/Facility: Police and Fire Station

Address: 300 West Burlington, LaGrange, Illinois 60523

Project #:

Lighting Incentive Worksheet - DCEO Public Sector Energy Efficiency Program 2011-2012				
Equipment Type	(A) Incentive	Unit	(B) # of Units	(A*B) Incentive
15 W or Less	\$1.50	Lamp		\$0.00
16 W - 26 W	\$1.50	Lamp		\$0.00
27 W or Greater	\$2.00	Lamp		\$0.00
29 W or Less	\$45.00	Fixture		\$0.00
30 W or Greater	\$82.00	Fixture		\$0.00
Delamp, 4-foot Lamp, Ballast, Holders	\$12.00	Lamp		\$0.00
Delamp, 8-foot Lamp, Ballast, Holders	\$15.00	Lamp		\$0.00
Delamp, 4-foot Lamp, add Reflector	\$22.00	Lamp	244	\$5,368.00
Delamp, 8-foot Lamp, add Reflector	\$29.00	Lamp		\$0.00
4-foot Lamp and Ballast	\$13.00	Lamp	630	\$8,190.00
4-foot Reduced Watt Lamp Only	\$1.50	Lamp		\$0.00
8-foot Lamp and Ballast	\$22.00	Lamp		\$0.00
8-foot lamp only	\$2.50	Lamp		\$0.00
4-foot U-Tube and Ballast	\$7.00	Lamp		\$0.00
2-foot Lamp and Ballast	\$7.00	Lamp		\$0.00
3-foot Lamp and Ballast	\$12.00	Lamp		\$0.00
LED T-1 Electroluminescent Exit Signs	\$25.00	Signs		\$0.00
LED Lamp/Fixture	\$15.00	Lamp		\$0.00
Integrated Ballast Ceramic Metal Halide Lamps	\$7.50	Fixture		\$0.00
Pulse Start or Ceramic, 100 W or Less	\$33.00	Fixture		\$0.00
Pulse Start or Ceramic, 101 W - 200 W	\$57.00	Fixture		\$0.00
Pulse Start or Ceramic, 201 W - 350 W	\$66.00	Fixture		\$0.00
Interior Induction Fixture 160W or less	\$45.00	Fixture		\$0.00
Interior Induction Fixture greater than 160W	\$90.00	Fixture		\$0.00
Occupancy Sensors	\$0.16	Connected Watts Controlled Sensors		\$0.00
Plug Load Occupancy Sensor	\$15.00	Fixtures		\$0.00
Bi-Level Stairwell/Hall/Garage Fixtures w/ integrated sensors	\$70.00	Fixtures		\$0.00
Total Existing Fixture Watts less total New Fixture Watts	\$0.75	Connected Watts Reduction	0	\$0.00
Total Existing Fixture Watts less total New Fixture Watts	\$0.75		0	\$0.00
Total Existing Fixture Watts less total New Fixture Watts	\$0.75		0	\$0.00
8" Traffic LED Signal Head	\$125.00	Module		\$0.00
12" Traffic LED Signal Head	\$150.00	Module		\$0.00
8" Arrow LED Module	\$33.00	Module		\$0.00
12" Arrow LED Module	\$57.00	Module		\$0.00
8"-9" Pedestrian LED Module	\$49.00	Module		\$0.00
12" Pedestrian LED Module	\$57.00	Module		\$0.00
16"x18" Pedestrian Combo	\$57.00	Module		\$0.00
Total				\$13,558.00

4-B.13

Applicant		Village of LaGrange Illinois														
Building		Police and Fire Station, 300 West Burlington, LaGrange Illinois														
		EXISTING					NEW					Occupancy Sensors	Delamping			
Floor	Room Name	Existing Lighting Descrip	# Fixtures	Number of Lamps Per Fixture	Existing Fixture Wattage	Existing Total Wattage	New Lighting Descrip	# Fixtures	Number of Lamps Per Fixture 4'	Number of Lamps Per Fixture 8'	New Fixture Wattage	New Total Wattage	Occupancy sensor Controlled Wattage	Total-Existing lamps	Total-New lamps	Delamping exg - new lamps
Basement	Observation 003	2x4 fluor	3	4	176	528	2x4 retrofit kit	3	3		80	240		12	9	3
Basement	Meter Repair 006	2x4 fluor	2	4	176	352	2x4 retrofit kit	2	3		80	160		8	6	2
Basement	Women's Locker 008	2x4 fluor	5	3	144	720	2x4 retrofit kit	5	2		55	275		15	10	5
Basement	Women 009	2x4 fluor	1	3	144	144	2x4 retrofit kit	1	2		55	55		3	2	1
Basement	Coridor 011	2x4 fluor	2	4	176	352	2x4 retrofit kit	2	3		80	160		8	6	2
Basement	Men 013	2x4 fluor	1	3	144	144	2x4 retrofit kit	1	2		55	55		3	2	1
Basement	Men's Locker 015	2x4 fluor	10	3	144	1440	2x4 retrofit kit	10	2		55	550		30	20	10
Basement	Corridor 025	2x4 fluor	2	3	144	288	2x4 retrofit kit	2	2		55	110		6	4	2
Basement	Fire Dept Fitness Rm	2x4 fluor	13	3	144	1872	2x4 retrofit kit	13	2		55	715		39	25	13
Basement	Stairs #5	2x4 fluor	1	4	176	176	2x4 retrofit kit	1	3		80	80		4	3	1
First	Secretarial 102	2x4 fluor	10	4	176	1760	2x4 retrofit kit	10	3		80	800		40	30	10
First	Day Captain 103	2x4 fluor	2	4	176	352	2x4 retrofit kit	2	3		80	160		8	6	2
First	Fire Chief 104	2x4 fluor	4	4	176	704	2x4 retrofit kit	4	3		80	320		16	12	4
First	Conference 107	2x4 fluor	8	4	176	1408	2x4 retrofit kit	8	3		80	640		32	24	8
First	Corridor 110	2x4 fluor	4	4	176	704	2x4 retrofit kit	4	3		80	320		16	12	4
First	Corridor 111	2x4 fluor	1	4	176	176	2x4 retrofit kit	1	3		80	80		4	3	1
First	Public Education 112	2x4 fluor	2	4	176	352	2x4 retrofit kit	2	3		80	160		8	6	2
First	Fire Prevention 115	2x4 fluor	6	3	144	864	2x4 retrofit kit	6	2		55	330		18	12	6

4-B.14

Applicant		Village of LaGrange Illinois														
Building		Police and Fire Station, 300 West Burlington, LaGrange Illinois														
		EXISTING					NEW					Occupancy Sensors	Delamping			
Floor	Room Name	Existing Lighting Descrip	# Fixtures	Number of Lamps Per Fixture	Existing Fixture Wattage	Existing Total Wattage	New Lighting Descrip	# Fixtures	Number of Lamps Per Fixture 4'	Number of Lamps Per Fixture 8'	New Fixture Wattage	New Total Wattage	Occupancy sensor Controlled Wattage	Total-Existing lamps	Total-New lamps	Delamping exg - new lamps
First	Duty Officer 117	2x4 fluor	2	4	176	352	2x4 retrofit kit	2	3		80	160		8	6	2
First	Lobby 127	2x4 fluor	4	4	176	704	2x4 retrofit kit	4	3		80	320		16	12	4
First	Bond 130	2x4 fluor	2	4	176	352	2x4 retrofit kit	2	3		80	160		8	6	2
First	Radio 131	2x4 fluor	6	3	144	864	2x4 retrofit kit	6	2		55	330		18	12	6
First	Corridor 132	2x4 fluor	2	4	176	352	2x4 retrofit kit	2	3		80	160		8	6	2
First	Women 133	2x4 fluor	2	3	144	288	2x4 retrofit kit	2	2		55	110		6	4	2
First	Men 134	2x4 fluor	1	3	144	144	2x4 retrofit kit	1	2		55	55		3	2	1
First	Watch Command 136	2x4 fluor	6	3	144	864	2x4 retrofit kit	6	2		55	330		18	12	6
First	Records/ Parking 137	2x4 fluor	9	4	176	1584	2x4 retrofit kit	9	3		80	720		36	27	9
First	Copy 138	2x4 fluor	3	4	176	528	2x4 retrofit kit	3	3		80	240		12	9	3
First	Archives 139	2x4 fluor	6	3	144	864	2x4 retrofit kit	6	2		55	330		18	12	6
First	Roll Call 140	2x4 fluor	10	3	144	1440	2x4 retrofit kit	10	2		55	550		30	20	10
First	Corridor 143	2x4 fluor	3	4	176	528	2x4 retrofit kit	3	3		80	240		12	9	3
First	Corridor 144	2x4 fluor	9	4	176	1584	2x4 retrofit kit	9	3		80	720		36	27	9
First	Corridor 161	2x4 fluor	7	4	176	1232	2x4 retrofit kit	7	3		80	560		28	21	7
First	Lunch 162	2x4 fluor	4	4	176	704	2x4 retrofit kit	4	3		80	320		16	12	4
First	Officers Reporting 163	2x4 fluor	3	4	176	528	2x4 retrofit kit	3	3		80	240		12	9	3
First	Interview 164	2x4 fluor	2	4	176	352	2x4 retrofit kit	2	3		80	160		8	6	2

4-B.15

Applicant		Village of LaGrange Illinois														
Building		Police and Fire Station, 300 West Burlington, LaGrange Illinois														
EXISTING							NEW						Occupancy Sensors	Delamping		
Floor	Room Name	Existing Lighting Descrp	# Fixtures	Number of Lamps Per Fixture	Existing Fixture Wattage	Existing Total Wattage	New Lighting Descrp	# Fixtures	Number of Lamps Per Fixture 4'	Number of Lamps Per Fixture 8'	New Fixture Wattage	New Total Wattage	Occupancy sensor Controlled Wattage	Total-Existing lamps	Total New lamps	Delamping exg - new lamps
First	Invest Juvenile 165	2x4 fluor	6	3	144	864	2x4 retrofit kit	6	2		55	330		18	12	6
First	Invest Sargt 166	2x4 fluor	4	3	144	576	2x4 retrofit kit	4	2		55	220		12	8	4
First	Police Chief 169	2x4 fluor	6	3	144	864	2x4 retrofit kit	6	2		55	330		18	12	6
First	Admin Secty 173	2x4 fluor	3	3	144	432	2x4 retrofit kit	3	2		55	165		9	6	3
First	Admin Lieut 174	2x4 fluor	3	3	144	432	2x4 retrofit kit	3	2		55	165		9	6	3
First	Corridor 175	2x4 fluor	4	4	176	704	2x4 retrofit kit	4	3		80	320		16	12	4
First	Walk-in Report 178	2x4 fluor	4	4	176	704	2x4 retrofit kit	4	3		80	320		16	12	4
First	Stairs #6	2x4 fluor	1	4	176	176	2x4 retrofit kit	1	3		80	80		4	3	1
First	Control/ Lobby 101	2x4 fluor	1	4	176	176	2x4 retrofit kit	1	3		80	80		4	3	1
Second	Dormitory 201	2x4 fluor	20	4	176	3520	2x4 retrofit kit	20	3		80	1600		80	60	20
Second	Dormitory 201	2x4 fluor	1	4	176	176	2x4 retrofit kit	1	3		80	80		4	3	1
Second	Women 202	2x4 fluor	1	3	144	144	2x4 retrofit kit	1	2		55	55		3	2	1
Second	Women's Locker 204	2x4 fluor	2	3	144	288	2x4 retrofit kit	2	2		55	110		6	4	2
Second	Men's Locker 205	2x4 fluor	4	3	144	576	2x4 retrofit kit	4	2		55	220		12	8	4
Second	Corridor 209	2x4 fluor	3	4	176	528	2x4 retrofit kit	3	3		80	240		12	9	3
Second	Mech 210	2x4 fluor	1	4	176	176	2x4 retrofit kit	1	3		80	80		4	3	1
Second	Dayroom 213	2x4 fluor	9	4	176	1584	2x4 retrofit kit	9	3		80	720		36	27	9
Second	Dining 219	2x4 fluor	6	4	176	1056	2x4 retrofit kit	6	3		80	480		24	18	6

4-B.16

Applicant		Village of LaGrange Illinois															
Building		Police and Fire Station, 300 West Burlington, LaGrange Illinois															
		EXISTING						NEW						Occupancy Sensors	Delamping		
Floor	Room Name	Existing Lighting Descrip	# Fixtures	Number of Lamps Per Fixture	Existing Fixture Wattage	Existing Total Wattage	New Lighting Descrip	# Fixtures	Number of Lamps Per Fixture 4'	Number of Lamps Per Fixture 8'	New Fixture Wattage	New Total Wattage	Occupancy sensor Controlled Wattage	Total-Existing lamps	Total-New lamps	Delamping exg - new lamps	
Second	Study 220	2x4 fluor	4	3	144	576	2x4 retrofit kit	4	2		55	220		12	8	4	
Second	Stair #2	2x4 fluor	1	4	176	176	2x4 retrofit kit	1	3		80	80		4	3	1	
Second	Stair #5	2x4 fluor	2	4	176	352	2x4 retrofit kit	2	3		80	160		8	6	2	
Totals			244			39680		244				16970	0	874	630	244	

4-B.17

LIGHTING SPECIFICATIONS

All lighting projects are expected to comply with the Illuminating Engineering Society of North America (IESNA) recommended lighting levels or the local code.

Compact Fluorescent Lamps (Screw-in)

Incentive applies for retrofitting screw-in compact fluorescent lamps (CFLs) and applies only if an incandescent or high intensity discharge (HID) lamp is being replaced. All screw-in CFLs must be ENERGY STAR®-rated. The lamp/ballast combination must have an efficacy of ≥ 40 lumens per Watt (LPW). For screw-in CFLs, electronic ballasts are required for lamps ≥ 18 Watts.

Hardwired Compact Fluorescent Fixtures

Incentive applies to new or retrofit hardwired interior CFL fixtures, only complete new fixtures or modular hardwired retrofits with hardwired electronic ballasts qualify. The CFL ballast must be programmed start or programmed rapid start with a power factor (PF) ≥ 90 and a total harmonic distortion (THD) $\leq 20\%$.

De-lamp, Permanent Lamp Removal

Incentive applies for de-lamping, permanent removal, of existing fluorescent lamps. De-lamp is the net reduction in the number of lamps in a fixture. Applicants are responsible for determining whether or not to use reflectors in combination with lamp removal in order to maintain adequate lighting levels. Lighting levels are expected to meet the Illuminating Engineering Society of North America (IESNA) recommended light levels. Unused lamps, lamp holders, and ballasts must be permanently removed from the fixture and disposed of in accordance with local regulations. This measure is applicable when retrofitting from T12 lamps to T8 lamps or reconfiguring a T8 fixture to reduce the number of lamps. Removing lamps from a T12 fixture that is not being retrofitted with T8 lamps are not eligible for this incentive. A **Pre-approval Application is required** for lamp removal projects in order for DCEO to conduct a pre-retrofit inspection.

High Performance 4-foot T8 Lamps and Ballast

Incentive applies for retrofitting existing T12 lamps and magnetic ballasts with high performance T8 lamps and electronic ballasts. This measure is based on the Consortium for Energy Efficiency (CEE) high performance T8 specification (www.cee1.org). A list of qualified lamps and ballasts can be found at: <http://www.cee1.org/com/com-4-foot-t8-main.php3>. Indicate from the list which lamps and ballasts will be installed. You may attach the list and circle the items that will be used. Both the lamp and ballast must meet the specification in order to qualify for an incentive. Incentives for this measure are calculated per lamp installed.

Reduced Wattage 4-foot T8 Lamps and Ballasts

Incentive applies for retrofitting T12 systems with reduced wattage T8 lamps and electronic ballast systems. The lamps and ballasts must meet the Consortium for Energy Efficiency (CEE) specification (www.cee1.org). Qualified lamps and ballast products can be found at <http://www.cee1.org/com/com-4-foot-t8-main.php3>. Indicate from the list which lamps and ballasts will be installed. You may attach the list and circle the items that will be used. Both the lamp and ballast must meet the specification in order to qualify for an incentive. Incentives are calculated per lamp installed.

Reduced Wattage 4-foot T8 Lamp Only

Incentive applies for the replacement of existing 32 Watt T8 lamps with reduced wattage T8 lamps when electronic ballast is already present. The lamps must be reduced wattage in accordance with the Consortium for Energy Efficiency (CEE) specification (www.cee1.org). Qualified products can be found at <http://www.cee1.org/com/com-4-foot-t8-main.php3>. Indicate from the list which lamps and ballasts will be installed. You may attach the list and circle the items that will be used. The nominal wattage of new lamps must be 28 Watts (≥ 2585 Lumens) or 25 Watts (≥ 2400 Lumens) to qualify.

Reduced Wattage 8-foot T8 Lamps and Ballast

Incentive applies for retrofitting existing 8-foot T12 lamps and magnetic ballasts with reduced wattage 8-foot T8 lamps and electronic ballasts. Lamps must have a minimum mean lumen per watt (MLPW) of 90 and must have a nominal wattage ≤ 57 Watts. A manufacturer's specification sheet must accompany the application.

4-B.18

LIGHTING SPECIFICATIONS

Reduced Wattage 8-foot T8 Lamps Only

Incentive applies for the replacement of existing 59 Watt T8 lamps with reduced wattage 8-foot T8 lamps. Lamps must have a minimum mean lumen per watt (MLPW) of 90 and must have a nominal wattage \leq 57 Watts. The incentive level is calculated on a per lamp basis and ballast replacement is not necessary. A manufacturer's specification sheet must accompany the application.

U-Tube T8 Lamps and CEE Qualified Ballasts

Incentive applies for retrofitting existing U-Tube T12 lamps and magnetic ballasts with U-Tube T8 lamps and CEE qualified electronic ballasts. The lamp must have a color rendering index (CRI) \geq 80. Qualified ballasts can be found at: <http://www.ceel.org/com/com-It/com-It-main.php3>. A manufacturer's specification sheet must accompany the application.

2 and 3 foot T8 Lamps and Ballasts

Incentive applies for retrofitting existing T12 lamps and magnetic ballasts with T8 lamps and electronic ballasts. The lamp must have a color rendering index (CRI) \geq 80 and the ballast must have a total harmonic distortion (THD) \leq 32% at full light output, and the power factor (PF) must be \geq 0.90. A manufacturer's specification sheet must accompany the application.

Exit Signs

Incentive applies for the replacement or retrofit of an existing incandescent or fluorescent exit sign with a high efficiency electroluminescent, photoluminescent, T1 cold cathode and light-emitting diode (LED) exit signs. All new exit signs or retrofit exit signs must be UL 924 listed, have a minimum lifetime of 10 years, and have an input wattage \leq 5 Watts per face.

LED Lamp

Incentive applies for retrofitting 20-100 Watt incandescent lamps with LED integral lamps (screw-in base or pin-type). LED Lamp wattage must be $<$ 20 Watts and meet current ENERGY STAR[®] criteria. See www.energystar.gov for more information. Other LED projects may be eligible under the Custom Incentive Program.

Integrated Ballast Ceramic Metal Halide Lamps

Incentive applies for the replacement of incandescent lamps with integrated, electronic, self-ballasted metal halide lamps. Qualifying lamps are \leq 25 Watts integrated ballast ceramic metal halide PAR lamps with a rated life of 10,500 hours or greater.

Metal Halide Fixtures - Pulse Start or Ceramic

Incentive applies for retrofitting high intensity discharge fixtures with either pulse start metal halide or ceramic metal halide fixtures. Total replacement wattage must be lower than existing wattage to insure energy savings. Retrofit kits may be used on existing mercury vapor, standard metal halide or high pressure sodium fixtures only.

Interior Induction Fixtures

Incentive applies for new or retrofit hard-wired induction fixtures. New fixtures must replace, one for one, existing incandescent, mercury vapor, T12 High or Very High Output fluorescent, standard metal halide or high pressure sodium fixtures in interior installations. The new or retrofit induction fixture must have a color rendering index (CRI) of \geq 80 and a mean efficacy of \geq 50. The wattage of new fixtures must be lower than wattage of fixture being replaced. The wattage range is complete fixture wattage not nominal lamp wattage. The retrofit must not void the fixture UL listing. Exterior induction lights may be eligible under the Custom Incentive Program.

Basecase Wattage	Replacement Fixture Wattage (Maximum)
\geq 400 Watt	399W
250 – 399 Watt	249W
101 – 249 Watt	160W
\leq 100 Watt	95W

4-B.19

LIGHTING SPECIFICATIONS

Occupancy Sensors

Incentive applies for new passive infrared, ultrasonic detectors and fixture-integrated sensors or sensors with a combination thereof are eligible. All sensors must be hard-wired and control interior lighting fixtures. The incentive is per Watt controlled. To assist in rebate processing, please provide the inventory of the controlled fixtures with the Application.

Plug Load Occupancy Sensors

Incentive applies to new passive infrared and/or ultrasonic detectors only. Plug-load sensors must control electricity using equipment in office or cubicles, including lighting, shared copiers, and/or printers.

Bi-Level Stairwell/Hall/Garage Fixtures with Integrated Sensors

Incentive applies for the replacement of existing two-lamp T12 fixtures with new hardwired two-lamp T8 fluorescent fixtures with electronic ballasts and manufacturer integrated occupancy sensors used in areas where code requires lighting 24 hours a day (such as stairwells, hall, and garages). Fixtures with manual override capabilities are not eligible. During occupied periods, the fixture should operate at full light output. During unoccupied periods, the fixture should operate at lower light output and wattage. This measure is not eligible for the occupancy sensor or T12 to T8 incentive.

New T8/T5 Fluorescent Fixtures with Electronic Ballast (Pre-Approval Required)

Incentive applies for the replacement of existing fixtures with **new fixtures containing T8 or T5 lamps** and electronic ballasts. The T8 or T5 lamps must have a color rendering index (CRI) ≥ 80 . The electronic ballast must be high frequency (≥ 20 kHz), UL listed, and warranted against defects for 5 years. Ballasts must have a power factor (PF) ≥ 0.90 . Ballasts for 4-foot lamps must have total harmonic distortion (THD) $\leq 20\%$ at full light output. For 2- and 3-foot lamps, ballasts must have THD $\leq 32\%$ at full light output. High output T5/T8 lamps also qualify for this rebate.

Incentives for this measure are calculated based on the reduction in connected watts. **A Pre-approval Application is required** for this measure in order for DCEO to conduct a pre-retrofit inspection. Specifications of the new fixtures must accompany the final application. Incentives are only available for new fixtures. Retrofit Kits are not considered new fixtures.

Projects with metal halide, T8, or T5 measures that have documented operating hours exceeding 6,000 per year (such as 24-hour facilities) may apply under the Custom Incentive Program.

Note: PCB ballasts and lamps are hazardous materials and should be disposed of properly.

LED Traffic and Pedestrian Signals

Incentive applies for the replacement or retrofit of existing incandescent traffic signals with new LED traffic and pedestrian signals. Each lamp must have a maximum LED module wattage of 25. Incentives are not available for spare lights. Lights must be hardwired and single lamp replacements are not eligible, with the exception of pedestrian hand signals. The traffic signal LED modules shall fully comply with the Institute of Transportation Engineers (ITE) latest adopted specifications.

4-B.20

Attachment B
(See following pages)

4-B.21

APPLICATION CHECKLIST

Pre-Approval Application must include:

- Copy of electric and/or natural gas bill (include pages that list taxes and fees applied)
- Completed Section 1, Application, Page A-3, check "Pre-approval" box
- Completed Section 2, Building/Facility Information (for each Building), Page A-4
- Signed Section 3, Applicant Certification, Page A-5
- Manufacturer spec sheets
- Applicable Standard Incentive Worksheet(s) – Appendix B, or Custom Incentive Worksheet(s) – Appendix C for each building.
- For lighting projects, submit a Light Survey* for each building (sample form available for your use at www.illinoisenergy.org under Energy Efficiency)

Final Application must include:

- Copy of electric and/or natural gas bill (include pages that list taxes and fees applied), unless submitted with Pre-Approval
- Completed Section 1, Application, Page A-3, check "Final" box
- Completed Section 2, Building/Facility Information (for each Building), Page A-4
- Signed Section 3, Applicant Certification, Page A-5
- Manufacturer spec sheets, unless submitted with Pre-Approval or if equipment updated
- Updated Standard Incentive Worksheet(s) – Appendix B, or Custom Incentive Worksheets (s) – Appendix C for each building
- Invoices and receipts
- For lighting projects, submit a Final Light Survey* for each building (sample form available for your use at www.illinoisenergy.org under Energy Efficiency)

*Light Survey for **new fixtures** to include: room/area, quantity of existing fixtures, description and wattage of existing fixtures, quantity of new fixtures, description and wattage of new fixtures.

*Light Survey for all lighting **retrofits** to include: room/area, quantity, description of existing fixtures, number of lamps in existing fixtures and number of lamps in retrofit fixtures. Lamp total shall match number of lamps indicated in the Lighting Incentive Spreadsheet. Retrofit lamps and ballasts shall be listed at: <http://www.cee1.org/com/com-It/com-It-main.php3>

*Light Survey for Occupancy Sensors to include: room/area, wattage of fixtures controlled.

4-B.22

SECTION 3. APPLICANT CERTIFICATIONS FOR STANDARD AND CUSTOM INCENTIVE PROGRAMS

Applicant hereby certifies that:

- For electric energy projects, the project received electric delivery service from Ameren Illinois or ComEd. **A copy of the electric utility bill or other documentation must be submitted with this Application.**
- For natural gas energy projects, the project received natural gas delivery service from Ameren Illinois, Nicor, Peoples or North Shore. **A copy of the gas utility bill or other documentation must be submitted with this Application.**
- All authorizations required to perform the project, described in its application, have either been obtained or will be obtained no later than 90 days following the grant beginning date set forth in the Notice of Grant Award issued by the Department.
- The project complies with all applicable state, federal, and local environmental and zoning laws, ordinances, and regulations and that all required licenses, permits, etc., have either been obtained or will be obtained no later than 90 days following an award by DCEO.
- It is not in violation of the prohibitions against bribery of any officer or employee of the State of Illinois as set forth in 30 ILCS 505/10.1.
- It has not been barred from contracting with a unit of state or local government as a result of a violation of Section 33E-3 or 33E-4 of the Criminal Code of 1961 (720 ILCS 5/33 E-3 and 5/33 E-4).
- It is not in violation of the Educational Loan Default Act (5 ILCS 385/3).
- I understand that the State Finance Act, 30 ILCS 105/30 may apply and that payments under this incentive program are contingent upon the existence of a valid appropriation, and that no officer, institution, department, board or commission shall contract any indebtedness on behalf of the State, or assume to bind the State in an amount in excess of the money appropriated, unless expressly authorized by law.
- I understand that the Illinois Prevailing Wage Act (820 ILCS 130/0.01) may apply and that Grantees are responsible for determining if their projects will trigger compliance.
- As of the submittal date, the information provided in its application is accurate, and the individual signing below is authorized to submit this application.

Authorized Official (signature)*

Telephone

Typed/Printed Name

Fax

Title

Date

FEIN Number (9 digits, Federal Employment
Id Number, does not start with "E")

Name of Public Entity

Authorized Signature Address

Authorized Signature City, 9 Digit Zip (find 9-Digit Zip at <http://zip4.usps.com/zip4/welcome.jsp>)

Authorized Signature E-mail Address

* Electronic Signatures not acceptable. Please supply Certifications (this page) with original signature via e-mail, fax, or electronically (scanned document)

4-B.24

SECTION 2. BUILDING/FACILITY INFORMATION

Complete this Page A-4 for each building included in this Application.

If your application includes more than one building/facility, a separate Appendix A, Section 2, Page A-4, plus all associated worksheets (Appendices B & C) must be filled out for each building/facility and submitted as part of this application.

Location Name of Building/Facility:		
Address:	City:	Zip:
Electric Utility Account Number:	Gas Utility Account Number	
Electric Meter Number*:	Gas Meter Number*:	
Project Cost for this Building/Facility: \$ _____		

*If multiple meters, just list one meter number.

Required: **Attach Electric Bill** **Attach Natural Gas Bill**

Please include pages of bills that list Taxes and Fees applied

Check for availability of funds at www.illinoisenergy.org under the Energy Efficiency link before submitting an application to DCEO.

Subject to funding availability:

Where the public sector facility is located in Ameren Illinois or ComEd electric service areas, facility is eligible for electric efficiency incentives for those measures that produce electric savings. Measures include; lighting, electric HVAC equipment, motors, electric kitchen equipment.

Where the public sector facility is located in Ameren Illinois, Nicor Gas, Peoples Gas or North Shore Gas natural gas service areas, facility is eligible for natural gas efficiency incentives for those measures that produce natural gas savings. Measures include; natural gas HVAC equipment, natural gas water heaters, natural gas kitchen equipment.

Where the public sector facility is located in both a participating electric service area and natural gas service area, facility is eligible for both electric and natural gas efficiency incentives.

4-B.25

Illinois Energy Now – Public Sector Energy Efficiency Program 2011-2012

Building/Facility _____ Address: _____ Project # _____

Lighting Incentive Worksheet - DCEO Public Sector Energy Efficiency Program 2011-2012				
Equipment Type	(A) Incentive	Unit	(B) # of Units	(A)(B) Incentive \$
Compact Fluorescent Lamps (Screw-In)				
15 W or Less	\$1.50	Lamp		
16 W - 26W	\$1.50	Lamp		
27 W or Greater	\$2.00	Lamp		
Hardwired Compact Fluorescent Fixtures				
29 W or Less	\$45.00	Fixture		
30 W or Greater	\$82.00	Fixture		
Delamp, Permanent Lamp Removal -- (Pre-approval application is required)				
Delamp, 4-foot Lamp, Ballast, Holders	\$12.00	Lamp		
Delamp, 8-foot Lamp, Ballast, Holders	\$15.00	Lamp		
Delamp, 4-foot Lamp, add Reflector	\$22.00	Lamp		
Delamp, 8-foot Lamp, add Reflector	\$29.00	Lamp		
High Performance or Reduced Wattage 4-foot T8				
4-foot Lamp and Ballast	\$13.00	Lamp		
4-foot Reduced Watt Lamp Only	\$1.50	Lamp		
Reduced Wattage 8-foot T8				
8-foot Lamp and Ballast	\$22.00	Lamp		
8-foot Lamp Only	\$2.50	Lamp		
Specialty T8 Lamps and Ballasts				
4-foot U Tube and Ballast	\$7.00	Lamp		
2-foot Lamp and Ballast	\$7.00	Lamp		
3-foot Lamp and Ballast	\$12.00	Lamp		
LED Lighting				
LED T-1 Electroluminescent Exit Signs	\$25.00	Signs		
LED Lamp/Fixture	\$15.00	Lamp		
Metal Halide				
Integrated Ballast Ceramic Metal Halide Lamps	\$7.50	Fixture		
Pulse Start or Ceramic, 100W or Less	\$33.00	Fixture		
Pulse Start or Ceramic, 101W – 200W	\$57.00	Fixture		
Pulse Start or Ceramic, 201W – 350W	\$66.00	Fixture		
Induction Lighting				
Interior Induction Fixture 160W or less	\$45.00	Fixture		
Interior Induction Fixture greater than 160W	\$90.00	Fixture		
Controls				
Occupancy Sensors	\$0.16	Connected Watts Controlled		
Plug Load Occupancy Sensor	\$15.00	Sensor		
Bi-Level Stairwell/Hall/Garage Fixtures w/ Integrated sensors	\$70.00	Fixture		
18/15 New Fluorescent Fixtures with Electronic Ballast (Pre-approval application is required)				
Total Existing Fixture Watts less total New Fixture Watts	\$0.75	Connected Watt Reduction		
Total Existing Fixture Watts less total New Fixture Watts	\$0.75			
Total Existing Fixture Watts less total New Fixture Watts	\$0.75			
LED Traffic signal modules - LED Signal Head consists of 1 red, 1 green and 1 yellow ball module. Arrow and Pedestrian LED Modules consist of 1 module (any color). Pedestrian Combo consists of walk/hand/countdown.				
8" Traffic LED Signal Head	\$125.00	Module		
12" Traffic LED Signal Head	\$150.00	Module		
8" Arrow LED Module	\$33.00	Module		
12" Arrow LED Module	\$57.00	Module		
8"-9" Pedestrian LED Module	\$49.00	Module		
12" Pedestrian LED Module	\$57.00	Module		
16"x18" Pedestrian Combo	\$57.00	Module		
Total				

4-B.26

PAYMENT REQUEST/CERTIFICATION

Application No. FY12 4451

Rebate Agreement No: 536

Name and Address:

Village of LaGrange
53 S LaGrange Rd
LaGrange, IL 60525-0668

Amount of Payment: _____

CERTIFICATION

All expenditures from these project funds are for approved project costs only. Further, I certify that supporting documentation of actual expenditures are on file in my office, and that I have full signature authority to sign on behalf of this organization.

Approved by:

(Signature) Date: _____

(Printed Name)

Title: _____

Department of Commerce and Economic Opportunity

Utility: ComEd

Program Manager _____ Code 37-0008 Date _____

Fiscal Liaison _____ Date _____

Authorization/Head of Unit _____ Date _____

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PROJECT COMPLETION DATE CERTIFICATION

Application No. FY12 4451

Rebate Agreement No: 536

Recipient: Village of LaGrange

I hereby make the following certifications under the terms of the above referenced Public Sector Energy Efficiency Program Rebate Agreement.

All project tasks have been completed in accordance with the terms of the Agreement.

All deliverables have been submitted in accordance with the terms of the Agreement.

The Project Completion Date is _____.

I further certify that I am authorized to make this certification on behalf of the Recipient named above.

Name (printed)

Title (printed)

Name (signed)

Date

4-B.28

**CHECKLIST
for REBATE AGREEMENT**

After the project is **Complete**, submit entire Rebate Agreement with Attachment A: Pre-Approval Forms and Attachment B: Final Application Forms and required documents that must include:

- Rebate Agreement Section 9: Drug Free Workplace - place a check on the appropriate line.
- Rebate Agreement TIN Certification - verify that the Recipient's federal taxpayer identification number (9-digit FEIN) is correct.
- Authorized official for the Recipient must sign the Rebate Agreement TIN Certification.
- Authorized official for the Recipient must sign the Rebate Agreement.
- Completed PSEE Section 1, Application, Page A-3, check "Final" box
- Completed PSEE Section 2, Building/Facility Information (for each Building), Page A-4
- Signed PSEE Section 3, Applicant Certification, Page A-5
- Manufacturer spec sheets, unless submitted with Pre-Approval or if equipment updated
- Updated PSEE Standard Incentive Worksheet(s) -- Appendix B, or Custom Incentive Worksheets (s) -- Appendix C for each building
- Invoices and receipts
- Complete and sign the attached Project Payment Certification form.
- Complete and sign the attached Project Completion Date Certification form.
- For lighting projects, submit a Final Light Survey* for each building (sample form available for your use at www.illinoisenergy.org under Energy Efficiency)

*Light Survey for **new fixtures** to include: room/area, quantity of existing fixtures, description and wattage of existing fixtures, quantity of new fixtures, description and wattage of new fixtures.

*Light Survey for all lighting **retrofits** to include: room/area, quantity, description of existing fixtures, number of lamps in existing fixtures and number of lamps in retrofit fixtures. Lamp total shall match number of lamps indicated in the Lighting Incentive Spreadsheet. **Retrofit lamps and ballasts shall be listed at: <http://www.cee1.org/com/com-ll/com-ll-main.php3>, print out page containing model number and circle the model installed for approval.**

*Light Survey for Occupancy Sensors to include: room/area, wattage of fixtures controlled.

- Submit to: Richard Turner
DCEO Illinois Energy Office
500 E. Monroe Street 11th Fl
Springfield, IL 62701
(217)785-7440 phone 217/558-2647 fax
richard.turner@illinois.gov

4-B.29

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: March 12, 2012

RE: **ORDINANCE – DISPOSAL OF SURPLUS PROPERTY**

The Police Department routinely becomes the custodian of a wide variety of property that is lost, mislaid, abandoned, forfeited, or of no further evidentiary value. As the Police Department currently has many such items, it would be appropriate at this time to dispose of these items as surplus property.

State law allows the Village to sell surplus property in a manner that is best for the Village. All unclaimed/recovered property is being disposed of in compliance with the Illinois State Statutes, which requires property to be held for at least six (6) months and after all reasonable efforts have been made to return the property to the rightful owner.

We have found through experience over the past several years that private auction houses and on-line auction services are a cost-effective method of disposal and reach a broader audience of prospective bidders.

This property disposal request consists of four (4) vehicles forfeited to the Police Department over the past several months. These vehicles were forfeited to the Police Department due to violations of the Illinois Controlled Substances Act, Violations of the Illinois Cannabis Act, and violations of Driving While Under The Influence Of Drugs/Alcohol. All vehicles have undergone asset forfeiture proceedings through the Cook County State's Attorney's Office and have been ultimately awarded to this Police Department. The statutory appeals time has lapsed on all of the vehicles and the Police Department holds titles on all of the vehicles. The attached list is an inventory of vehicles to be sold through eBay or another auction mechanism as determined by the Police Department.

We recommend that the Village Board authorize the La Grange Police Department to dispose of the items as per the attached ordinance.

4-C

VILLAGE OF LA GRANGE

ORDINANCE NO. _____

AN ORDINANCE AUTHORIZING DISPOSAL OF PERSONAL PROPERTY OWNED BY THE VILLAGE OF LA GRANGE

WHEREAS, in the opinion of the corporate authorities of the Village Of La Grange, it is no longer necessary, useful, or in the best interests of the Village to retain ownership of the personal property described in this Ordinance; and

WHEREAS, it has been determined by the President and the Board Of Trustees of the Village Of La Grange to dispose of said personal property in the manner described in this Ordinance;

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

Section 1. Recitals. The foregoing recitals are hereby incorporated into this Ordinance as findings of the President and Board of Trustees.

Section 2. Disposal of Surplus Property. The President and Board Of Trustees find that the personal property described in Exhibit A attached to this Ordinance and by this reference incorporated into this Ordinance (the "Surplus Property") is no longer necessary or useful to the Village, and thus the Village Manager for the Village Of La Grange is hereby authorized to direct the sale or disposal of the Surplus Property in the manner most appropriate to the Village. The Surplus Property shall be sold or disposed of in "as is" condition.

Section 3. Effective Date. This Ordinance shall be in full force and effect from and after its passage, approval, and publication in pamphlet form in the manner provided by law.

PASSED this ____ day of _____ 2012.

AYES: _____

NAYS: _____

ABSENT: _____

APPROVED this ____ day of _____ 2012.

By: _____
Elizabeth M. Asperger, Village President

ATTEST:

Thomas Morsch, Village Clerk

4-c.1

Exhibit A - Disposal of Surplus Property - Forfeited Vehicles March 2012

<u>Year</u>	<u>Make</u>	<u>Model</u>	<u>VIN #</u>	<u>Auction Place</u>
1999	Ford	F-150	1FTZF1727XNA34923	eBay
2001	Chevrolet	Express 3500	1GCHG39R211159647	eBay
1998	Oldsmobile	Aurora	1G3GR62C8W4124582	eBay
1997	Mercury	Cougar	1MELM62W3VH605370	eBay

* If one auction is unavailable, the Police Department may choose to sell the vehicles at an alternate auction house

4-C.2

VILLAGE OF LA GRANGE
Administrative Offices

BOARD REPORT

TO: Village President and Board of Trustees

FROM: Thomas Morsch, Village Clerk
Mark Burkland, Village Attorney
Robert J. Pilipiszyn, Village Manager

DATE: March 12, 2012

RE: **OPEN MEETINGS ACT - REVIEW OF CLOSED SESSION MINUTES**

State law requires that minutes of closed meetings be reviewed periodically to determine if there is any continuing need to have them remain confidential. The Village Clerk, Village Attorney and Village Manager recently conducted such a review and have determined that the minutes from the following closed sessions of the La Grange Village Board of Trustees should remain confidential:

January 12, 2009 (partial)

July 7, 2009

In order to protect the confidentiality of these minutes until such time that the Village Board has approved their release, a complete set of the minutes listed above are available for inspection by the Village Board at the Village Clerk's office in advance of your meeting.

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4-D

MINUTES
VILLAGE OF LA GRANGE
SPECIAL MEETING OF THE
VILLAGE BOARD OF TRUSTEES

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

Monday, February 6, 2012

I. CALL TO ORDER AND ROLL CALL

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

PRESENT: Trustees Holder, Horvath, Kuchler, Langan and Nowak with President Asperger presiding.

ABSENT: Trustee Palermo

OTHERS: Village Manager Robert Pilipiszyn
Assistant Village Manager Andrianna Peterson
Finance Director Lou Cipparrone
Public Works Director Ryan Gillingham
Community Development Director Patrick Benjamin
Police Chief Mike Holub
Fire Chief Bill Bryzgalski

President Asperger noted that this Capital Projects Workshop is the beginning of the budget process and requested Village Manager Robert Pilipiszyn to give an overview. Mr. Pilipiszyn stated that: the Capital Projects Fund has the ability to fund identified projects over the five-year budget period; consensus direction from the Village Board is being sought on the next generation residential street resurfacing program, and traffic and pedestrian safety improvements; and it is necessary to dedicate a separate workshop to discuss staff recommendations for the proposed water meter replacement program and for water rate increases.

II. CAPITAL PROJECTS FUND

Public Works Director Ryan Gillingham proceeded to present each item under this topic which included a status report of Capital Projects for Fiscal Year 2011-12 and Capital Project recommendations for Fiscal Year 2012-13.

4-E

Discussion ensued regarding emerging cost-sharing concerns as identified by staff, with the proposed traffic signal within the Willow Springs Road corridor. It was the consensus of the Village Board to proceed with the project at an increased cost to the Village, Western Springs and La Grange Memorial Hospital despite the Park District's decision not to share in the cost of the improvement.

Discussion ensued regarding the bollard-mounted pedestrian crossing signal improvement. A prototype was displayed and examined. It was staff's recommendation not to install the bollards because their height and appearance did not appear to be compatible with the Village's existing streetscape furnishings in the Central Business District (CBD), and to seek an alternative pedestrian safety improvement with the grant funds currently assigned as the funding source for this project. It was the consensus of the Village Board to concur with this staff recommendation.

The Village Board initiated a discussion concerning the status update on the drainage study for the area south of 47th Street. The Village Board acknowledged the complexity and significant costs associated with additional infrastructure improvements to serve this neighborhood. The Village Board was supportive of staff efforts to continue to coordinate a regional planning group for a solution.

In reviewing the list of potential improvements within the La Grange Road corridor, it was the consensus of the Village Board to discontinue consideration of a second mid-block crossing in the CBD.

In reviewing the status of the Emerald Ash Borer tree removal and replacement program, the Village Board acknowledged the significant program cost and encouraged continued acquisition of both private sector and public sector grant funds. In response to a suggestion, a system to accept privately-funded tree donations will be developed and promoted periodically. As recommended by the Environmental Quality Control Commission, the Public Works Department continues to experiment with a treatment program for a sampling of Ash trees not yet infected by the pest.

The Village Board initiated a discussion regarding the Maple Avenue Relief Sewer (MARS). It was requested that staff explore financing as an option to using a pay-as-you-go approach towards funding this sewer infrastructure improvement.

Discussion ensued regarding improvements within the 47th Street corridor. Staff requested clarification of a directive from the Village Board last year to create "hard stops" at Waiola Avenue and Ninth Avenue. Staff described the stair-stepped approach taken to date, and a course of action going forward to ascertain approval from the Illinois Department of Transportation (IDOT). Some members of the Village Board expressed concern with the cost of professional services juxtaposed the likelihood of IDOT approval. It was the

4-E.1

consensus of the Village Board as follows: (1) continue to pursue a red stop condition at the intersections of 47th Street and Waiola, and 47th Street and 9th Avenue; (2) use KLOA to full engagement of current task order. When that contract value has been reached, report back to the Village Board with year-to-date progress and assessment regarding feasibility in obtaining IDOT approval; and (3) leave proposed pedestrian crossing enhancement at La Grange Road and 52nd Street within the budget, but use it as a bargaining chip with IDOT.

Re-instatement of the Village's sewer lining program in FY 2014-15 was well received by the Village Board. Staff was encouraged to accelerate resumption if possible.

It was the consensus of the Village Board to accept the technical findings and project approach of the "next generation" street resurfacing program as prepared by Baxter & Woodman. It was also the consensus of the Village Board to concur with a staff recommendation to resurface residential streets on a block segment basis rather than on a neighborhood-wide basis.

After discussion of other capital projects, it was the consensus of the Village Board to concur with staff's budget recommendations, unless modified or directed otherwise as noted above.

III. WATER FUND

Public Works Director Ryan Gillingham presented this item which included a status report of water system improvements for Fiscal Year 2011-12 and recommendations for Fiscal Year 2012-13.

It was noted that water rate increases of 10.0% in both FY 2011-12 and FY 2012-13 to fund operating expenditures and to rebuild reserves remain budgeted as planned. Water rates have also been adjusted to serve debt to be issued for the replacement of water meters and rehabilitation of the pumping station, as well as passing along water rate increases from the City of Chicago.

Discussion quickly ensued regarding the proposed water rate increases and the proposed water meter replacement program. President Asperger suggested that further questions and comments be held for the workshop discussion.

IV. SEWER FUND

Public Works Director Ryan Gillingham presented this item which included a status report of sewer system improvements for Fiscal Year 2011-12 as well recommendations for Fiscal Year 2012-13.

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Minutes of the Special Meeting of the Village Board of Trustees
Capital Projects Workshop, February 6, 2012 — Page 4

It was noted that a rate increase of 10% for three consecutive years is scheduled to begin with FY 2013-14. This series of increases is needed to rebuild sewer reserves. Staff estimates that these increases will result in an increase of \$15 per year for each sewer customer.

It was the consensus of the Village Board to concur with staff's budget recommendations.

V. ADJOURNMENT

The Village Board Capital Projects Workshop was adjourned at 10:00 p.m.

Respectfully submitted,

Robert J. Pilipiszyn
Village Manager

Approved:

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4-E.3

MINUTES

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

Monday, February 27, 2012 - 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 7:30 p.m. by President Asperger. On roll call, as read by Village Clerk Thomas Morsch, the following were present:

PRESENT: Trustees Holder, Horvath, Kuchler, Langan, Nowak, and Palermo

ABSENT: None.

OTHERS: Village Manager Robert Pilipiszyn
Assistant Village Manager Andrianna Peterson
Village Attorney Mark Burkland
Finance Director Lou Cipparrone
Community Development Director Patrick Benjamin
Assistant Community Development Director Angela Mesaros
Public Works Director Ryan Gillingham
Fire Chief William Bryzgalski
Police Chief Mike Holub

President Asperger requested the Board and audience to stand for the Pledge of Allegiance to the Flag.

2. PRESIDENT'S REPORT

President Asperger noted that earlier this evening an Emergency Telephone Systems Board (ETSB) meeting was held to review the Emergency Telephone Systems Board FY 2012-13 Budget with a recommendation to the Village Board of Trustees to adopt the budget as presented.

President Asperger invited the public to attend the upcoming budget workshop to be held on Saturday, March 10 at 8:00 a.m. in the lower level conference room in the Village Hall. President Asperger encouraged residents to read the Village Manager's message in the preliminary draft budget document which will be available on line, at the Village Hall and the La Grange Public Library.

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3. PUBLIC COMMENTS REGARDING AGENDA ITEMS

None.

4. OMNIBUS AGENDA AND VOTE

A. Minutes of the Village of La Grange Board of Trustees Regular Meeting
Monday, February 13, 2012

B. Consolidated Voucher 120227

It was moved by Trustee Langan to approve items A and B of the Omnibus Agenda, seconded by Trustee Holder.

Approved by roll call vote.

Ayes: Trustees Holder, Horvath, Kuchler, Langan, Nowak and Palermo

Nays: None

Absent: None

5. CURRENT BUSINESS

None.

6. MANAGER'S REPORT

A. Economic Development Workshop

Village Manager Robert Pilipiszyn gave an overview of the Village Board's Strategic Planning Session held in November 2011 to discuss goals and objectives, whereby the Village Board identified economic development as a strategic priority of continued importance for the Village.

Mr. Pilipiszyn indicated that the purpose of tonight's workshop is to continue that discussion providing staff with additional clarification as to this strategic goal as follows: review the existing comprehensive plan, explain how the market analysis reinforces the comprehensive plan and the need to update the analysis as necessary, to review economic development policy decisions made by the Village Board and review the Village's current economic development plan. Mr. Pilipiszyn requested Community Development Director Patrick Benjamin and Assistant Community Development Director Angela Mesaros to proceed with their PowerPoint presentation.

Mr. Benjamin provided a synopsis of the presentations to be discussed regarding the comprehensive plan and the relevancy of the market assessments and how it relates to strategic planning. Mr. Benjamin introduced Assistant Community Development Director/Planner Angela Mesaros to provide an overview of the comprehensive plan.

H-F.1

Ms. Mesaros annotated a PowerPoint presentation regarding the comprehensive plan which consisted of: need for a plan, use of the plan, the planning process and the organization of the plan.

Mr. Benjamin commented on the various components of market assessments including: socioeconomic analysis, retail market analysis, shopper intercept survey, entertainment and cultural opportunities, residential market overview, industrial market overview and office market overview.

Also explained was the use of market assessments which include project viability, potential absorption of multi-family housing, identifies viable target businesses and developments and promotion and marketing decisions.

Mr. Benjamin described the characteristics of the Village when the market assessment was conducted in 2003 as compared to today. Due to the changes in today's market, the Economic Development budget contains monies in FY 2014-15 to conduct another market assessment should the Village Board feel it is necessary.

At this point in the meeting, Mr. Benjamin provided the Village Board with a review of the existing Village Board Redevelopment and Development Policies and a summary of activities and accomplishments pursuant to the Community Development Department's economic development line item.

President Asperger opened the discussion to the Board regarding whether we feel that our economic development endeavors are on the right track.

Trustee Palermo inquired about general trends in retail. Mr. Benjamin advised that hard goods and soft goods continue to suffer. Retailers are now looking at smaller formats. It will be some time before retail recovers. Dining, on the other hand, continues to grow, but is expected to level off. In summary, the market currently favors food and value.

Trustee Palermo inquired about opportunities for additional retail space in the future. Mr. Benjamin responded that new retail space would not likely become available until the YMCA property is developed. Existing retail spaces, notably the space once occupied by Borders, are not leasing quickly.

Discussion ensued, with an emphasis on the proposed market analysis in FY 2014-15. The Village Board also expressed pride in the Village's economic progress and continued momentum. It was the consensus of the Village Board to:

1. Reaffirm the Village's existing economic development policies and directives, including current marketing efforts and current efforts to support the LGBA.
2. Continue to use the guiding principles for economic development as outlined in the Village's current Comprehensive Plan dated May 2005.

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3. Support the proposed FY 2012-13 budget for the Community Development Department economic development line-item, including the market analysis as recommended.

B. Water System Workshop — Plan and Recommendations to Replace Water Meters and for Improvements to the Village's Water Pumping Station

Village Manager Robert Pilipiszyn provided a synopsis of the presentations to be discussed which include plan and recommendations to replace water meters and for improvements to the Village's Water Pumping station. Mr. Pilipiszyn requested Department of Public Works Director Ryan Gillingham to present findings on each of the areas for potential water accountability improvements.

Mr. Gillingham annotated a PowerPoint presentation including detailed information about the Village's Water Meter Replacement Program and historical data on the efforts by staff in determining, quantifying and fixing the sources of unaccounted water usage in order to improve the Village's water accountability. Those sources of water loss include: water main breaks, leaky joints in water mains, inaccurate metering at the pump station, inaccurate metering at customers meters, annual hydrant flushing, firefighting and training, and sewer cleaning.

In addition to internal processes performed by staff to identify and quantify the issue of water loss, external agencies including the Illinois Department of Natural Resources (IDNR) and the Village's auditors have also provided comment to the Village on this issue. Although the Village has exceeded the maximum threshold identified by the State, the initiatives and actions by the Village have resulted in no additional mandates to date.

Mr. Gillingham explained that inaccurate meters result in higher rates than would otherwise be in place due to fewer quantities of water being recorded across the meter and create the potential that customers with accurate meters will pay the proper amount for water while customers with inaccurate meters are being under-billed. Accurate meters across the Village's distribution system are therefore an important component of the Village's water ratemaking.

Based on this analysis, staff recommends that the individual customer water meters be replaced at this time for the following reasons: 1) majority of water meters range in age from 22 to 25 years old; 2) many water meters have been repaired/replaced because of inaccuracy/failure; 3) many meters tested are not operating within acceptable accuracy standards; 4) the Village's unaccounted for water exceeds current IDNR regulations; 5) unaccounted for water loss needs to be addressed based on a financial analysis of the Water Fund; and 6) inaccurate meters result in higher water rates and inequitable distribution of water fund costs between customers with accurate meters and those with inaccurate meters.

Mr. Gillingham identified the following goals for the Water Meter Replacement Program: 1) improve water accountability; 2) reduce water meter reading expenses through new technology; 3) improve customer service; 4) reduce

4-F.3

environmental impacts associated with water loss and meter reading; 5) provide a long-term solution to the inaccurate metering issues; and 6) implement program in a way that does not alter existing services.

Mr. Gillingham provided information regarding the development of specifications for the Water Meter Replacement Program based on current technological requirements that would best serve the Village's interests. Staff has designed a "turnkey" project in which one firm would manage the acquisition and supply of materials, installation of the meters and fixed-based system, set-up of software, testing, training and project closeout.

Mr. Gillingham also reported on the request for bids process and the analysis of the two bids submitted along with preliminary cost estimates. H. D. Supply Waterworks proposal with the Sensus, Inc. iPerl meter is the only bid received that is considered responsive to the Village's request for bids. Mr. Gillingham proceeded with giving an overview of the Sensus Flex Net System.

The Village Board initiated numerous questions related to the meters. Mr. Gillingham and representatives from the manufacturer and other technical resources responded to their inquiries.

Mr. Gillingham proceeded with the next phase of the workshop which is improvements to the East Avenue Pumping Station. Background information, summary of report findings and recommendations were provided to the Village Board. Summary of report findings along with preliminary cost estimates include: upgrade electronic control system, replace automatic transfer switch and motor control center, convert to a liquid chlorine system, valve replacement and installation. Total of all recommended repairs equals \$500,000. Staff recommends implementing identified improvements and to hire an engineering firm to complete plans and specifications and to develop detailed cost estimates.

Mr. Gillingham introduced Finance Director Lou Cipparrone to present the water financial analysis. Mr. Cipparrone stated that due to operational, improved water accountability and financial considerations, it would be in the Village's best interest to issue a \$2.0 million alternate revenue bond as the funding source to pay for these improvements. An increase in the Village's water rates to service this debt, as well as to fund water rate increases from the City of Chicago and to continue to fund operations/and build reserves, has been proposed.

Considerable debate and discussion ensued among the Village Board of Trustees regarding the water fund financial analysis, the issuance of bonds, the proposed water rate increases and projected increase in revenue due to improved water accountability with the replacement of water meters. The Board inquired about other types of funding that may be available. Mr. Cipparrone and the Village's financial consultant responded to their inquiries.

At the conclusion of the discussion, it was the consensus of the Village Board to concur with staff's recommendations regarding the improvements to the East Avenue Pumping Station; however, to table the discussion of the Water Meter

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Replacement Program until more information regarding other financing options are identified.

President Asperger thanked staff for their thoughtful presentations and outstanding reports.

7. PUBLIC COMMENTS REGARDING MATTERS NOT ON AGENDA

None.

8. EXECUTIVE SESSION

None.

9. TRUSTEE COMMENTS

Village Trustees commented on the thoroughness of tonight's presentations and outstanding reports.

10. ADJOURNMENT

At 10:30 p.m. it was moved by Trustee Langan to adjourn, seconded by Trustee Holder. Motion carried by voice vote.

Elizabeth M. Asperger, Village President

ATTEST:

Thomas Morsch, Village Clerk

Approved Date:

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VILLAGE OF LA GRANGE

Disbursement Approval by Fund

March 12, 2012

Consolidated Voucher 120312

<u>Fund No.</u>	<u>Fund Name</u>	<u>03/12/12 Voucher</u>	<u>03/02/12 Payroll</u>	<u>Total</u>
01	General	176,173.73	283,979.66	460,153.39
21	Motor Fuel Tax			0.00
22	Foreign Fire Insurance Tax	663.99		663.99
24	ETSB	1,692.40		1,692.40
40	Capital Projects	57,591.07		57,591.07
50	Water	157,700.05	36,889.53	194,589.58
51	Parking	3,337.84	24,173.82	27,511.66
60	Equipment Replacement			0.00
70	Police Pension			0.00
75	Firefighters' Pension	9.98		9.98
80	Sewer	1,514.14	10,083.44	11,597.58
90	Debt Service			0.00
91	SSA 4A Debt Service			0.00
93	SAA 269			0.00
94	SAA 270			0.00
		<u>398,683.20</u>	<u>355,126.45</u>	<u>753,809.65</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

W-G

CURRENT BUSINESS

VILLAGE OF LA GRANGE
Finance Department

BOARD REPORT

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

FROM: Robert J. Pilipiszyn, Village Manager,
Lou Cipparrone, Finance Director

DATE: March 8, 2012

RE: **Ordinance - Amendment to the Village's Simplified Telecommunication Tax/
Proposed 1.0% Increase in the Village's Utility Taxes**

The Village's five year financial plan identifies the need for a 1% increase in the Village's utility taxes scheduled in FY 2012-13. The Village's utility taxes are a combination of tax charges on electricity, natural gas and telecommunications. The statutory limitation on the municipal utility tax (electricity and natural gas) and simplified telecommunication tax rates are five and six percent; respectively. La Grange retains relatively low utility and simplified telecommunication tax rates of three and four percent; respectively. La Grange remains one of few municipalities which is not imposing the maximum statutory utility tax rates (See attached survey of comparable communities). We know with reasonable certainty that the rates in other jurisdictions have been at the maximum allowable by law for many years.

The increase in utility and simplified telecommunication taxes has been an integral part of our long range financial plan for more than fifteen years. Beginning in FY 1995-96 and for several years thereafter, in order to balance ensuing years' budgets, an increase in the municipal utility tax rates were scheduled two to three years out from the current fiscal year. During the following year budget discussions based on updated revenue and expenditure projections in the General Fund, the proposed increases were able to be deferred to subsequent fiscal years.

The Village also identified utility and simplified telecommunication taxes as potential additional revenue enhancements for the General Fund as part of a street light bond rating presentation for Moody's Investors Services in 1998. At that time, additional revenue sources identified as being available to the Village as a non-home rule municipality included: billing residents for ambulance transportation, an increase in the vehicle license fee, and annual increases in the property tax levy based on Illinois tax cap legislation. The availability of the additional revenue sources, on an as needed basis, was viewed favorably by Moody's as part of the evaluation process resulting in an upgrade in the Village bond rating to Aa3. Moody's final report also recognized the Village's General Fund for maintaining adequate reserves, modest levels of direct debt, well-maintained

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operations that allow for significant pay-as-you-go financing and the ability to operate well within a limited resource environment.

Residential ambulance billing was implemented in FY 2004-05; however, the Village accepts residential fees on an assignment basis, collecting only from Medicare and insurance companies. The annual vehicle license fee was increased last fiscal year and the Village has levied the allowable increase under the property tax cap extension law in order to maintain sufficient operating revenues to support annual operating expenditures, while attempting to maintain adequate reserves. The remaining revenue enhancement available to the Village is the increase in the local municipal utility tax.

During the early 2000's when the Village was the beneficiary of significant increases in sales tax due to the success of Triangle Project and increased building permit activity due to the booming housing market, the Village was able to postpone the increase in utility taxes beyond the five-year scope of our budget document.

Beginning with the FY 2009-10 budget, increases in utility and telecommunication taxes were re-introduced in FY 2012-13 due to significant reductions in operating revenues resulting from the recession. State shared revenues had decreased by \$275,000, interest income by \$250,000 and building permit revenue by \$100,000. The following year, FY 2010-11, pension contributions increased by over \$400,000.

In order to address these financial challenges, the Village implemented a cost containment plan, which reduced operating and capital expenditures by over \$700,000, annually. As there has been no significant change in economic conditions, we have held steady to the cost containment plan. However, the cost containment plan also includes the planned increase in utility taxes in FY 2012-13 to keep pace with projected operating costs.

The Village has incurred operating deficits in the General Fund for the five of the past six fiscal years as follows:

FY 2011-12 (est.)	(\$160,185)
FY 2010-11	(\$397,874)
FY 2009-10	(\$551,470)
FY 2008-09	(\$584,415)
FY 2007-08	\$32,673
FY 2006-07	(\$109,539)

Had it not been for the end of TIF in FY 2009-10, which included a surplus distribution of \$750,000, the annual deficit for the fiscal year would have been \$1.2 million. During this time frame, General

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Fund reserves have decreased from \$8.3 million or 77% of annual operating expenditures to \$6.5 million or 53% of annual operating expenditures.

At the end of the current five-year operating budget (FY 2015-16), General Fund reserves are projected to be \$6.6 million or 48% of annual operating expenditures, which again includes the implementation of the 1% utility tax increase. Village financial policies include maintaining General Fund reserves between 50-75% of annual operating expenditures.

With the cost containment plan in place for the foreseeable future and with no significant changes in Village services anticipated, the 1% utility tax increase included in the current 5 year financial plan remains critical for the Village in order to generate sufficient revenues to meet ongoing and increasing operating costs. The 1% increase in the utility and telecommunication tax rates is estimated to increase revenues by approximately \$275,000 annually. While utility tax revenues are subject to weather conditions and commodity markets, it is a reliable revenue source. It is estimated that the one percent increase in the municipal utility and simplified telecommunication taxes will cost an average homeowner approximately \$40 annually.

The Village Board has stated as a matter of financial policies, that revenues should be user fee-oriented, where ever possible. The utility tax is user fee-oriented, and, as such, allows us to generate revenue from other, non-commercial business entities that enjoy/use Village services, such as the hospital, to pay for their fair share of Village services, which is not possible via property taxes.

As part of the budget process and the ongoing cost containment plan, we will look at additional expenditure reductions, including further shared sacrifice with Village employees. Should the Village Board elect to forego implementing the utility tax rate increases, the Village would be facing reduced funding for operations of \$275,000 annually, with no other viable option to balance the budget than to further reduce operating expenditures. However, in order to reduce expenditures in a meaningful way we would be facing layoffs, resulting in a reduction/elimination of Village services.

In order to have the increase in the simplified telecommunication tax implemented as currently budgeted (7/1/11) the Village Board would need to adopt an authorizing ordinance and have the ordinance on file with the Illinois Department of Revenue (IDOR) no later than March 20, 2012. As such, the enabling ordinance is attached for discussion and consideration by the Village Board as part of the agenda for the Monday, March 12th board meeting, while recognizing that the Village Board will have an opportunity to discuss the increase during the budget workshop to be held on Saturday, March 10th.

Alternatively, in order to allow for more discussion regarding the tax increase and provide the Village Board an opportunity to revise the financial plan, the next IDOR deadline for filing an ordinance which increases the simplified telecommunication tax rate is September 14, 2012 with an effective date of Jan. 1, 2013. By delaying the imposition of the 1% increase in the utility and

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simplified telecommunication tax rates, projected revenues in the general fund revenues decrease by approximately \$187,500 in FY 2012-13, reducing reserve funds by approximately 1.5 percent.

Ordinances for the proposed municipal gas and electric utility tax increases are also being prepared for review by the Village Board. However, these enabling ordinances only need to be filed with the utility companies 30 days prior to becoming effective. As such, the ordinances will be presented to the Village Board at a later date for consideration. In addition, in order to reduce volatility from the gas utility tax receipts due to market pricing, staff is researching a possible change from the current gross charges method to a usage based system, which may only be available to home rule municipalities. The Village implemented a change to a usage based system for the electric municipal utility tax in 1988 due to the electric deregulation laws.

Staff recommends adoption of the attached ordinance implementing a 1% increase in the Simplified Telecommunications Tax, from 4% to 5%, effective July 1, 2012.

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VILLAGE OF LA GRANGE
UTILITY TAX / SIMPLIFIED TELECOMMUNICATIONS TAX SURVEY

<u>Municipality</u>	<u>Utility Tax Rate</u>	<u>Simplified Telecom Tax Rate</u>
LA GRANGE	3.0%	4.0%
WARRENVILLE	3.0%	4.0%
BELLWOOD	3.5%	4.5%
BLOOMINGDALE	4.0%	5.0%
MELROSE PARK	4.0%	5.0%
BENSENVILLE	5.0%	6.0%
BROOKFIELD	5.0%	6.0%
DARIEN	5.0%	6.0%
ELMWOOD PARK	5.0%	6.0%
FOREST PARK	5.0%	6.0%
FRANKLIN PARK	5.0%	6.0%
HINSDALE	5.0%	6.0%
LA GRANGE PARK	5.0%	6.0%
LISLE	5.0%	6.0%
NORRIDGE	5.0%	6.0%
RIVER FOREST	5.0%	6.0%
SCHILLER PARK	5.0%	6.0%
VILLA PARK	5.0%	6.0%
WEST CHICAGO	5.0%	6.0%
WESTCHESTER	5.0%	6.0%
WESTERN SPRINGS	5.0%	6.0%
WESTMONT	5.0%	6.0%
WOODDALE	5.0%	6.0%

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VILLAGE OF LA GRANGE

ORDINANCE NO. _____

AN ORDINANCE AMENDING THE LA GRANGE CODE OF ORDINANCES
RELATED TO THE SIMPLIFIED MUNICIPAL TELECOMMUNICATIONS TAX

WHEREAS, the Illinois Simplified Municipal Telecommunications Tax Act, 35 ILCS 636/1 *et seq.* (the "*Simplified Act*"), created a simplified municipal telecommunications tax (the "*Simplified Tax*") and repealed the municipal tax on transmitting messages under 65 ILCS 5/8-11-2, the municipal telecommunications tax under 65 ILCS 5/8-11-17, the optional infrastructure maintenance fee under 35 ILCS 635/15, and the municipal infrastructure maintenance fee under 35 ILCS 635/20, effective January 1, 2003; and

WHEREAS, the Illinois Department of Revenue (the "*Department*") was required under Sections 5-25 and 5-30 of the Simplified Act to publish a list and calculate a rate for the imposition of a Simplified Tax for each municipality that had in place a municipal tax on transmitting messages, a municipal telecommunication tax, or a municipal infrastructure maintenance tax; and

WHEREAS, the list published by the Department listed the Village and calculated a rate for the Simplified Tax of 4 percent to be collected on gross charges by telecommunications retailers beginning January 1, 2003; and

WHEREAS, the President and Board of Trustees of the Village now desire to amend the La Grange Code of Ordinances with respect to the Municipal Telecommunications Tax, located in Sections 36.15 through 36.23 of Chapter 36 (the "*Subchapter*"), to update the language of the Subchapter and to increase the rate of the Simplified Tax to 5 percent of gross charges pursuant to the Simplified Act;

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

Section 1. Recitals. The foregoing recitals are incorporated herein as findings of the President and Board of Trustees.

Section 2. Amendment to Section 36.16. Section 36.16, titled "Definitions" of Title III, Chapter 36, titled "Municipal Telecommunications Tax," is hereby amended to add the following definition:

DEPARTMENT. The Illinois Department of Revenue.

Section 3. Amendment to Section 36.17. Section 36.17, titled "Imposition of Tax" of Title III, Chapter 36, titled "Municipal Telecommunications Tax," is hereby amended in its entirety to read as follows:

§ 36.17 Imposition of Tax.

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A tax is hereby imposed upon any and all the following acts or privileges:

(A) The act or privilege of originating in the Village or receiving in the Village intrastate telecommunications by a person at a rate of 5% of the gross charge for such telecommunications purchased at retail by such person. To prevent actual multi-municipal taxation of the act or privilege that is subject to taxation under this subsection, any taxpayer, upon proof that the taxpayer has paid a tax in another municipality on that event, shall be allowed a credit against any tax enacted pursuant to or authorized by this subchapter to the extent of the amount of the tax properly due and paid in the other municipality that was not previously allowed as a credit against any other municipal tax.

(B) The act or privilege of originating in the Village or receiving in the Village interstate telecommunications by a person at a rate of 5% of the gross charge for such telecommunications purchased at retail from a retailer by such person. To prevent actual multi-state or multi-municipal taxation of the act or privilege that is subject to taxation under this Section, any taxpayer, upon proof that the taxpayer has paid a tax in another state on such event, shall be allowed a credit against the tax imposed pursuant to this Section to the extent of the amount of such tax properly due and paid in such other state or such tax properly due and paid in a municipality in this State which was not previously allowed as a credit against any other state or local tax in this State.

(C) The tax imposed by this Section is not imposed on such acts or privileges to the extent such acts or privileges may not, under the Constitution and statutes of the United States, be made the subject of taxation by municipality in this state.

Section 4. Amendment to Section 36.18. Subsection A of Section 36.18, titled "Collection of Tax by Retailers" of Title III, Chapter 36, titled "Municipal Telecommunications Tax," is hereby amended in its entirety to read as follows:

§36.18 Collection of Tax by Retailers.

A. The tax authorized by this subchapter shall be collected from the taxpayer by a retailer maintaining a place of business in this state and making or effectuating the sale at retail and shall be remitted by such retailer to the Department. Any tax required to be collected pursuant to this subchapter and any such tax collected by such retailer and required to be remitted to the Department shall constitute a debt owed by the retailer to the Department. Retailers shall collect the tax from the taxpayer by adding the tax to the gross charge for the act or privilege of originating or receiving telecommunications when sold for use in the manner prescribed by the Department. The tax authorized by this subchapter shall constitute a debt of the purchaser to the retailer who provides such taxable services until paid, and, if unpaid, is recoverable at law in the same manner as the original charge for such taxable services. If the retailer fails to collect the tax from the

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taxpayer, then the taxpayer shall be required to pay the tax directly to the Department in the manner provided by the Department.

* * *

Section 5. Amendment to Section 36.20. Section 36.20, titled "Returns; Content; Filing; Payment of Tax" of Title III, Chapter 36, titled "Municipal Telecommunications Tax," is hereby amended in its entirety to read as follows:

§ 36.20 Returns to the Department

On or before the last day of each month, the tax imposed under this subchapter on telecommunication retailers shall be returned with appropriate forms and information as required by the Department pursuant to the Illinois Simplified Municipal Telecommunications Tax Act, 35 ILCS 636/1, *et seq.*, and any accompanying rules and regulations created by the Department to implement the Act.

Section 6. Filing. The Village Clerk is hereby authorized and directed to file a certified copy of this Ordinance with the Illinois Department of Revenue prior to March 20, 2012 in the manner provided by law.

Section 7. Repeal of Conflicting Provisions. All ordinances or parts of ordinances in conflict herewith are hereby repealed upon the first day of implementation of the Simplified Municipal Telecommunications Tax imposed pursuant to this Ordinance, but only to the extent that they are in conflict herewith on the effective date of this Ordinance.

Section 8. Effective Date. This Ordinance shall be in full force and effect after its passage and approval in the manner provided by law, provided, however, that the increased Simplified Tax rate of 5% will take effect for all gross charges billed by telecommunications retailers on or after July 1, 2012.

PASSED this ____ day of _____ 2012.

AYES: _____

NAYS: _____

ABSENT: _____

APPROVED this ____ day of _____ 2012.

Elizabeth M. Asperger, Village President

ATTEST:

Thomas Morsch, Village Clerk

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