

AGENDA

RULES MEETING OF THE BOARD OF TRUSTEES VILLAGE OF PARK FOREST, COOK AND WILL COUNTIES, ILLINOIS

Village Hall

8:00 p.m.

January 25, 2010

Roll Call

1. A Resolution Approving Renewal of an Application for Economic Incentive for Kelran Corporation

Mayor's Comments

Manager's Comments

Trustee's Comments

Attorney's Comments

Audience to Visitors

Adjournment

Agenda Items are Available in the Lobby of Village Hall

MEMORANDUM

DATE: January 20, 2010

TO: Mayor John Ostenburg
Park Forest Village Board of Trustees

FROM: Sandra Zoellner, Assistant Director of Economic Development & Planning

RE: Consideration of a Resolution approving Renewal of an Application for Economic Incentive for Kelran Corporation

Applicant: Kelran Corporation
49 South Street, Park Forest, IL 60466
Permanent Index Number: 31-25-209-011-000

BACKGROUND/DISCUSSION:

In April 1996 the Village of Park Forest approved an economic incentive for Hanbek LTD d/b/a Kelran Corporation to acquire an existing manufacturing facility and to make an addition to the building to meet the manufacturing needs of Imageworks Manufacturing Inc. Kelran made a 9,500 sq ft addition to the existing building by using industrial revenue bonds and a Cook County Class 6B as property tax relief on the new part of the building.

The building occupant, Imageworks Manufacturing Inc. produces industrial identification products such as nameplates, labels, overlays, dials, point of purchase signs and computer mouse pads. Their newest product line is Ship Shape, a direct mail piece. Imageworks is primarily a metal and plastic printer with metal fabrication abilities including metal brushing, spinning, shearing, stamping and laminating. They employ 35 people. Their clients have included Dell, G.E., Big Dog, Ford, AMANA, and GM.

The Class 6B classification is designed to encourage industrial development throughout Cook County by offering a real estate tax incentive for the development of new industrial facilities, the rehabilitation of existing industrial structures, and the industrial reutilization of abandoned buildings. The goal of Class 6B is to attract new industry, stimulate expansion and retention of existing industry and increase employment opportunities. Under the incentive provided by Class 6B, qualifying industrial real estate would be eligible for the Class 6B level of assessment from the date that new construction or substantial rehabilitation is completed and initially assessed or, in the case of abandoned property, from the date of substantial re-occupancy. As of 2009, properties receiving Class 6B will be assessed at 10% of market value for the first 10 years, 15% in the 11th year and 20% in the 12th year. This constitutes a substantial reduction in the level of assessment and results in significant tax savings. In the absence of this incentive, industrial real estate would normally be assessed at 25% of its market value. The Cook County Class 6B is renewable.

In order for the facility to remain economically viable, the applicant requests that the real estate taxes be competitive with competing properties in collar counties. Kelran Corporation requests

that the Village adopt a resolution that expressly states that the Village supports and consents to this Class 6B renewal and has determined that the industrial use of the 9,500 sq ft addition known as PIN 31-25-209-011 is necessary and beneficial to the economy.

The Economic Development Advisory Group considered this request for renewal of the Cook County Class 6B at their January 6, 2010 meeting. After interviewing the applicant and discussing the merits of the application, EDAG recommends that the Board of Trustees favorably review the request and authorize the incentive by resolution.

SCHEDULE FOR CONSIDERATION: This item will appear on the agenda of the Rules and Regular Meeting January 25, 2010 for consideration.

RESOLUTION NO. _____

**A RESOLUTION APPROVING RENEWAL OF A CLASS 6B
TAX ASSESSMENT CLASSIFICATION FOR A PARCEL
OF LAND LOCATED AT 49 SOUTH STREET, IN THE
VILLAGE OF PARK FOREST, COOK AND WILL
COUNTIES, ILLINOIS, P.I.N.: 31-25-209-011-0000**

WHEREAS, the Village of Park Forest (the “Village”) desires to promote the retention and expansion of business and industry in the Village of Park Forest; and

WHEREAS the Cook County Board of Commissioners has adopted the Cook County Real Property Classification Ordinance which created the Class 6B Tax Assessment Program to encourage industrial and commercial development and redevelopment in Cook County; and

WHEREAS the Village of Park Forest is a Home Rule municipality within the purview of Article VII, Section 6(a) for the Illinois Constitution (1970) and may exercise any power and perform any function pertaining to its government and affairs; and

WHEREAS the owner of the property located at 49 South Street, identified as PIN Number 31-25-209-011-0000, in Park Forest, Illinois, (the “Property”) has requested that the Village Board of Trustees grant approval for renewal of a Cook County Class 6B Tax Assessment Classification; and

WHEREAS such approval is required prior to the filing by the property owner of an application with the County of Cook to be considered for renewal; and

WHEREAS this project was new construction when the initial Class 6B Tax Assessment Classification was approved by the Village; and has a going industrial concern providing 35 jobs; and

WHEREAS it has been determined by the Mayor and Board of Trustees that renewing the Cook County Class 6B for the property located at PIN Number 31-25-209-011-000 is necessary and beneficial for the local economy; and

WHEREAS in order to promote industrial and commercial stability and to retain jobs within the Village, the Board of Trustees of the Village of Park Forest has determined that it is in the best interests of the Village to approve the renewal of the Class 6B incentive for the property located at 49 South Street, having PIN Number 31-25-209-011-0000.

NOW THEREFORE, BE IT RESOLVED by the Mayor and Board of Trustees of the Village of Park Forest, Cook and Will Counties, Illinois, in the exercise of their home rule authority, as follows:

Section 1. That the Mayor and Board of Trustees of the Village of Park Forest, Cook and Will Counties Illinois find that the Class 6B incentive program allowed by an ordinance of Cook

County, Illinois is necessary for the occupancy of the property that is the subject of this Resolution and that without such incentive, the development is unlikely to continue.

Section 2. That the Mayor and Board of Trustees support and consent to the filing of an application by the owner of the aforementioned property as provided by County ordinance for the property located at 49 South Street in Park Forest, Illinois 60466, for which the Permanent Index Number is: 31-25-209-011-0000.

Section 3. That the preamble of this Resolution is incorporated herein by reference as if fully set forth herein.

Section 4. This Resolution shall be in full force and effect from and after its passage, approval and publication as provided by law

PASSED this _____ day of _____, 2010.

APPROVED:

ATTEST:

Village Mayor

Village Clerk

MOTIONS

MOVED that the Consent Agenda and each item contained therein be hereby approved:

1. MOVED, that the Mayor and Board of Trustees approve the minutes of the Minutes of the Rules Meeting of January 5, 2009, the Rules Meeting of February 2, 2009, the Rules Meeting of January 4, 2010 and the Saturday Rules Meeting of January 9, 2010

2. MOVED, that the Mayor and Board of Trustees adopt a Resolution Approving Renewal of an Application for Economic Incentive for Kelran Corporation

1/25/10

VILLAGE OF PARK FOREST

**Village Board Rules Meeting
Monday, January 5, 2009
Village Hall 8:00 p.m.**

MINUTES

IN ATTENDANCE: Mayor John Ostenburg, Trustee Mae Brandon, Trustee Bonita Dillard, Trustee Gary Kopycinski, Trustee Kenneth Kramer, Trustee Robert McCray, Trustee Georgia O'Neill

STAFF IN ATTENDANCE: Village Manager Tom Mick, Deputy Village Manager/Finance Director Mary Dankowski, Village Attorney Frank Garrett, Police Chief Tom Fleming, Fire Chief Robert Wilcox, Director of Recreation and Parks John Joyce, Director of Public Health Christine Blue, Director of Public Relations Jason Miller, Director of Community Development Lawrence Kerestes, Director of Economic Development and Planning Hildy Kingma, Assistant to the Village Manager Denyse Carreras, Director of Public Works Ken Eyer, and Chief Water Plant Operator Ron Erickson

RECORDER: Village Clerk Sheila McGann

OTHERS IN ATTENDANCE: State Representative George Scully, State Senator Toi Hutchinson, Stacy Wolfe, Baxter and Woodman representative Steve Larson, a number of residents, and Casey Toner, SouthtownStar Newspaper

Meeting was called to order at 8:00 p.m. by Mayor Ostenburg. Roll was called by Clerk McGann

Manager Mick introduced PAAC Youth Program Director Stacy Wolfe who awarded the \$500 PAAC scholarship to Park Forest resident Evelyn Bono. Ms. Bono was congratulated by the Board and Chief Fleming.

State Representative George Scully introduced Senator Toi Hutchinson as the new State Senator. Representative Scully also gave an update on the impeachment proceeding regarding Governor Blagojevich.

Senator Toi Hutchinson noted that she wanted to attend as many board meetings as possible. Senator Hutchinson explained her appointment process and looks forward to working with everyone in Springfield.

1. Amendment to Engineering Services Agreement for 2009 Water Main Replacement

Manager Mick asked Director Eyer to give an overview. Director Eyer explained that the amendment was needed after the initial agreement with Baxter and Woodman when it was realized that the new system could not maintain the water levels needed for fire flow and water tanks. Baxter and Woodman representative Steve Larson explained in detail the water main system currently in place, changes in the distribution system, and problems that arise. By adding additional pumps at each water tower, the Village will be able to fill the water tanks and alleviate the broken main problem and increase fire flow. To offset the cost of the additional pumping stations, water main replacements will be reduced by about 1,000 feet.

Trustee Kopycinski asked how long will the construction take. Mr. Larson said that the two projects can be done simultaneously and completed in the summer.

Mayor Ostenburg noted that the Village has an older system that needs replacement. This item will be on the agenda for action at the next meeting.

2. Road Salt Update

Director Eyer gave an update on the amount of salt used this season and the projected costs for the remainder of the season. The price of salt is currently four times higher than last year. The Village has looked into salt alternatives but did not consider them due to the other problems associated with them. The State issued a list of suppliers if more salt is to be purchased, but MFT funds are not an option because the cost will be over \$20,000. To stretch the current available amount of salt, the Village may salt only the main streets. This was an informational item, no action required.

3. An Ordinance Amending Chapter 86 of the Code of Ordinances (Solid Waste) for the Village of Park Forest, Cook and Will Counties

Manager Mick noted that this item sets the rates for single family homes for five years. A new contract will be negotiated in 2013. This item will have its first reading at the next regular meeting, and be on the agenda for action at the next meeting.

Mayor's Comments

No comments

Manager's Comments

Manager Mick said that the new dog park in Winnebago Park needs a name. Contact the Recreation and Parks Department with suggestions by March 2. Manager Mick announced other various activities taking place within the Village. Public Relations Director Jason Miller announced a five week workshop series called ASPIRE that begins this Saturday.

Trustee's Comments

Trustee Kopycinski asked about fence replacements along Route 30 and Western Avenue. Manager Mick said this is not a new topic and the Village has looked unsuccessfully into grant funding. There is no funding available at this time. The Village looked into various options and currently does patch repairs when possible.

Trustee O'Neill said that EDAG will meet January 7. Trustee Dillard noted that the Plan Commission will meet January 6 with two public hearings: conditional use for zoning and revisions to Chapter 118, Zoning Sections.

Trustee Kopycinski noted that there will be no Environment Commission meeting this month. The Commission on Human Relations will meet January 13. Trustee Kramer noted that the Senior Commission will meet January 8.

Attorney's Comments

None

Audience to Visitors

None

Adjournment

This concluded the rules committee Board meeting.

Mayor Ostenburg called for a motion to adjourn. Motion was made by Trustee Kramer, seconded by Trustee Brandon, and passed unanimously.

Mayor Ostenburg adjourned the rules meeting at 8:58 p.m.

Respectfully submitted,
Sheila McGann
Village Clerk

VILLAGE OF PARK FOREST

**Village Board Rules Meeting
Monday, January 4, 2010
Village Hall 8:00 p.m.**

MINUTES

IN ATTENDANCE: Mayor John Ostenburg, Trustee Mae Brandon, Trustee Bonita Dillard, Trustee Gary Kopycinski, Trustee Kenneth Kramer, Trustee Robert McCray (8:09), Trustee Georgia O'Neill

STAFF IN ATTENDANCE: Village Manager Tom Mick, Deputy Village Manager/Finance Director Mary Dankowski, Village Attorney Paul Stephanides, Police Chief Tom Fleming, Fire Chief Robert Wilcox, Director of Recreation and Parks John Joyce, Director of Public Health Christine Blue, Director of Public Relations Jason Miller, Director of Economic Development and Planning Hildy Kingma, Assistant to the Village Manager Denyse Carreras, Director of Public Works Ken Eyer

RECORDER: Village Clerk Sheila McGann

OTHERS IN ATTENDANCE: Casey Toner, SouthtownStar Newspaper, one resident

Meeting was called to order at 8:01 p.m. by Mayor Ostenburg. Roll was called by Clerk McGann.

Mayor Ostenburg introduced newly appointed judge, George Scully. Judge Scully said that he will continue to represent the south suburban community. As an elected official, he will always answer any questions and will keep the Board updated with information regarding the south suburbs.

1. A Resolution Authorizing the Village to Execute the 2009-2010 Cook County Community Development Block Grant Sub-recipient Agreement with the County of Cook, Illinois Related to the Demolition of the Former Marshall Fields Building

Manager Mick said that this is the third grant over three years that has been put together by the Village for demolition of the Marshall Fields Building totaling over \$930,000. After next week's meeting, it goes to the County, then plan review, and the Village waits for notice to go out to bid. Director Eyer noted that there have been some changes and that we may have to adapt to them. Village Attorney Stephanides noted that the agreement is up to par. Manager Mick added that this can go out to bid in February or March. Construction/demolition may start late spring or early summer and will run about ten months depending on difficulties that may occur.

This will be on the agenda for action at the next regular meeting.

Mayor's Comments

Mayor Ostenburg read a proclamation noting that the Village of Park Forest will fully support and participate in the 2010 the United States Census and noting the importance of each resident to be counted. Mayor Ostenburg commented on an anonymous remark in the Southtown Star Newspaper that was inaccurate regarding weekly dinners for the Board and the Village's refusal to put up stop signs. Both of these accusations were completely false. Mayor Ostenburg said that the Village will continue to work with Legacy Square residents who are concerned about their tax bills. Although the Village does not have any say in the tax assessment, they will continue to work with the residents and the Will and Cook County Assessors Offices and Rich Township. The Village only receives a flat amount levied, not a percentage of the assessment.

Manager's Comments

There will be a Saturday Rules meeting on January 9 at 10:00 a.m. which is open to the public. The Park Forest Health Department has 1,000 H1N1 vaccinations available for \$15 each. The 2010 Legislative Policy statement for Mayors and Managers is being finalized and will be passed on to the Board when it is completed.

Trustee's Comments

Trustee Kramer noted that the Senior Commission is meeting January 7 at 1:00 pm.

Trustee Brandon stated that the Environment Commission will be meeting January 7 at 7:00 pm.

Trustee O'Neill said that EDAG will be meeting on January 6 at 6:30 pm.

Trustee McCray said that the Plan Commission's meeting is moved to January 19. He noted that there was a power outage in his neighborhood. Within two hours, the work crews located the outage and did the necessary repairs.

Trustee Kopycinski noted that January 17 is the day for the Park Forest Running and Pancake Winter Cruise. All are welcome to race or just to enjoy the pancakes.

Trustee Brandon encouraged residents to be safe when using space heaters. If necessary, the Police Department is always open as a warming facility.

Attorney's Comments

None

Clerk's Comments

The last day for registration for the February primary is January 5.

Audience to Visitors

None

Adjournment

This concluded the rules committee Board meeting.

Mayor Ostenburg called for a motion to adjourn. Motion was made by Trustee Kramer, seconded by Trustee Brandon, and a roll call vote was taken with the following results:

Ayes: 7

Nays: 0

Absent: 0

The motion was adopted with seven (7) ayes, no (0) nays and no (0) absent.

Mayor Ostenburg adjourned the rules meeting at 8:30 p.m.

Respectfully submitted,

Sheila McGann

Village Clerk

MINUTES OF THE SATURDAY RULES MEETING OF THE BOARD OF
TRUSTEES, VILLAGE OF PARK FOREST, COOK AND WILL COUNTIES, IL

Village Hall

10:00 a.m.

January 9, 2010

PRESENT: President Ostenburg, Ken Kramer, Bonita Dillard, Mae Brandon,
Georgia O'Neill

ALSO PRESENT: Tom Mick, Village Manager and Jason Miller, Public Relations
Coordinator

President Ostenburg called the meeting to order at 10:03 a.m.

There being no residents in attendance to give public comment or ask questions of the Village Board, Mayor Ostenburg shared details of a meeting he recently had with Illinois Governor Pat Quinn. Items of note in the session included an update on the potential for high speed rail lines from Chicago to St. Louis and from Chicago to Champaign. The potential for an Illiana Expressway, connecting I-65 with I-57 and I-55, was also discussed. Finally, the topic of ALNAC (Abraham Lincoln National Airport Commission) and the 3rd airport was discussed.

On the issue of regional transportation, Trustee Brandon asked for a status update on IDOT's (Illinois Department of Transportation) work toward an interchange at I-294 and I-57. Others in attendance noted belief that this project was already moving through the planning processes of IDOT. A status update would be researched by the Village Manager and shared with the Village Board in a future informational update.

The group discussed the status of the SSMMA Legislative Agenda. It was also noted that the SSMMA will hold a Legislative Breakfast on Saturday, February 6 with an actual time/location to still be finalized. With the Mayor scheduled to be out of town, the Village Manager and a representative of the Board would attend while other Board members staff the already scheduled Saturday Morning Rules Meeting set for February 6. The Village Manager noted that in the coming week, copies of the Village Board's 2010 Legislative Agenda will be sent out via mail to Park Forest-area state legislators. The cover letter with the agenda will include an invitation for the legislators to come meet with the Village Board as his/her schedule might permit in the coming months.

The Village Manager discussed the topics to be covered at the upcoming Monday evening's Board Meeting and a series of presentations set for the meeting.

Meeting adjourned at 11:05 a.m.

Tom Mick, Recorder

VILLAGE OF PARK FOREST

**Village Board Rules Meeting
Monday, February 2, 2009
Village Hall 8:00 p.m.**

MINUTES

IN ATTENDANCE: Mayor John Ostenburg, Trustee Mae Brandon, Trustee Bonita Dillard, Trustee Gary Kopycinski, Trustee Kenneth Kramer, Trustee Robert McCray, Trustee Georgia O'Neill

STAFF IN ATTENDANCE: Village Manager Tom Mick, Village Attorney Paul Stephanides, Deputy Police Chief Michael McNamara, Fire Chief Robert Wilcox, Director of Public Health Christine Blue, Director of Community Development Lawrence Kerestes, Director of Economic Development and Planning Hildy Kingma, Assistant to the Village Manager Denyse Carreras, and Director of Public Works Ken Eyer

RECORDER: Village Clerk Sheila McGann

OTHERS IN ATTENDANCE: Thirteen firefighters, a number of family members, and Ed Fisher, resident

Meeting was called to order at 8:00 p.m. by Mayor Ostenburg. Roll was called by Clerk McGann.

Chief Wilcox introduced the recipients of the department for their outstanding service during 2008. Firefighter/Paramedic Joseph Gray was named Firefighter of the Year. Also recognized during this ceremony were Lieutenant/Paramedic Paul Hodges and Firefighter/Paramedics Mark Cotrano, James Lustig and Edward Wright.

Mayor Ostenburg congratulated and thanked them for their exemplary work that they do for the Village and its citizens.

1. 2009-2010 Cook County CDBG Application for \$300,000 for the Demolition of the Former Field's Building

Manager Mick asked Director Kerestes to give an overview regarding this process. Mr. Kerestes explained that the Village has held two public hearings. The Village is looking for \$300,000 to help with the overall cost of \$900,000. Mayor Ostenburg noted that it will be cost effective to have the building removed although many options have been explored to convert it to suitable use. Mayor Ostenburg asked if there were any other questions. Hearing none, this item will be on the agenda for action next week.

Mayor's Comments

Mayor Ostenburg thanked all who put together the sixtieth anniversary of Park Forest celebration. It was a remembrance that included many current and former Park Foresters who share a rich and wonderful history.

Manager's Comments

Manager Mick thanked Jason Miller, Village's Public Relations Coordinator, Jerry Shnay, Park Forest Historical Society, and the Department of Economic Development and Planning for their work on the anniversary celebration.

Trustee's Comments

Trustee Kramer said that the Senior Commission meeting is scheduled for February 9 at 1:00 p.m.

Trustee McCray attended a joint meeting last week with Village Board members and the Park Forest Library Board that included discussions about the changes in place for the remodeling of the interior of the library. Both Trustees Kramer and Brandon appreciated that the plans for the library are a redesign, not a tear down while continuing to remain open during the process.

Trustee Dillard said that the Plan Commission is scheduled to meet Tuesday, February 3 with the new commissioners who will go over their 2009 goals and objectives.

Trustee O'Neill said that the Parks and Recreation Commission met Tuesday, January 27.

Trustee Kopycinski said that the Environment Commission will meet Thursday, February 5.

Trustee Brandon noted that the Cable Commission met January 28 hearing updates from Comcast and AT&T.

Mayor Ostenburg asked to be notified if volunteer commissioners are not attending meeting regularly. If they are not interested in continuing their commissions or are planning to move, then a formal resignation is required before a vacancy can be filled.

Attorney's Comments

Attorney Stephanides offered his congratulations to the Village on their sixtieth anniversary.

Audience to Visitors

None

Adjournment

Mayor Ostenburg called for a motion to adjourn to executive session to discuss an update on current litigation.

Motion was made by Trustee Kramer, seconded by Trustee Dillard, and a roll call vote was taken with the following results:

Ayes: 7

Nays: 0

Absent: 0

The motion was adopted with seven (7) ayes, no (0) nays and no (0) absent.

Mayor Ostenburg adjourned the meeting at 8:30 p.m.

Respectfully submitted,
Sheila McGann
Village Clerk

AGENDA BRIEFING

DATE: January 19, 2010

TO: Mayor John Ostenburg
Board of Trustees

FROM: Bruce Ziegler, Deputy Fire Chief
Robert H. Wilcox, Fire Chief

RE: Proposed Revisions to Chapter 42: Fire Prevention and Protection

BACKGROUND/DISCUSSION:

The foreign fire insurance board was created under ordinance by the Village of Park Forest in 1995 as the result of a Public Act for the purpose of expending funds for the maintenance, use and benefit of the Fire Department. The funds in question are derived from a tax placed on insurance underwritten outside of the State of Illinois, collected on behalf of the recipients by the Illinois Municipal League, for a percentage fee. By Public Act and subsequently by ordinance the expenditure of the funds collected can only be directed by the foreign fire insurance board for appropriate expenses.

Through the years the foreign fire insurance board has used these funds to purchase furniture and equipment for the fire station, firefighting equipment, EMS equipment, safety equipment, training materials and staples for the fire station. These purchases, as suggested by members of the department, have offset purchases that may have been required by the Village; at times reducing budgetary expenditures of the Fire Department in various areas. One example of such a purchase was the recent replacement of all of the bed frames, mattresses and box springs in the fire station sleeping quarters.

On August 14, 2009 Public Act 96-505 went into effect in the State Of Illinois which included an amendment to Section 11-10-2 of the Illinois Municipal Code (65 5/11-10-2) regarding fire insurance boards. Pursuant to this Public Act, the Village of Park Forest must amend certain provisions of Chapter 42 ("Fire Prevention and Protection"), specifically Article III ("Foreign Fire Insurance Board") of the code to be consistent with Public Act 96-505.

The most significant change in the ordinance addresses the increase in board members from three (3) to seven (7) and the inclusion of the fire chief as a defined and voting member of the board. Other changes primarily focus on terminology and title changes as reflected in the updated Public Act or the Village's own processes. This includes changing village president to mayor, foreign fire tax board president to chairman and the elimination of the position of board secretary. Additionally, these positions are elected every year, rather than every two years.

Recommendation: We are recommending the amendment of the 1995 ordinance under Chapter 42, Article III as proposed in the attached document prepared by the Village's attorney. The bulk of these changes are minor in nature and we anticipate no significant changes in the function of the foreign fire insurance board.

SCHEDULE FOR CONSIDERATION: This item will appear on the agenda of the Regular Board meeting of Monday, January 25, 2010 for first reading.

ORDINANCE NO. _____

AN ORDINANCE AMENDING CHAPTER 42 (“FIRE PREVENTION AND PROTECTION”), ARTICLE III (“FOREIGN FIRE INSURANCE BOARD”) OF THE CODE OF ORDINANCES OF THE VILLAGE OF PARK FOREST, COOK AND WILL COUNTIES, ILLINOIS

WHEREAS, the State of Illinois has adopted Public Act 96-505, which includes an amendment to Section 11-10-2 of the Illinois Municipal Code, 65 5/11-10-2 (“Section 11-10-2”), regarding foreign fire insurance boards; and

WHEREAS, Section 11-10-2 is preemptive of the Village’s home rule authority with regard to those matters addressed by Section 11-10-2; and

WHEREAS, pursuant to Public Act 96-505, the Village of Park Forest (“Village”) must amend certain provisions of Chapter 42 (“Fire Prevention and Protection”), Article III (“Foreign Fire Insurance Board”) of the code of Ordinances of the Village of Park Forest, Cook and Will Counties, Illinois (“Village Code”), so that the Village Code is consistent with Public Act 96-505.

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Board of Trustees of the Village of Park Forest, Cook and Will Counties, Illinois, in the exercise of the Village’s home rule powers, as follows:

Section 1. Recitals Incorporated. The recitals set forth above constitute a material part of this Ordinance as if set forth in their entirety in this Section 1.

Section 2. Village Code Amended. Chapter 42 (“Fire Prevention and Protection”), Article III (“Foreign Fire Insurance Board”) of the Code of Ordinances of the Village of Park Forest, Cook and Will Counties, Illinois, is amended by adding the underlined language and deleting the overstricken language to read as follows:

ARTICLE III. FOREIGN FIRE INSURANCE BOARD

Sec. 42-71. Officers and board members.

The foreign fire insurance board is established and shall consist of the ~~administrator~~ fire chief of the fire department and ~~three~~ six ~~officers~~ trustees elected by members of the fire department; ~~provided, however, that not more than one paid on call firefighter shall serve as an officer during any term. The fire administrator, as ex officio member of the board, shall attend all meetings, make recommendations, provide advice but shall not have a vote. If there is an insufficient number of candidates to fill all these positions, the number of board members may be reduced, but not to fewer than three (3) trustees pursuant to 65 ILCS 5/11-10-2, as amended.~~ The elected officers shall include the following:

- (1) ~~President~~ Chairman; and
- (2) ~~Secretary~~; and Treasurer.
- ~~(3) Treasurer.~~

Sec. 42-72. Elections.

Elections for the foreign fire insurance board shall take place during the month of June of every odd-numbered year.

Sec. 42-73. Firefighter employment status required.

The ~~president~~, ~~secretary~~ chairman and treasurer of the foreign fire insurance board shall be members of the fire department at the time of their election and during the entire term. For purposes of this article, the phrase "members of the fire department" shall mean all firefighters employed by the village, whether full-time, part-time or paid-on-call. Any member of the fire department who has not completed the applicable probationary period or is not in good standing in accordance with department regulations shall not be eligible to be an officer of ~~this~~ the board.

Sec. 42-74. Duties and powers.

(a) *Chairman* ~~President~~. The ~~president~~ chairman of the foreign fire insurance board shall preside at all meetings of the officers. The ~~president~~ chairman shall have such other powers as he or she may be given from time to time by action of the ~~village president~~ mayor and board of trustees, consistent with the Illinois Municipal Code, 65 ILCS 5/1-1-1 *et seq.*, as amended.

~~(b) Secretary. The secretary of the foreign fire insurance board shall take minutes at any and all meetings of the officers. The secretary shall keep these minutes in a manner identical to the manner in which village board minutes are kept. The secretary shall also perform any other such duties and functions as are assigned from time to time by the president or the village president and board of trustees.~~

~~(c)~~ (b) *Treasurer*. The treasurer of the foreign fire insurance board shall:

(1) Receive from the village treasurer an annual accounting of all funds collected by the village from the foreign fire insurance company fees as described in 65 ILCS 5/11-10-1, as amended, and article X of chapter 98 of this Code, as amended;

(2) Direct the village treasurer to deposit all such monies in the name of the Village of Park Forest Fire Department in such banks, savings and loan

associations or other depositories as shall be approved by the ~~Village President~~ mayor and Board ~~board~~ of ~~Trustees~~ trustees;

(3) On the order of the foreign fire insurance board, direct the village treasurer to expend such monies for the maintenance, use and benefit of the department, including the purchase of safety equipment and materials, the purchase of training equipment and materials, the purchase of the Fire and Emergency Television Network, the costs of attendance at training schools as approved by the fire ~~administrator~~ chief, the purchase of station furniture and furnishings, the purchase of emergency medical and fire suppression equipment, and the purchase of fire equipment; ~~and~~

(4) Review the investment policy of the village treasurer for the funds held by the village treasurer on behalf of the foreign fire insurance board and determine that all funds are invested in accordance with the applicable law; ~~and~~

(5) Give a sufficient bond to the village to be approved by the mayor conditioned upon the faithful performance of the treasurer of his or her duties pursuant to this article and the rules and regulations of the foreign fire insurance board pursuant to 65 ILCS 5/11-10-2, as amended.

Sec. 42-75. Terms of office.

The ~~president, secretary~~ chairman and treasurer of the foreign fire insurance board shall serve ~~two-year~~ one-year terms without compensation and shall be elected by the foreign fire insurance board ~~members of the fire department. The terms of office for each officer shall be from July 1 of an odd-numbered year to June 30 of the next odd-numbered year or until a successor has been elected and qualified.~~ If any officer resigns for any reason, the ~~remaining officers~~ foreign fire insurance board shall appoint a member of the fire department to fill the office until the expiration of the term and the election and qualification of a successor. ~~No officer shall serve for more than two consecutive terms.~~

Sec. 42-76. Rules and regulations.

The foreign fire insurance board shall make all needful rules and regulations with respect to the management of the foreign fire insurance tax to be paid to the village treasurer. Three members shall constitute a quorum. All such rules and regulations promulgated by the board must be passed by the affirmative vote of at least two of the three members.

Sec. 42-77. Payment of funds.

The village treasurer shall hold and invest the sums received from the insurance companies specified by law and account for such funds to the treasurer of the foreign fire insurance board.

Sec. 42-78. Budget.

The foreign fire insurance board shall, by April 1 of each year prior to the start of each fiscal year, adopt a final budget for the collection and payment of the foreign fire insurance company fees which shall provide for the expenditure of funds for the maintenance, use and benefit of the fire department as provided in this article. The final budget shall be included as a part of the village's annual budget and shall be approved by the mayor ~~village president~~ and board of trustees.

Sec. 42-79. Expenditure of funds.

All funds received by the village treasurer for the benefit of the foreign fire insurance board shall be expended in accordance with all applicable sections of this Code or village ordinances and procedures pertaining to the expenditure of public funds.

Sec. 42-80. Annual audit.

The foreign fire insurance board shall direct the village treasurer to provide to the ~~village~~ mayor and board of trustees an annual audit of the financial affairs of the foreign fire insurance board ~~fire department~~ to be made by a certified public accountant at the end of each fiscal year in accordance with the generally accepted auditing principles. The audit shall be paid for from the funds collected by the foreign fire insurance board.

Section 2. Severability and Repeal of Inconsistent Ordinances. If any provision of this Ordinance, or the application of any provision of this Ordinance, is held unconstitutional or otherwise invalid, such occurrence shall not affect other provisions of this Ordinance, or their application, that can be given effect without the unconstitutional or invalid provision or its application. Each unconstitutional or invalid provision, or application of such provision, is severable, unless otherwise provided by this Ordinance. All ordinances, resolutions or orders, or parts thereof, in conflict with the provisions of this Ordinance are to the extent of such conflict hereby repealed.

Section 3. Effective Date. This Ordinance shall be take effect from and after its passage and approval and publication as required by law.

PASSED this ____ day of _____ 2010.

AYES:

NAYS:

ABSENT:

APPROVED this ____ day of _____ 2010.

APPROVED:

ATTEST:

John A. Ostenburg, Mayor

Sheila McGann, Village Clerk