

**THE CITY OF LAKE FOREST
CITY COUNCIL AGENDA**
Monday, August 2, 2021 at 6:30 pm
City Hall Council Chambers
220 E. Deerpath, Lake Forest

CALL TO ORDER AND ROLL CALL

6:30 p.m.

Honorable Mayor, George Pandaleon

James E. Morris, Alderman First Ward	Jim Preschlack, Alderman Third Ward
Jennifer Karras, Alderman First Ward	Ara Goshgarian, Alderman Third Ward
Melanie Rummel, Alderman Second Ward	Raymond Buschmann, Alderman Fourth Ward
Edward U. Notz, Jr., Alderman Second Ward	Eileen Looby Weber, Alderman Fourth Ward

PLEDGE OF ALLEGIANCE

REPORTS OF CITY OFFICERS

1. COMMENTS BY MAYOR

A. Resolution of Sympathy for Former Alderman Gail Hodges

A copy of the resolution can be found on **page 16**

COUNCIL ACTION: Approve the Resolution of Sympathy for Former Alderman Gail Hodges

A. Update on Lake Forest Day
- Ed Geheraty, Lake Forest Day Chairman

2. COMMENTS BY CITY MANAGER

A. Lake Forest Music Festival
- Rick Amos, Friends of Lake Forest Parks & Recreation

B. #CityHallSelfie Day Challenge
- Dana Olson, Communications Manager

3. OPPORTUNITY FOR CITIZENS TO ADDRESS THE CITY COUNCIL

4. COMMITTEE REPORTS

PARKS & RECREATION BOARD

- 1. Veterans Park Improvement Project**
- Alderman Ara Goshgarian and Joe Mobile, Superintendent of Parks & Recreation

5. ITEMS FOR OMNIBUS VOTE CONSIDERATION

1. Approval of July 19, 2021, City Council Meeting Minutes

A copy of the minutes can be found beginning on **page 18**

COUNCIL ACTION: Approval of July 19, 2021, City Council Meeting Minutes.

2. Approval of the Check Register for the Period of June 22 to July 23, 2021

STAFF CONTACT: *Elizabeth Holleb, Finance Director (847-810-3612)*

BACKGROUND/DISCUSSION: City Code Section 38.02 sets forth payment procedures of the City. The Director of Finance is to prepare a monthly summary of all warrants to be drawn on the City treasury for the payment of all sums due from the City (including all warrants relating to payroll and invoice payments) by fund and shall prepare a detailed list of invoice payments which denotes the person to whom the warrant is payable. The warrant list detail of invoice payments shall be presented for review to the Chairperson of the City Council Finance Committee for review and recommendation. All items on the warrant list detail recommended for payment by the Finance Committee Chairperson shall be presented in summary form to the City Council for approval or ratification. Any member of the City Council shall, upon request to the City Manager or Director of Finance, receive a copy of the warrant list detail as recommended by the Finance Committee Chairperson. The City Council may approve the warrant list as so recommended by the Finance Committee Chairperson by a concurrence of the majority of the City Council as recorded through a roll call vote.

The Council action requested is to ratify the payments as summarized below. The associated payroll and invoice payments have been released during the check register period noted.

Following is the summary of warrants as recommended by the Finance Committee Chairperson:

Check Register for June 22 - July 23, 2021

	Fund	Invoice	Payroll	Total
101	General	357,497	1,641,981	1,999,478
501	Water & Sewer	88,399	197,164	285,563
220	Parks & Recreation	148,411	562,563	710,973
311	Capital Improvements	983,844	0	983,844
202	Motor Fuel Tax		0	0
230	Cemetery	19,479	29,703	49,182
210	Senior Resources	7,712	27,278	34,991
510	Deerpath Golf Course	9,430	3,075	12,505
601	Fleet	98,284	62,406	160,690
416 - 433	Debt Funds		0	0
248	Housing Trust		0	0
201	Park & Public Land	0	0	0
	All other Funds	675,382	168,875	844,256
		\$2,388,437	\$2,693,045	\$5,081,483

Amounts shown as "All Other Funds" includes \$493,260 for Self Insurance Claims associated with the City's medical and dental plans.

COUNCIL ACTION: Approval of the Check Register for the Period of June 22 to July 23, 2021

3. Approval of a Resolution of Appreciation for Firefighter/Paramedic Joseph A. Stanonik

A copy of the Resolution can be found on **page 25**

COUNCIL ACTION: Approval of a Resolution of Appreciation for Firefighter/Paramedic Joseph A. Stanonik

4. Approval of an Ordinance Providing for the issuance of not to exceed \$8,500,000 General Obligation Refunding Bonds, Series 2021, for the purpose of refunding certain outstanding general obligation bonds of the City, providing for the levy and collection of a direct annual tax sufficient to pay the principal of and interest on said bonds, authorizing and directing the execution of an escrow agreement in connection with the issuance of said bonds, and authorizing the sale of said bonds to the winning bidder thereof (Final Reading)

STAFF CONTACT: *Elizabeth Holleb, Finance Director (847-810-3612)*

PURPOSE AND ACTION REQUESTED: Staff recommends final approval of an ordinance authorizing the issuance of 2021 general obligation refunding bonds.

BACKGROUND/DISCUSSION: The City regularly monitors bond market conditions to assess opportunities to refund, or refinance, existing debt obligations and achieve a savings through lower interest rates. Staff is recommending that the City proceed with a refunding in August based on current bond market conditions.

A Preliminary Official Statement has been provided under separate cover. The Preliminary Official Statement has been submitted to Moody's Investors Service with a request for a rating. A rating call with Moody's has been scheduled for August 5.

PROJECT REVIEW/RECOMMENDATIONS:

Reviewed	Date	Comments
City Council	7/19/21	First Reading – Bond Parameters Ordinance
Finance Committee	7/19/21	Recommend staff proceed with preparations for a refunding issue.

BUDGET/FISCAL IMPACT: The interest rate on the refunding bond issue will be determined at an online bid auction to be scheduled. Debt service on the bond issue is scheduled through December 2032 and will be paid from the property tax levy to correspond with the funding source for the original bond issue. Savings resulting from the refinancing will reduce future property tax levy requirements. The bonds will be callable in whole or in part on or after

December 15, 2029. If no bid submitted on the bond sale date meets the parameters of the bond ordinance approved, the bids would be rejected and the bond issue would not proceed.

COUNCIL ACTION: Approval of an Ordinance (**page 26**). Providing for the issuance of not to exceed \$8,500,000 General Obligation Refunding Bonds, Series 2021, for the purpose of refunding certain outstanding general obligation bonds of the City, providing for the levy and collection of a direct annual tax sufficient to pay the principal of and interest on said bonds, authorizing and directing the execution of an escrow agreement in connection with the issuance of said bonds, and authorizing the sale of said bonds to the winning bidder thereof (Final Reading)

5. Approval of an additional Three-Year Professional Services Agreement with Invoice Cloud for credit card processing services and integration with the City's ERP system.

STAFF CONTACT: *Diane Hall, Assistant Finance Director (847) 810-3614*

PURPOSE AND ACTION REQUESTED: Staff requests approval of an additional three-year professional services agreement for credit card processing and integration associated with the City's ERP system.

BACKGROUND/DISCUSSION: In September 2018, City Council approved a contract for three years to provide online and over the counter credit card processing and integration with the City's ERP system BS&A. Invoice Cloud is a partner with BS&A for integration to the ERP and the City's credit card provider Automated Merchant Services (AMS) for additional savings.

Staff is requesting approval of an additional three year renewal at this time. Staff has been pleased with the added efficiencies for both staff and residents.

PROJECT REVIEW/RECOMMENDATIONS:

Reviewed	Date	Comments
City Council	9/4/2018	City Council approved contract with Invoice Cloud

BUDGET/FISCAL IMPACT: Credit Card processing fees are assessed to various funds based on the point of sale location and have been included in the FY2022 budget.

Has competitive pricing been obtained for proposed goods/services? Yes

Below is an estimated summary of Project budget:

FY2022-2024 Funding Source	Amount Budgeted	Amount Requested	Budgeted? Y/N
Multiple Funds	\$36,000	\$36,000	Y

COUNCIL ACTION: Approval of an additional Three-Year Professional Services Agreement with Invoice Cloud for credit card processing services and integration with the City's ERP system.

6. Consideration of an Ordinance Amending the City of Lake Forest City Code Regarding the Class C-1 and C-3 Liquor Licenses (First reading and if appropriate final approval)

STAFF CONTACT: *Margaret Boyer, City Clerk, 847-810-3674*

PURPOSE AND ACTION REQUESTED: At the direction of the City's Liquor Commissioner, Staff is requesting consideration of an Ordinance amending the City's Liquor Code to increase the number of liquor licenses in the C-1 and C-3 license categories.

BACKGROUND AND DISCUSSION: The Liquor Commissioner has received a request from the current owners of the Peanut Gallery to operate a new restaurant in the same space called "The Lucky Duck" at 950 N. Western Avenue. The City Council authorized a Special Use Permit for the same location at its July 19 meeting. The owners have requested a C-1 liquor license (general restaurant liquor license) and an add-on C-3 liquor license that will allow outdoor service.

As the Council is aware, the issuance of liquor licenses is under the purview of the City's Liquor Commissioner and the Mayor serves in that role. However, the City Code only authorizes a specific number of liquor licenses and, historically, this number coincides with the current number of licenses issued.

When new requests for liquor licenses are submitted, and after review by the Liquor Commissioner and a determination that the Issuance of a license is appropriate, the City Council is asked to consider an amendment to the Liquor Code to increase the number of available licenses. In this case, the number of C-1 and C-3 liquor licenses will be increased by one each to accommodate The Lucky Duck. The proposed ordinance increasing the number of Class C-1 and C-3 liquor licenses can be found beginning on **page 59**.

BUDGET/FISCAL IMPACT: The fiscal impact of adding additional licenses in the C-1 and C-3 categories would have a positive impact on liquor license revenues.

COUNCIL ACTION: Consideration of an Ordinance Amending the City of Lake Forest City Code to increase the number of Licenses available in the Class C-1 and C-3 liquor license categories (First reading and if appropriate final approval).

7. Approval of a recommendation from the Parks and Recreation Board to Award a Contract to Mag Construction for the Veterans Park Improvement Project, in the Amount of \$306,245 plus 10% Contingency in the Amount of \$30,625 for a total of \$336,870.

STAFF CONTACT: *Chuck Myers, Superintendent of Parks & Forestry (847-810-3565)*
Joe Mobile, Superintendent of Recreation (847-810-3941)

PURPOSE AND ACTION REQUESTED: Parks & Recreation Board requests City Council authorization to award the bid for the Veterans Park Improvement Project to Mag Construction.

BACKGROUND/DISCUSSION: Veterans Park is a 1.3 acre park located at the intersection of Deerpath and Green Bay Road. The City of Lake Forest acquired Veterans Park through a land transfer agreement with Lake Forest Open Lands Association in January of 2016. Soon after, the City began the process of developing a plan for the new Park, which included community input forums. The City then hired Craig Bergmann Design Group to analyze the data collected and design a conceptual plan for the new park.

The goal of the project is to develop a passive, open space which serves as a gateway park and leads residents and visitors into the Central Business District. It is also a goal to develop a park that will provide opportunities to achieve a balance between the recreational use and the protection and interpretation of the cultural, natural and scenic resources of the park.

Some of the key new elements of the park include:

- New entrance to the park - The intersection corner will be opened up with new entry way to the park. The entrance will feature the name of the park facing the intersection and a new flower bed.
- Natural performance platform - An elevated natural grass area for bands to perform or for a movie screen to be placed for events. It will be located in the middle of the park off of walkway.
- Additional trees and shrubs will be planted throughout the property to replace some that have been removed. There will be a focus on planting native species.
- Veterans feature - City staff is working with the American Legion McKinlock Post 264 for the design and installation of a monument in the center of the park that will honor veterans. The cost of the design and monument is not included in this request and will be funded through donations raised by the American Legion.

PROJECT REVIEW/RECOMMENDATIONS:

Reviewed	Date	Comments
Parks & Recreation Board	7/20/21	Recommend Approval
Historic Preservation Commission	6/24/20	Certificate of Appropriateness granted
Parks & Recreation Board	10/15/19	Approve PPL funding
Public Meeting	8/15/19	Received feedback on design options

BUDGET/FISCAL IMPACT: On June 2, 2021 City staff released an invitation to bid for the Veterans Park Improvement Project. On June 9, 2021, a pre-bid conference was conducted to establish a list of eligible bidders. There were two contractors in attendance. The bid opening was on June 30, 2021 and two (2) sealed bids were received, as detailed below.

Has City staff obtained competitive pricing for proposed goods/services? **Yes**

Recommended Bidder/Proposer is BOLDED

Company Name	Dollar Amount Bid
Mag Construction	\$306,245
Clauss Brothers, Inc.	\$481,278

After careful review of the bids by City staff, staff is recommending the selection of Mag Construction for the project. They meet the required qualifications for the project.

Below is an estimated summary of Project budget:

FY2022 Funding Source	Amount Budgeted	Amount Requested	Budgeted? Y/N
201-8457-456.67-78 Park and Public Land Fund	\$400,000	\$286,870	Y
224-8026-476.76-56 Special Recreation Fund	\$130,000	\$50,000	Y

COUNCIL ACTION: Approval of a recommendation from the Parks and Recreation Board to Award a Contract to Mag Construction for the Veterans Park Improvement Project, in the Amount of \$306,245 plus 10% Contingency in the Amount of \$30,625 for a total of \$336,870

8. Award of Bid for a Two-Year HVAC Preventive Maintenance Contract to Hayes Mechanical in the Amount of \$106,906

STAFF CONTACT: *Jim Lockfeer, Assistant to the Director of Public Works (810-3542)*

PURPOSE AND ACTION REQUESTED: The Public Works Committee and City staff requests City Council award of bid for a two-year HVAC Preventive Maintenance Contract to Hayes Mechanical in the amount of \$106,906.

BACKGROUND/DISCUSSION: The City’s HVAC preventative maintenance program keeps approximately 400 pieces of HVAC equipment in 24 facilities operating efficiently by extending the equipment’s life, ensuring its reliability, and reducing operating costs. The pieces of equipment serviced consist of furnaces, boilers, chillers, pumps, air handlers, condensers, cooling towers and exhaust fans. The program is comprised of four quarterly maintenances: two comprehensive maintenance services for spring and fall startups and two maintenances to check systems and change filters.

For many years the entire program was contracted out. In 2012, as a cost saving measure, the Building Maintenance Section implemented a hybrid HVAC preventive maintenance program where in-house staff is used to maintain smaller, residential type heating systems, while City facilities with commercial heating and cooling systems are contracted to firms that have personnel with technical resources and expertise to maintain complex systems. The service contract covers the fall heating start-up maintenance and the spring cooling start-up. The mid-summer and late-winter quarterly maintenance on all 24 facilities will be performed

by in-house Building Maintenance personnel. In addition, contractors respond to emergency “no heating” or “no cooling” calls.

PROJECT REVIEW/RECOMMENDATIONS:

Reviewed	Date	Comments
Public Works Committee	7/1/21	Reviewed and Recommended Contract Approval

BUDGET/FISCAL IMPACT: On June 3, 2021, City staff initiated a joint public bidding process via the Municipal Partnership Initiative (MPI) for HVAC preventative maintenance program services. MPI is a program that takes advantage of economies of scale by securing low bid prices among neighboring municipalities who bid similar projects each year. The City of Lake Forest was the lead municipality for this bid process and the Village of Glenview was a participating community. On June 24, 2021 the public bid process closed and in total, three bids were received as outlined below.

Has City staff obtained competitive pricing for proposed goods/services? **Yes**

Company Name	Year-One Bid	Year-Two Bid	2-Year Contract Total
Hayes Mechanical	\$52,924	\$53,982	\$106,906
First Point Mechanical	\$59,606	\$60,798	\$120,404
McDonough Mechanical	\$90,416	\$92,224	\$182,640

Hayes Mechanical has considerable experience working with commercial and industrial HVAC systems. The company has been in business since 1918 and began providing HVAC services in the late 1970s. Staff contacted Hayes Mechanical’s HVAC service references which included the Village of Schaumburg and the Village of Morton Grove. Both Schaumburg and Morton Grove shared very positive experiences in working with Hayes Mechanical and explained that they provided a high level of service provided. On June 29, 2021 staff met with Hayes Mechanical representatives to review their bid materials in detail. Overall, staff was very comfortable with their submitted bid.

The contract terms are for two years which will include the option of two additional, one year terms, subject to contractor acceptable performance reviewed at the end of each year. Each additional contract year cannot exceed a two percent increase per year. In addition, a written request must be submitted to include documentation, justifying the need for the increase.

Below is an estimated summary of Project budget:

FY2022 - 23 Funding Source	Amount Budgeted	Amount Requested	Budgeted? Y/N
Operating Budget Multiple Accounts	\$106,906	\$106,906	Y

If awarded Hayes Mechanical would begin this November to perform the heating start-up maintenance.

COUNCIL ACTION: Award of Bid for a Two-Year HVAC Preventive Maintenance Contract to Hayes Mechanical in the Amount of \$106,906

9. Award the Thermoplastic Lane Marking contract to Superior Road Striping, Inc. in the amount of \$75,000

STAFF CONTACT: *Dan Martin, Superintendent of Public Works 810-3561*

PURPOSE AND ACTION REQUESTED: Public Works Committee and staff requests approval to award the contract for thermoplastic lane marking to Superior Road Striping.

PROJECT REVIEW/RECOMMENDATIONS:

Milestone	Date	Comments
Public Works Committee	7/1/2021	Reviewed and Recommended Approval

BACKGROUND/DISCUSSION: The City of Lake Forest, as a member of the Northwest Municipal Conference (NWMC), also belongs to the Suburban Purchasing Cooperative (SPC). The SPC is made up of 134 communities in the Northwest Municipal Conference, the South Suburban Mayors and Managers Association, the DuPage Mayors Conference, and the Will County Government League.

One of SPC’s annual joint purchasing initiatives is the thermoplastic lane marking bid for member agencies. The City has been participating in the thermoplastic lane marking for the last 20 years. SPC’s lane marking specifications meet Illinois Department of Transportation (IDOT) standards. Bids and selection of the lowest responsible and responsive bidder are approved by IDOT.

The 2021 SPC/IDOT thermoplastic lane marking contract (#201) was awarded to Superior Road Striping, Inc. of Melrose Park, Illinois from April 12, 2021 through April 11, 2022 including three (3) potential, one-year contract extensions. The table below shows the unit price cost of the contract that City Council approved in 2020.

Under this contract, Superior Road Striping agrees to all terms and conditions as set forth in the specifications contained within the contract and Superior Road Striping must comply with all IDOT rules and regulations.

Description	UOM	2020 Cost per Unit	2021 Cost per Unit
4" Line	LF	\$0.52	\$0.53
6" Line	LF	\$0.76	\$0.75
12" Line	LF	\$1.52	\$1.50
24" Line	LF	\$3.78	\$3.75
Letters & Symbols	SF	\$3.51	\$3.75
Removal	SF	\$0.41	\$0.30

BUDGET/FISCAL IMPACT: The City of Lake Forest’s thermoplastic lane marking zones are split into four. Zone 2 (east of Rt. 41) which includes all streets, parking lots and crosswalks was completed in 2020.

This year, the City is requesting 94,011 linear feet of thermoplastic pavement marking to zone 3 (west of RT. 41) which includes 4", 6", 12", and 24" wide lines, as well as various letters and symbols. The total cost for the Lake Forest's 2021 contract for striping and marking will be \$75,000.

Has competitive pricing been obtained for proposed goods/services? **No**

If no, indicate the specific exception requested: Administrative Directive 3-5, Section 6.1D – Government Joint Purchases

The FY2022 budget allocation for the lane marking program is \$75,000 from the Streets Operating Capital Fund:

FY2022 Funding Source	Amount Budgeted	Amount Requested	Budgeted? Y/N
101-5103-467.67-22	\$75,000	\$75,000	Y

COUNCIL ACTION: Award the Thermoplastic Lane Marking contract to Superior Road Striping, Inc. in the amount of \$75,000.

10. Consideration of an Ordinance Amending the Intergovernmental Agreement with the Solid Waste Agency of Lake County

STAFF CONTACT: Michael Thomas, Director of Public Works (810-3540)

PURPOSE AND ACTION REQUESTED: The Solid Waste Agency of Lake County is asking each of its member communities to adopt an ordinance modifying its original language to allow immediate past Mayors or an Executive Staff member to attend and represent the municipality on its Board. Currently a sitting Aldermen or the Mayor is allowed to represent the City at SWALCO's quarterly Board meetings.

BACKGROUND/DISCUSSION: In 1989, Lake County became the first county in Illinois to adopt a solid waste management plan in compliance with the Illinois Solid Waste Planning and Recycling Act. The Solid Waste Agency of Lake County (SWALCO) was formed in 1991 to implement the Lake County Solid Waste Management Plan, and currently is comprised of members from forty-four local government units, *including* Lake County and Great Lakes NTC, representing approximately 85% of the county's population.

The purpose of the Solid Waste Agency of Lake County, Illinois is to implement a regional approach to solid waste management which addresses economic, political, and environmental issues. Utilizing in-house crews to provide refuse, recycling, yard waste, and Compost Center services, Lake Forest has not participated with a majority of services SWALCO offers. Staff bids and negotiates long-term disposal contracts with the regional refuse, recycling, and yard waste companies. For a number of years now, Lake Forest's only participation with SWALCO has been the textile, shoe, electronics, and household chemical collections.

At its April 15, 2021 SWALCO Board meeting, the Board approved sending the attached amendment to its forty-four SWALCO communities for adoption. In order to amend the

Intergovernmental Agreement, each member of the Agency must approve the attached ordinance amending the Agreement.

The amendment addresses the qualifications necessary to serve as an Alternate Director on the SWALCO Board of Directors, and adds another option for members to consider; the immediate past Mayor, Village President, or Executive Staff member. A copy of the proposed amendment can be found on **page 63** of the agenda packet.

COUNCIL ACTION: Consideration of an Ordinance Amending the Intergovernmental Agreement with the Solid Waste Agency of Lake County.

11. Approve Three Year Contract with Wachs Water Services for Valve Exercising Service Contract included in the FY2022 –FY2024 Operating Capital Budget for the sum of \$52,245

STAFF CONTACT: *Dan Martin, Superintendent of Public Works (810-3561)*

PURPOSE AND ACTION REQUESTED: The Public Works Committee and Staff requests City Council approval of a three year agreement for Valve Exercising Contract to Wachs Water Services.

BACKGROUND/DISCUSSION: The City’s Water & Sewer Section for many years has provided valve exercising service for approximately 1,800 valves in the water distribution system. The Section transitioned from performing the program using in-house staff to contracting out the services to take advantage of efficiencies gained using contractors that specialize in valve exercising services. The valve exercising program is a preventative maintenance measure that prevents valve rust or debris build up that could render the valves inoperable or prevent tight shutoffs; this ensures reliability to immediately isolate water lines for main breaks and extends valves useful life. The 1,800 valves are divided into five service zones with approximately 375 valves in each zone. One zone per year will be operated. The Contractor will fully exercise each valve according to American Water Works Association (A.W.W.A.) standards and will verify and update the valve size, rotation and location in the GIS-database.

The table below shows the contract cost for each year.

Item Description	Cost per Year
Year 1 – Valve Turning	\$ 17,379
Year 2 – Valve Turning	\$ 16,995
Year 3 – Valve Turning	\$ 17,871
3 Year Total	\$ 52,245

PROJECT REVIEW/RECOMMENDATIONS:

Reviewed	Date	Comments
Public Works Committee	7/1/2021	Reviewed and Recommended City Council Approval

BUDGET/FISCAL IMPACT: This Valve Exercising Program was bid as part of the Municipal Partnering Initiative (MPI) program with Glenview, Lake Forest, Niles and North Chicago. MPI is a program that takes advantage of economies of scale by securing low bid prices among neighboring municipalities who bid similar projects each year.

At the April 29, 2021 bid opening, two bidders provided proposals, Wachs Water Services and M.E. Simpson Co, Inc. The lowest responsive bidder, Wachs Water Services, has provided valve exercising services for The City of Lake Forest over the last five years. Wachs services were completed on time, done favorable work, and met the standards.

Has competitive pricing been obtained for proposed goods/services? **Yes**

Company Name	Dollar Amount Bid
Wachs Water Services	\$ 52,245 (3 Years)
M.E. Simpson	\$ 80,592 (3 Years)

Staff is recommending that City Council approve a three-year agreement with the option to renew for an additional one year extension for two years upon agreement by both parties after three years, each additional year could have a possible negotiated increase equal to or less than a determined C.P.I.

Below is an estimated summary of the Valve Turning budget:

FY2022 Funding Source	Amount Budgeted	Amount Requested	Budgeted? Y/N
Water Operating Capital 501-6078-475.75-02	\$ 20,000	\$ 17,379	Y

COUNCIL ACTION: Approve Three Year Contract with Wachs Water Services for Valve Exercising Service Contract included in the FY2022 –FY2024 Operating Capital Budget for the sum of \$52,245

12. Approve Three Year Contract with Consulting Engineering, Inc. for Leak Detection Service Contract included in the FY2022 –FY2024 Operating Capital Budget for the Sum of \$60,690

STAFF CONTACT: *Dan Martin, Superintendent of Public Works (810-3561)*

PURPOSE AND ACTION REQUESTED: The Public Works Committee and Staff requests City Council approval for a three year proposal for Leak Detection Contract to Consulting Engineering, Inc. (CEI).

BACKGROUND/DISCUSSION: The City of Lake Forest water distribution system consists of approximately 6,800 private residential service connections, 170 miles of water main ranging in pipe sizes from 4" to 36", 1,500 fire hydrants and 1,800 valves throughout the system. Water

lost through leaking pipe fittings, faulty valves, connectors, or cracked pipes are regarded as unaccounted water that is a revenue loss. Many leaks come to the surface and are immediately repaired, but some go undetected because they are smaller leaks that do not surface or drain directly into storm sewers, ravines or ditches. These types of leaks result in significant water loss over time. To address this The City over the last fifteen years has hired leak detection services to pinpoint these undetected leaks through an acoustic leak detection method. Technicians utilizing specialized listening devices that are placed on valves and hydrants work systematically to cover the entire distribution system listening and identifying leaks. The service includes a full report of the leak locations. Leaks that are discovered are immediately repaired and if the leak is on a resident’s service line, they will be notified by the Water & Sewer Supervisor to have their service leak repaired.

PROJECT REVIEW/RECOMMENDATIONS:

Reviewed	Date	Comments
Public Works Committee	7/1/2021	Reviewed and Recommended City Council Approval

BUDGET/FISCAL IMPACT: The leak detection services were bid as part of the Municipal Partnering Initiative (MPI) program with Arlington Heights, Lake Forest, Glenview, Niles, Northfield, and Winnetka. MPI is a program that takes advantage of economies of scale by securing low bid prices among neighboring municipalities who bid similar projects each year.

On April 15, 2021 the bids were opened. In total, three bids were received as outlined below. Consulting Engineering, Inc. was the low responsive bidder. They have done favorable work in Buffalo Grove, Park Ridge, and Batavia.

Has competitive pricing been obtained for proposed goods/services? **Yes**

Company Name	Dollar Amount Bid
Consulting Engineering, Inc.	\$ 60,690 (3 Years)
Utilis Corp	\$ 94,860 (3 Years)
M.E. Simpson	\$ 134,300 (3 Years)

The table below shows the Consulting Engineering’s contract cost for each year:

Item Description	Cost per Year
Year 1 – Leak Detection	\$ 22,230
Year 2 – Leak Detection	\$ 22,230
Year 3 – Leak Detection	\$ 22,230
3 Year Total	\$ 60,690

Staff is recommending that City Council approve a three-year agreement with the option to renew for an additional one year extension for two years upon agreement by both parties after three years, each additional year could have a possible negotiated increase equal to or less than a determined C.P.I.

Below is an estimated summary of the Leak Detection budget:

FY2022 Funding Source	Amount Budgeted	Amount Requested	Budgeted? Y/N
Water Operating Capital 501-6078-435.35-15	\$ 30,000	\$ 22,230	Y

COUNCIL ACTION: Approve Three Year Contract with Consulting Engineering, Inc. for Leak Detection Service Contract included in the FY2022 –FY2024 Operating Capital Budget for the sum of \$60,690

COUNCIL ACTION: Approval of the twelve (12) omnibus items as presented.

6. OLD BUSINESS

7. NEW BUSINESS

8. ADDITIONAL ITEMS FOR DISCUSSION/ COMMENTS BY COUNCIL MEMBERS

9. ADJOURNMENT

A copy of the Decision Making Parameters is included beginning on **page 15** of this packet.

Office of the City Manager

July 28, 2021

The City of Lake Forest 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 in order to allow them to observe and/or participate in this meeting, or who have questions regarding the accessibility of the meeting or the facilities, are required to contact City Manager Jason Wicha, at (847) 234-2600 promptly to allow the City to make reasonable accommodations for those persons.



THE CITY OF LAKE FOREST

DECISION-MAKING PARAMETERS FOR CITY COUNCIL, AND APPOINTED BOARDS & COMMISSIONS

Adopted June 18, 2018

The City of Lake Forest Mission Statement:

“Be the best-managed, fiscally-responsible and appealing community and promote a community spirit of trust, respect and citizen involvement.”

The Lake Forest City Council, with the advice and recommendations of its appointed advisory Boards and Commissions, Lake Forest Citizens, and City Staff, is responsible for policy formulation and approval. Implementation of adopted strategy, policy, budgets, and other directives of Council is the responsibility of City Staff, led by the City Manager and Senior Staff. The Mayor and Aldermen, and appointed members of Boards and Commissions should address matters in a timely, deliberate, objective and process-driven manner, making decisions guided by the City of Lake Forest Strategic and Comprehensive Plans, the City’s Codes, policies and procedures, and the following parameters:

- Motions and votes should comprise what is in the best long-term interests of all Lake Forest citizens, measured in decades, being mindful of proven precedents and new precedents that may be created.
- All points of view should be listened to and considered in making decisions with the long-term benefit to Lake Forest’s general public welfare being the highest priority.
- Funding decisions should support effectiveness and economy in providing services and programs, while mindful of the number of citizens benefitting from such expenditures.
- New initiatives should be quantified, qualified, and evaluated for their long-term merit and overall fiscal impact and other consequences to the community.
- Decision makers should be proactive and timely in addressing strategic planning initiatives, external forces not under control of the City, and other opportunities and challenges to the community.

Community trust in, and support of, government is fostered by maintaining the integrity of these decision-making parameters.

The City of Lake Forest’s Decision-Making Parameters shall be reviewed by the City Council on an annual basis and shall be included on all agendas of the City Council and Boards and Commissions.



Resolution of Sympathy

WHEREAS, on behalf of The City of Lake Forest, the City Council expresses its profound sadness at the loss of Gail T. Hodges at the age of 82 on July 1, 2021; and

WHEREAS, Gail's love of and pride in The City of Lake Forest and the many organizations she served was inspiring, and her commitment to the preservation and progress of the community was evident by all and never waned; and

WHEREAS, Gail served as Third Ward Alderman from 1993-1999 and in that role, dedicated time, energy and passion to serving her constituents and the entire Lake Forest community; and

WHEREAS, prior to serving as Alderman, Gail served as Chairman of the Building Review Board from 1990-1993 and led that group through many long meetings and careful deliberations; and

WHEREAS, while serving on City Council she was engaged in the restoration of City Hall and contributed to the passage of the Historic Preservation Ordinance, which provided protections for historic districts, a framework that today still guides the City's Historic Preservation Commission processes and decisions; and

WHEREAS, after retiring as an Alderman, Gail continued to serve the community and provide invaluable expertise in many ways including as a member of various special committees and advisory groups including the Forest Park Board, Lake Forest Open Lands Association and Lake Forest Preservation Foundation which allowed her to work alongside community leaders to both preserve and protect the community's special character, while at the same time planning for the future and being open to new ideas; and

WHEREAS, Gail Hodges served as the Executive Director of Gorton Community Center for many years. She oversaw the renovation of the Center in the 1990s to bring it into ADA compliance and restore the historical integrity of the building, including the uncovering of WPA Federal Art Project murals in the auditorium that were later restored; and

WHEREAS, Gail's calm demeanor and quiet charisma never wavered, as she made efforts get to know others, to hear their ideas, and to share stories which allowed her to build and maintain strong relationships within the community and the many organizations she served; and

WHEREAS, Gail was kind and gentle, never too busy to offer friendship, advice, encouragement or counsel to others, she made time for everyone who needed it; and

WHEREAS, Gail's passion and commitment to human services and equity extended beyond her volunteerism, as she devoted her professional life to connecting individuals and families in Lake Forest and across Lake County to counseling, caregiving, and educational services; and

WHEREAS, Gail Hodges leaves a lasting legacy in our community and will long be remembered for her contributions and influence to Lake Forest and more importantly, as a friend and confidant to many.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Lake Forest in session on August 2, 2021, hereby expresses its deep regret and sincere sympathy to her husband, James Hodges.

BE IT FURTHER RESOLVED that this Resolution be appropriately inscribed and conveyed to James Hodges, with a copy to be included in the official minutes of the August 2, 2021 meeting of the Lake Forest City Council.

George A. Pandaleon, Mayor

The City of Lake Forest
CITY COUNCIL MEETING
Proceedings of the Monday, July 19, 2021
City Council Meeting - City Council Chambers
REMOTE ACCESS MEETING

CALL TO ORDER AND ROLL CALL: Honorable Mayor Pandaleon called the meeting to order at 7:41pm, and the City Clerk Margaret Boyer called the roll of Council members.

Present: Honorable Mayor Pandaleon, Alderman Morris, Alderman Karras, Alderman Rummel, Alderman Notz, Alderman Preschlack, Alderman Goshgarian, Alderman Buschmann and Alderman Weber.

Absent: none

CALL TO ORDER AND ROLL CALL

PLEDGE OF ALLEGIANCE was recited.

REPORTS OF CITY OFFICERS

COMMENTS BY MAYOR

Mayor Pandaleon made the following statement as required by the Open Meetings Act. In accordance with state statute, Mayor Pandaleon has made a determination that it was not practical or prudent to schedule an in-person City Council meeting because of the COVID-19 pandemic, which is why this July 19, 2021 City Council meeting is being held remotely.

A. Assessment Notices

Mayor Pandaleon Noted that Lake County has begun mailing Assessment Notices, “the blue cards” to all Lake Forest residents. He explained that all residents have 30 days to file any appeal of their property assessed valuation. Mayor Pandaleon directed Lake Forest Property owners to the Lake County’s website for additional information.

COMMENTS BY CITY MANAGER

B. Report on a Dispatch Services Agreement between the Village of Glenview and the City of Lake Forest for Calendar Years 2022 through 2028
- Jason Wicha, City Manager

City Manager, Jason Wicha gave a brief overview regarding a Dispatch Services agreement between the Village of Glenview, and the City of Lake Forest, an item on tonight’s omnibus agenda. He introduced Finance Director, Elizabeth Holleb, who provided a detailed presentation outlining the feasibility study conducted in 2012 regarding 911 consolidation, specific items from the previous agreement, and the current recommendation to extend the contract. Additionally, Ms. Holleb presented the cost projections for the extension period through FY 2028.

OPPORTUNITY FOR CITIZENS TO ADDRESS THE CITY COUNCIL ON NON-AGENDA ITEMS

Members of the public can provide public comment by calling into the following number during the meeting: 847-810-3643

COMMITTEE REPORTS

FINANCE COMMITTEE

Mayor Pandaleon asked for a motion to open the Public Hearing.

*****PUBLIC HEARING ON THE CITY'S ANNUAL APPROPRIATION ORDINANCE*****

Alderman Morris made a motion to open a Public Hearing on the City's Annual Appropriation Ordinance, seconded by Alderman Rummel. The following voted "Aye": Alderman Morris, Karras, Rummel, Notz, Preschlack, Goshgarian, Buschmann and Weber. The following voted "Nay": None. 8-Ayes, 0 Nays, motion carried.

OPEN PUBLIC HEARING

Mayor Pandaleon opened the Public Hearing at 7:58 p.m.

Finance Director Elizabeth Holleb provided a brief overview of the legal mechanism regarding the Annual Appropriation Ordinance.

There were no comments from the public.

The Mayor asked if there was anyone from the public who would like to comment. Seeing none, he closed the Public Hearing at 8:00 p.m.

CLOSE PUBLIC HEARING

Alderman Morris made a motion to close a Public Hearing on the City's Annual Appropriation Ordinance, seconded by Alderman Rummel. The following voted "Aye": Alderman Morris, Karras, Rummel, Notz, Preschlack, Goshgarian, Buschmann and Weber. The following voted "Nay": None. 8-Ayes, 0 Nays, motion carried.

**1. Consideration of the Annual Appropriation Ordinance for FY2022 and Approval of Rollovers
(Final Reading – Public Hearing Required)**

Following the Public Hearing, the Mayor asked for a motion.

COUNCIL ACTION: Conduct a public hearing on the City's FY2022 Annual Appropriation Ordinance. Upon closing the public hearing, it is recommended that the City Council consider approval of the final reading of the Ordinance (page 29) and the rollovers

Alderman Morris made a motion to approve of the final reading of the Ordinance and the rollovers, seconded by Alderman Rummel. The following voted "Aye": Alderman Morris, Karras, Rummel, Notz, Preschlack, Goshgarian, Buschmann and Weber. The following voted "Nay": None. 8-Ayes, 0 Nays, motion carried.

2. GFOA Certificate of Achievement for Excellence in Financial Reporting Award Presentation

Finance Chair Morris gave a brief presentation congratulating Assistant Finance Director, Diane Hall for receiving the GFOA Certificate of Achievement for Excellence in Financial Reporting.

3. Consideration of an Ordinance Providing for the issuance of not to exceed \$8,500,000 General Obligation Refunding Bonds, Series 2021, for the purpose of refunding certain outstanding general obligation bonds of the City, providing for the levy and collection of a direct annual tax sufficient to pay the principal of and interest on said bonds, authorizing and directing the execution of an escrow agreement in connection with the issuance of said bonds, and authorizing the sale of said bonds to the winning bidder thereof (First Reading)

Finance Director, Elizabeth Holleb provided further background regarding bond parameters. She displayed the City's current outstanding bond obligations, and explained the recommendation to refinance the 2013 GO Bond issue. Ms. Holleb further explained the Bond Parameter Ordinance, which set the structure for the bond issues to proceed. This included a time period of when this could occur, debt servicing, and the value of debt service savings.

The City Council had discussion regarding the limit of 5% and what the current market conditions are.

The City Council had additional discussion regarding future debt capacity.

The Mayor asked if there was anyone from the public who would like to comment. Seeing none, he asked for a motion.

COUNCIL ACTION: Approval of first reading of the bond ordinance

Alderman Goshgarian made a motion to approve of first reading of the bond ordinance, seconded by Alderman Buschmann. The following voted "Aye": Alderman Morris, Karras, Rummel, Notz, Preschlack, Goshgarian, Buschmann and Weber. The following voted "Nay": None. 8-Ayes, 0 Nays, motion carried.

4. Approval of an additional FY21 Transfer out of the General Fund as directed by the City Council in the Estimated Amount of \$4.26 Million to Fund One-Time Expenditures, to be determined at a later date.

Finance Director, Elizabeth Holleb gave a brief presentation regarding an additional transfer out of the General Fund for FY 21. She provided background of the FY 21 Budget Development timeline, and displayed how the FY 21 fiscal year compared to previous years, and the significance of the current surplus. Ms. Holleb explained how the budgeting process took more of a conservative approach, as sales tax reporting, income tax reporting and building permit revenue were impacted by the COVID-19 pandemic. Finally, Ms. Holleb outlined specific amount to be allocated to additional funds within the City, to allow for additional programs to continue to function.

The City Council had discussion regarding online sales tax collected by local governments. The City Council had additional discussion regarding the reserve fund level.

COUNCIL ACTION: Approval of an additional FY21 Transfer out of the General Fund as directed by the City Council in the Estimated Amount of \$4.26 Million to Fund One-Time Expenditures, to be determined at a later date.

Alderman Buschmann made a motion to approve of an additional FY21 Transfer out of the General Fund as directed by the City Council in the Estimated Amount of \$4.26 Million to Fund One-Time Expenditures, to be determined at a later date, seconded by Alderman Weber. The following voted "Aye": Alderman Morris, Karras, Rummel, Notz, Preschlack, Goshgarian, Buschmann and Weber. The following voted "Nay": None. 8-Ayes, 0 Nays, motion carried.

***Mayor Pandaleon moved the New Business item, Consideration of a Recommendation from the Building Review Board in Support of New Designs and Plans for the Amberley Woods Courtyard Homes. (Waive First Reading and Grant Final Approval of an Ordinance) to be heard here. Detailed information is below.

ITEMS FOR OMNIBUS VOTE CONSIDERATION

1. **Approve the Extension of the Mayor’s Declaration of a Local State of Emergency until the next City Council Meeting**
2. **Approval of June 21, 2021, City Council Meeting Minutes**
3. **Approval of July 19, 2021, SPECIAL City Council Workshop Meeting Minutes**
4. **Approval of the Check Register for the Period of May 22 – June 25, 2021**
5. **Approval of Amendments to the Lake Forest Cemetery Commission Investment Policy**
6. **Approval to Renew Agreement for Enterprise Resource Management System Software Maintenance**
7. **Approval of both a Change Order to the Agreement with H.W. Lochner, Inc. and an IDOT Resolution for Additional MFT Funds for Phase I Design of the Lake/Woodbine Vehicle Bridge in the Amount of \$27,328**
8. **Consideration of Ordinances Approving Recommendations from the Building Review Board. (First Reading, and if Desired by the City Council, Final Approval)**
9. **Consideration of Ordinances Approving Recommendations from the Zoning Board of Appeals. (First Reading, and if Desired by the City Council, Final Approval)**
10. **Approval of an IDOT Resolution and Use of MFT Funds in the Amount of \$186,170 for the Everett & Waukegan Road Intersection Phase II Base Design and the Phase I & Phase II Right-Hand Turn Lane Design Supplement, and the Ratification of Expenses Related to the Additional Evaluation of the Intersection in the Amount of \$45,348, to Civiltech Engineering, Inc.**
11. **Authorize the Mayor and City Manager to Execute Documents Extending the Dispatch Services Agreement between the Village of Glenview and the City of Lake Forest for Calendar Years 2022 through 2028**
12. **Consideration of a Recommendation from the Plan Commission in Support of a Special Use Permit for “Lucky Duck”, a Tapas Restaurant Proposed in Westwood Center, 950 N. Western Avenue. (If desired by the Council, Waive First Reading and Grant Final Approval of the Ordinance.)**

COUNCIL ACTION: Approval of the twelve (12) Omnibus items as presented

Mayor Pandaleon asked members of the Council if they would like to remove any item or take it separately. Seeing none, he asked for a motion.

Alderman Goshgarian made a motion to approve the twelve (12) Omnibus items as presented, seconded by Alderman Preschlack. The following voted "Aye": Alderman Morris, Karras, Rummel, Notz, Preschlack, Goshgarian, Buschmann and Weber. The following voted "Nay": None. 8-Ayes, 0 Nays, motion carried.

Information such as Purpose and Action Requested, Background/Discussion, Budget/Fiscal Impact, Recommended Action and a Staff Contact as it relates to the Omnibus items can be found on the agenda.

ORDINANCES

OLD BUSINESS

- 1. Consideration of an Ordinance Amending the City of Lake Forest City Code Regarding Alcoholic Beverages (final approval)**

COUNCIL ACTION: Consideration of an Ordinance Amending the City of Lake Forest City Code Regarding Alcoholic Beverages

Mayor Pandaleon asked the Council if there were questions. Seeing none, he asked for a motion.

Alderman Weber made a motion to approve of an Ordinance Amending the City of Lake Forest City Code Regarding Alcoholic Beverages, seconded by Alderman Preschlack. The following voted "Aye": Alderman Morris, Karras, Rummel, Notz, Preschlack, Goshgarian, Buschmann and Weber. The following voted "Nay": None. 8-Ayes, 0 Nays, motion carried.

- 2. Consideration of an Ordinance Amending the Fee Schedule to reflect changes to the Liquor Code (final approval)**

COUNCIL ACTION: Consideration of an Ordinance Amending the Fee Schedule to reflect changed to the Liquor Code (Final Approval)

Mayor Pandaleon asked the Council if there were questions. Seeing none, he asked for a motion.

Alderman Goshgarian made a motion to approve of an Ordinance Amending the Fee Schedule to reflect changed to the Liquor Code (Final Approval), seconded by Alderman Preschlack. The following voted "Aye": Alderman Morris, Karras, Rummel, Notz, Preschlack, Goshgarian, Buschmann and Weber. The following voted "Nay": None. 8-Ayes, 0 Nays, motion carried.

NEW BUSINESS

***This item was heard earlier in the meeting

- 1. Consideration of a Recommendation from the Building Review Board in Support of New Designs and Plans for the Amberley Woods Courtyard Homes. (Waive First Reading and Grant Final Approval of an Ordinance)**

Cathy Czerniak, Director of Community Development provided an in depth presentation regarding a recommendation from the Building Review Board in support of new designs and plans for the Amberley Woods Courtyard Homes. Ms. Czerniak explained why this item has been placed on the agenda for City Council discussion. She began by providing extensive background explaining the initial discussion that took place on February 3, regarding the 19 vacant lots in the Amberley Woods Courtyard.

At the February meeting, the Building Review Board continued the petition, finding that the overall design, exterior materials and quality of the homes as then presented was not consistent with the existing homes in the development or the homes in the surrounding developments. The petitioner returned to the Building Review Board in April with revised plans, presenting four different floor plans that would be available to potential buyers. The Board commended the petitioner for remaining consistent with existing architecture in Lake Forest. The Board recommended additional refinements to the proposed materials to be utilized. To prevent delays in the project, the Building Review Board agreed to create a subcommittee of two members, which met with the developer to resolve the outstanding items.

At the June meeting, the Building Review Board unanimously endorsed the plans presented, subject to the specified conditions including landscaping and lighting. In addition to receiving a presentation from the petitioner, the Building Review Board received a number of letters from property owners residing near the development, regarding roofing material which were shared with the City Council.

Members of the public can provide public comment by calling into the following number during the meeting: 847-810-3643

John Barry offered comments to the City Council
Wayne Urbanek offered comments to the City Council
Keith Krebs offered comments to the City Council

The City Council had lengthy discussion regarding the future aspects of the development and each member provided lengthy comments.

COUNCIL ACTION: If determined to be appropriate by the City Council, accept the recommendation of the Building Review Board and waive first reading of an ordinance approving the new plans for the Amberley Woods Courtyard homes and grant final approval

OR

Modify the recommendation of the Building Review Board and approve first reading of the Ordinance and direct staff and the City Attorney to modify the conditions and findings as appropriate and present the revised Ordinance to the Council for final action at a future meeting.

OR

Remand the petition to the Building Review Board for further consideration.

Alderman Goshgarian made a motion to accept the recommendation of the Building Review Board and waive first reading of an ordinance approving the new plans for the Amberley Woods Courtyard homes and grant final approval, seconded by Alderman Preschlack. The following voted "Aye": Alderman Morris, Karras, Rummel, Notz, Preschlack, Goshgarian, Buschmann and Weber. The following voted "Nay": None. 8-Ayes, 0 Nays, motion carried.

ADDITIONAL ITEMS FOR COUNCIL DISCUSSION/COMMENTS BY COUNCIL MEMBERS

Alderman Karras discussed the potential of a farmers market in the fall at the west side train station.

ADJOURNMENT

There being no further business Mayor Pandaleon asked for a motion. Alderman Rummel made a motion to adjourn, seconded by Alderman Preschlack. Motion carried unanimously by voice vote at 10:01 pm.

*Proceedings of the Monday, July 19, 2021
Regular City Council Meeting*

Respectfully Submitted
Margaret Boyer, City Clerk

A video of the City Council meeting is available for viewing at the Lake Forest Library and on file in the Clerk's office at City Hall. You can also view it on the website by visiting www.cityoflakeforest.com. Click on I Want To, then click on View, then choose Archived Meetings Videos.



RESOLUTION

WHEREAS, JOSEPH A. STANONIK has been a dedicated employee of The City of Lake Forest since May 1, 2001; and

WHEREAS, JOSEPH A. STANONIK will honorably retire from the City on **August 3, 2021**; and

WHEREAS, JOSEPH A. STANONIK served in the following positions during his dedicated career: *(Firefighter/Paramedic, member of the Lake County Side Scan Sonar Team, Foreign Fire Insurance Board Member, Lake Forest Firefighters Association Board President. In addition, JOSEPH A. STANONIK* received numerous accommodations and letters of gratitude for outstanding service throughout his career.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LAKE FOREST that the Council, on behalf of the administration and residents of the community, hereby expresses its appreciation and gratitude to **JOSEPH A. STANONIK** for a public service faithfully performed; and

BE IT FURTHER RESOLVED that this Resolution be appropriately inscribed and conveyed to **JOSEPH A. STANONIK**, with a copy to be included in the official minutes of the **August 2, 2021** meeting of the Lake Forest City Council.

George A. Pandaleon, Mayor

ORDINANCE NO. 2021-__

AN ORDINANCE providing for the issuance of not to exceed \$8,500,000 General Obligation Refunding Bonds, Series 2021, of the City of Lake Forest, Lake County, Illinois, for the purpose of refunding certain outstanding general obligation bonds of said City, providing for the levy and collection of a direct annual tax sufficient to pay the principal of and interest on said bonds, authorizing and directing the execution of an escrow agreement in connection with the issuance of said bonds, and authorizing the sale of said bonds to the winning bidder thereof.

WHEREAS, the City of Lake Forest, Lake County, Illinois (the “City”), has elected on November 2, 2004, pursuant to the provisions of the 1970 Constitution of the State of Illinois (the “State”), and particularly Article VII, Section 6(a) thereof, to become a home rule unit and as such may exercise any power or perform any function pertaining to its government and affairs, including, but not limited to, the power to tax and to incur debt; and

WHEREAS, pursuant to the provisions of said Section 6, the City has the power to incur debt payable from ad valorem property tax receipts or from any other lawful source and maturing within 40 years from the time it is incurred without prior referendum approval; and

WHEREAS, the City has heretofore issued the following outstanding and validly subsisting and unpaid general obligation bonds: General Obligation Refunding Bonds, Series 2013 (the “Prior Bonds” and those Prior Bonds being refunded, the “Refunded Bonds”); and

WHEREAS, the Refunded Bonds will be further described in the Escrow Agreement (as hereinafter defined); and

WHEREAS, it is necessary and desirable to refund the Refunded Bonds in order to realize certain interest cost savings for the City; and

WHEREAS, the City Council of the City (the “City Council”) has determined that in order to refund the Refunded Bonds, it is necessary and in the best interests of the City to borrow not to exceed \$8,500,000 and issue bonds of the City therefor; and

WHEREAS, it is in the best interest of the City to issue bonds of the City in an amount not to exceed \$8,500,000 (the “*Bonds*”) for the purpose of refunding the Refunded Bonds; and

WHEREAS, pursuant to Ordinance No. 2013-070, adopted by the City Council on the 2nd day of December, 2013 (“*Ordinance No. 2013-070*”), and notwithstanding the City’s home rule status, the City has adopted a limit on the amount of property taxes it may levy on an annual basis to provide for debt service payments on its outstanding general obligation bonds to an amount not exceeding its 2004 debt service property tax levy (as adjusted for Municipal Price Index increases) plus levies for capital improvements (the “*City Debt Limit*”); and

WHEREAS, the City has levied separate property taxes for capital improvements, and after the refunding of the Refunded Bonds and the issuance of the Bonds, the City will have, excluding the Bonds, three outstanding series of general obligation bonds that are expected to be repaid from sources other than general property taxes, namely, a portion of the General Obligation Refunding Bonds, Series 2015, the General Obligation Bonds, Series 2017, and a portion of the General Obligation Refunding Bonds, Series 2019; and

WHEREAS, the City hereby determines that after the issuance of the Bonds and the refunding of the Refunded Bonds, the Bonds will comply with the City Debt Limit; and

WHEREAS, the Bonds shall be payable from a direct annual ad valorem tax levied against all taxable property in the City, without limitation as to rate or amount; and

WHEREAS, in accordance with the terms of the Prior Bonds, the Refunded Bonds may be called for redemption in advance of their maturity, and it is necessary and desirable to make such call for the redemption of the Refunded Bonds on their earliest possible call date, and provide for the giving of proper notice to the registered owners of the Refunded Bonds:

NOW THEREFORE BE IT ORDAINED by the City Council of the City of Lake Forest, Lake County, Illinois, in the exercise of its home rule powers, as follows:

Section 1. Incorporation of Preambles. The City Council hereby finds that all of the recitals contained in the preambles to this Ordinance are true, correct and complete and does incorporate them into this Ordinance by this reference.

Section 2. Authorization. It is hereby found and determined that pursuant to the provisions of the Illinois Municipal Code, as supplemented and amended, and the home rule powers of the City under Section 6 of Article VII of the Illinois Constitution of 1970 (in the event of conflict between the provisions of said code and home rule powers, the home rule powers shall be deemed to supersede the provisions of said code), the City Council has been authorized by law to borrow an amount not to exceed \$8,500,000 upon the credit of the City and as evidence of such indebtedness to issue bonds of the City to said amount, the proceeds of said bonds to be used to refund the Refunded Bonds, and that it is necessary to borrow not to exceed \$8,500,000 of said authorized sum and issue the Bonds in evidence thereof, and these findings and determinations, together with those set forth in the preambles to this Ordinance, shall be deemed conclusive.

Section 3. Bond Details. There be borrowed by for and on behalf of the City an amount not to exceed \$8,500,000 for the purpose aforesaid, and that bonds of the City shall be issued to said amount and shall be designated “General Obligation Refunding Bonds, Series 2021,” or with such other series designation as set forth in the Bond Notification (as hereinafter defined). The Bonds shall be dated such date (not later than February 2, 2022) as set forth in the Bond Notification, and shall also bear the date of authentication, shall be in fully registered form, shall be in denominations of \$5,000 each or authorized integral multiples thereof (but no single Bond shall represent installments of principal maturing on more than one date), and shall be numbered 1 and upward. The Bonds shall become due and payable serially or be subject to mandatory redemption (subject to prior redemption as hereinafter described) on December 15 of each of the years (not later than 2032), in the amounts (not exceeding \$1,500,000 per year) and bearing interest

at the rates (not exceeding 5.00% per annum) as set forth in the Bond Notification. The Bonds shall bear interest from their date or from the most recent interest payment date to which interest has been paid or duly provided for, until the principal amount of the Bonds is paid, such interest (computed upon the basis of a 360-day year of twelve 30-day months) being payable semi-annually commencing with the first interest payment date as set forth in the Bond Notification, and on June 15 and December 15 of each year thereafter to maturity.

Interest on each Bond shall be paid by check or draft of Amalgamated Bank of Chicago, Chicago, Illinois, as bond registrar and paying agent (the “*Bond Registrar*”), payable upon presentation thereof in lawful money of the United States of America, to the person in whose name such Bond is registered at the close of business on the 1st day of the month of the interest payment date. The principal of the Bonds shall be payable in lawful money of the United States of America upon presentation thereof at the principal corporate trust office of the Bond Registrar.

Section 4. Execution; Authentication. The Bonds shall be executed on behalf of the City by the manual or facsimile signature of its Mayor and attested by the manual or facsimile signature of its City Clerk, as they shall determine, and shall have impressed or imprinted thereon the corporate seal or facsimile thereof of the City. In case any such officer whose signature shall appear on any Bond shall cease to be such officer before the delivery of such Bond, such signature shall nevertheless be valid and sufficient for all purposes, the same as if such officer had remained in office until delivery. All Bonds shall have thereon a certificate of authentication, substantially in the form hereinafter set forth, duly executed by the Bond Registrar as authenticating agent of the City and showing the date of authentication. No Bond shall be valid or obligatory for any purpose or be entitled to any security or benefit under this Ordinance unless and until such certificate of authentication shall have been duly executed by the Bond Registrar by manual

signature, and such certificate of authentication upon any such Bond shall be conclusive evidence that such Bond has been authenticated and delivered under this Ordinance.

Section 5. Registration of Bonds; Persons Treated as Owners. (a) *General.* The City shall cause books (the “*Bond Register*”) for the registration and for the transfer of the Bonds as provided in this Ordinance to be kept at the principal corporate trust office of the Bond Registrar, which is hereby constituted and appointed the registrar of the City. The City is authorized to prepare, and the Bond Registrar shall keep custody of, multiple Bond blanks executed by the City for use in the transfer and exchange of Bonds.

Upon surrender for transfer of any Bond at the principal corporate trust office of the Bond Registrar, duly endorsed by, or accompanied by a written instrument or instruments of transfer in form satisfactory to the Bond Registrar and duly executed by, the registered owner or his or her attorney duly authorized in writing, the City shall execute and the Bond Registrar shall authenticate, date and deliver in the name of the transferee or transferees a new fully registered Bond or Bonds of the same maturity of authorized denominations, for a like aggregate principal amount. Any fully registered Bond or Bonds may be exchanged at said office of the Bond Registrar for a like aggregate principal amount of Bond or Bonds of the same maturity of other authorized denominations. The execution by the City of any fully registered Bond shall constitute full and due authorization of such Bond and the Bond Registrar shall thereby be authorized to authenticate, date and deliver such Bond, *provided, however*, the principal amount of outstanding Bonds of each maturity authenticated by the Bond Registrar shall not exceed the authorized principal amount of Bonds for such maturity less previous retirements.

The Bond Registrar shall not be required to transfer or exchange any Bond during the period beginning at the close of business on the 1st day of the month of any interest payment date on such Bond and ending at the opening of business on such interest payment date, nor to transfer

or exchange any Bond after notice calling such Bond for redemption has been mailed, nor during a period of fifteen (15) days next preceding mailing of a notice of redemption of any Bonds.

The person in whose name any Bond shall be registered shall be deemed and regarded as the absolute owner thereof for all purposes, and payment of the principal of or interest on any Bond shall be made only to or upon the order of the registered owner thereof or his or her legal representative. All such payments shall be valid and effectual to satisfy and discharge the liability upon such Bond to the extent of the sum or sums so paid.

No service charge shall be made for any transfer or exchange of Bonds, but the City or the Bond Registrar may require payment of a sum sufficient to cover any tax or other governmental charge that may be imposed in connection with any transfer or exchange of Bonds, except in the case of the issuance of a Bond or Bonds for the unredeemed portion of a Bond surrendered for redemption.

(b) *Global Book-Entry System.* The Bonds shall be initially issued in the form of a separate single fully registered Bond for each of the maturities of the Bonds determined as described in Section 3 hereof. Upon initial issuance, the ownership of each such Bond shall be registered in the Bond Register in the name of Cede & Co., or any successor thereto (“Cede”), as nominee of The Depository Trust Company, New York, New York, and its successors and assigns (“DTC”). All of the outstanding Bonds shall be registered in the Bond Register in the name of Cede, as nominee of DTC, except as hereinafter provided. Any officer of the City who is a signatory on the Bonds, along with the Director of Finance of the City (the “*Finance Director*”), is authorized to execute and deliver, on behalf of the City, such letters to or agreements with DTC as shall be necessary to effectuate such book-entry system (any such letter or agreement being referred to herein as the “*Representation Letter*”), which Representation Letter may provide for the payment of principal of or interest on the Bonds by wire transfer.

With respect to Bonds registered in the Bond Register in the name of Cede, as nominee of DTC, the City and the Bond Registrar shall have no responsibility or obligation to any broker-dealer, bank or other financial institution for which DTC holds Bonds from time to time as securities depository (each such broker-dealer, bank or other financial institution being referred to herein as a “*DTC Participant*”) or to any person on behalf of whom such a DTC Participant holds an interest in the Bonds. Without limiting the immediately preceding sentence, the City and the Bond Registrar shall have no responsibility or obligation with respect to (i) the accuracy of the records of DTC, Cede or any DTC Participant with respect to any ownership interest in the Bonds, (ii) the delivery to any DTC Participant or any other person, other than a registered owner of a Bond as shown in the Bond Register, of any notice with respect to the Bonds, including any notice of redemption, or (iii) the payment to any DTC Participant or any other person, other than a registered owner of a Bond as shown in the Bond Register, of any amount with respect to the principal of or interest on the Bonds. The City and the Bond Registrar may treat and consider the person in whose name each Bond is registered in the Bond Register as the holder and absolute owner of such Bond for the purpose of payment of principal and interest with respect to such Bond, for the purpose of giving notices of redemption and other matters with respect to such Bond, for the purpose of registering transfers with respect to such Bond, and for all other purposes whatsoever. The Bond Registrar shall pay all principal of and interest on the Bonds only to or upon the order of the respective registered owners of the Bonds, as shown in the Bond Register, or their respective attorneys duly authorized in writing, and all such payments shall be valid and effective to fully satisfy and discharge the City’s obligations with respect to payment of the principal of and interest on the Bonds to the extent of the sum or sums so paid. No person other than a registered owner of a Bond as shown in the Bond Register, shall receive a Bond evidencing the obligation of the City to make payments of principal and interest with respect to any Bond.

Upon delivery by DTC to the Bond Registrar of written notice to the effect that DTC has determined to substitute a new nominee in place of Cede, and subject to the provisions in Section 3 hereof with respect to the payment of interest to the registered owners of Bonds at the close of business on the 1st day of the month of the applicable interest payment date, the name “Cede” in this Ordinance shall refer to such new nominee of DTC.

In the event that (i) the City determines that DTC is incapable of discharging its responsibilities described herein and in the Representation Letter, (ii) the agreement among the City, the Bond Registrar and DTC evidenced by the Representation Letter shall be terminated for any reason or (iii) the City determines that it is in the best interests of the beneficial owners of the Bonds that they be able to obtain certificated Bonds, the City shall notify DTC and DTC Participants of the availability through DTC of certificated Bonds and the Bonds shall no longer be restricted to being registered in the Bond Register in the name of Cede, as nominee of DTC. At that time, the City may determine that the Bonds shall be registered in the name of and deposited with such other depository operating a universal book-entry system, as may be acceptable to the City, or such depository’s agent or designee, and if the City does not select such alternate universal book-entry system, then the Bonds may be registered in whatever name or names registered owners of Bonds transferring or exchanging Bonds shall designate, in accordance with the provisions of Section 5(a) hereof.

Notwithstanding any other provisions of this Ordinance to the contrary, so long as any Bond is registered in the name of Cede, as nominee of DTC, all payments with respect to principal of and interest on such Bond and all notices with respect to such Bond shall be made and given, respectively, in the name provided in the Representation Letter.

Section 6. Redemption. (a) Optional Redemption. All or a portion of the Bonds due on and after the date, if any, specified in the Bond Notification shall be subject to redemption prior to

maturity at the option of the City from any available funds, as a whole or in part, and if in part in integral multiples of \$5,000 in any order of their maturity as determined by the City (less than all of the Bonds of a single maturity to be selected by the Bond Registrar), on the date specified in the Bond Notification (but in no event on a date later than ten and one-half years after the issuance of the Bonds) and on any date thereafter, at the redemption price of par plus accrued interest to the date fixed for redemption.

(b) *Mandatory Redemption.* The Bonds maturing on the date or dates, if any, indicated in the Bond Notification are subject to mandatory redemption, in integral multiples of \$5,000 selected by lot by the Bond Registrar, at a redemption price of par plus accrued interest to the redemption date on the redemption date, on December 15 of the years, if any, and in the principal amounts, if any, as indicated in the Bond Notification.

The principal amounts of Bonds to be mandatorily redeemed in each year may be reduced through the earlier optional redemption thereof, with any partial optional redemptions of such Bonds credited against future mandatory redemption requirements in such order of the mandatory redemption dates as the City may determine. In addition, on or prior to the 60th day preceding any mandatory redemption date, the Bond Registrar may, and if directed by the City Council shall, purchase Bonds required to be retired on such mandatory redemption date. Any such Bonds so purchased shall be cancelled and the principal amount thereof shall be credited against the mandatory redemption required on such next mandatory redemption date.

(c) *General.* The Bonds shall be redeemed only in the principal amount of \$5,000 and integral multiples thereof. The City shall, at least forty-five (45) days prior to any optional redemption date (unless a shorter time period shall be satisfactory to the Bond Registrar) notify the Bond Registrar of such redemption date and of the principal amount and maturity or maturities of Bonds to be redeemed. For purposes of any redemption of less than all of the outstanding Bonds

of a single maturity, the particular Bonds or portions of Bonds to be redeemed shall be selected by lot by the Bond Registrar from the Bonds of such maturity by such method of lottery as the Bond Registrar shall deem fair and appropriate; *provided* that such lottery shall provide for the selection for redemption of Bonds or portions thereof so that any \$5,000 Bond or \$5,000 portion of a Bond shall be as likely to be called for redemption as any other such \$5,000 Bond or \$5,000 portion. The Bond Registrar shall make such selection upon the earlier of the irrevocable deposit of funds with an escrow agent sufficient to pay the redemption price of the Bonds to be redeemed or the time of the giving of official notice of redemption.

The Bond Registrar shall promptly notify the City in writing of the Bonds or portions of Bonds selected for redemption and, in the case of any Bond selected for partial redemption, the principal amount thereof to be redeemed.

Section 7. Redemption Procedure. Unless waived by any holder of Bonds to be redeemed, notice of the call for any such redemption shall be given by the Bond Registrar on behalf of the City by mailing the redemption notice by first class mail at least thirty (30) days and not more than sixty (60) days prior to the date fixed for redemption to the registered owner of the Bond or Bonds to be redeemed at the address shown on the Bond Register or at such other address as is furnished in writing by such registered owner to the Bond Registrar.

All notices of redemption shall state:

- (1) the redemption date,
- (2) the redemption price,
- (3) if less than all outstanding Bonds are to be redeemed, the identification (and, in the case of partial redemption, the respective principal amounts) of the Bonds to be redeemed,
- (4) that on the redemption date the redemption price will become due and payable upon each such Bond or portion thereof called for redemption, and that interest thereon shall cease to accrue from and after said date,

(5) the place where such Bonds are to be surrendered for payment of the redemption price, which place of payment shall be the principal corporate trust office of the Bond Registrar, and

(6) such other information then required by custom, practice or industry standard.

Unless moneys sufficient to pay the redemption price of the Bonds to be redeemed at the option of the City shall have been received by the Bond Registrar prior to the giving of such notice of redemption, such notice may, at the option of the City, state that said redemption shall be conditional upon the receipt of such moneys by the Bond Registrar on or prior to the date fixed for redemption. If such moneys are not received, such notice shall be of no force and effect, the City shall not redeem such Bonds, and the Bond Registrar shall give notice, in the same manner in which the notice of redemption shall have been given, that such moneys were not so received and that such Bonds will not be redeemed. Otherwise, prior to any redemption date, the City shall deposit with the Bond Registrar an amount of money sufficient to pay the redemption price of all the Bonds or portions of Bonds which are to be redeemed on that date.

Subject to the provisions for a conditional redemption described above, notice of redemption having been given as aforesaid, the Bonds or portions of Bonds so to be redeemed shall, on the redemption date, become due and payable at the redemption price therein specified, and from and after such date (unless the City shall default in the payment of the redemption price) such Bonds or portions of Bonds shall cease to bear interest. Upon surrender of such Bonds for redemption in accordance with said notice, such Bonds shall be paid by the Bond Registrar at the redemption price. Installments of interest due on or prior to the redemption date shall be payable as herein provided for payment of interest. Upon surrender for any partial redemption of any Bond, there shall be prepared for the registered holder a new Bond or Bonds of the same maturity in the amount of the unpaid principal.

If any Bond or portion of Bond called for redemption shall not be so paid upon surrender thereof for redemption, the principal shall, until paid, bear interest from the redemption date at the

rate borne by the Bond or portion of Bond so called for redemption. All Bonds which have been redeemed shall be cancelled and destroyed by the Bond Registrar and shall not be reissued.

Section 8. Form of Bond. The Bonds shall be in substantially the following form; *provided, however,* that if the text of the Bond is to be printed in its entirety on the front side of the Bond, then paragraph [2] and the legend, “See Reverse Side for Additional Provisions”, shall be omitted and paragraph [6] and those thereafter as shall be appropriate shall be inserted immediately after paragraph [1]:

[FORM OF BOND - FRONT SIDE]

REGISTERED
NO. _____

REGISTERED
\$ _____

**UNITED STATES OF AMERICA
STATE OF ILLINOIS
COUNTY OF LAKE
CITY OF LAKE FOREST
GENERAL OBLIGATION REFUNDING BOND, SERIES 2021**

See Reverse Side for
Additional Provisions

Interest Maturity Dated
Rate: _____% Date: December 15, 20__ Date: _____, 2021 CUSIP: 509696 ____

Registered Owner:

Principal Amount:

[1] KNOW ALL PERSONS BY THESE PRESENTS that the City of Lake Forest, Lake County, Illinois, a municipality, home rule unit, and political subdivision of the State of Illinois (the “City”), hereby acknowledges itself to owe and for value received promises to pay to the Registered Owner identified above, or registered assigns as hereinafter provided, on the Maturity Date identified above, the Principal Amount identified above and to pay interest (computed on the basis of a 360-day year of twelve 30-day months) on such Principal Amount from the later of the Dated Date of this Bond identified above or from the most recent interest payment date to which interest has been paid or duly provided for, at the Interest Rate per annum identified above, such interest to be payable on June 15 and December 15 of each year, commencing June 15, 2022, until said Principal Amount is paid or duly provided for. The principal of this Bond is payable in lawful money of the United States of America upon presentation hereof at the principal corporate trust office of Amalgamated Bank of Chicago, Chicago, Illinois, as bond registrar and paying agent (the “Bond Registrar”). Payment of interest shall be made to the Registered Owner hereof as shown on the registration books of the City maintained by the Bond Registrar, at the close of business on the 1st day of the month of the interest payment date. Interest shall be paid by check or draft of

the Bond Registrar, payable upon presentation in lawful money of the United States of America, mailed to the address of such Registered Owner as it appears on such registration books, or at such other address furnished in writing by such Registered Owner to the Bond Registrar. For the prompt payment of this Bond both principal and interest at maturity, the full faith, credit and resources of the City are hereby irrevocably pledged.

[2] Reference is hereby made to the further provisions of this Bond set forth on the reverse hereof, and such further provisions shall for all purposes have the same effect as if set forth at this place.

[3] It is hereby certified and recited that all conditions, acts and things required by the Constitution and Laws of the State of Illinois to exist or to be done precedent to and in the issuance of this Bond, including the hereinafter defined Act, have existed and have been properly done, happened and been performed in regular and due form and time as required by law; that the indebtedness of the City, represented by the Bonds, and including all other indebtedness of the City, howsoever evidenced or incurred, does not exceed any constitutional or statutory or other lawful limitation; and that provision has been made for the collection of a direct annual tax, in addition to all other taxes, on all of the taxable property in the City sufficient to pay the interest hereon as the same falls due and also to pay and discharge the principal hereof at maturity.

[4] This Bond shall not be valid or become obligatory for any purpose until the certificate of authentication hereon shall have been signed by the Bond Registrar.

[5] IN WITNESS WHEREOF, the City of Lake Forest, Lake County, Illinois, by its City Council, has caused this Bond to be executed by the manual or duly authorized facsimile signature of its Mayor and attested by the manual or duly authorized facsimile signature of its City Clerk and its corporate seal or a facsimile thereof to be impressed or reproduced hereon, all as appearing hereon and as of the Dated Date identified above.

SPECIMEN

Mayor, Lake Forest,
Lake County, Illinois

ATTEST:

SPECIMEN

City Clerk, Lake Forest
Lake County, Illinois

[SEAL]

Date of Authentication: _____, 20__

CERTIFICATE
OF
AUTHENTICATION

Bond Registrar and Paying Agent:
Amalgamated Bank of Chicago
Chicago, Illinois

This Bond is one of the Bonds described in the within mentioned ordinance and is one of the General Obligation Refunding Bonds, Series 2021, of the City of Lake Forest, Lake County, Illinois.

AMALGAMATED BANK OF CHICAGO, as Bond Registrar

By _____
SPECIMEN
Authorized Officer

[FORM OF BOND - REVERSE SIDE]

CITY OF LAKE FOREST, LAKE COUNTY, ILLINOIS

GENERAL OBLIGATION REFUNDING BOND, SERIES 2021

[6] This Bond is one of a series of bonds (the “*Bonds*”) issued by the City for the purpose of refunding certain outstanding bonds of the City and of paying expenses incidental thereto, all as described and defined in the Ordinance of the City, passed by the City Council on the 2nd day of August, 2021, authorizing the Bonds (the “*Ordinance*”), pursuant to and in all respects in compliance with the applicable provisions of the Illinois Municipal Code, as amended; as further supplemented and, where necessary, superseded, by the powers of the City as a home rule unit under the provisions of Section 6 of Article VII of the Illinois Constitution of 1970 (collectively, such Illinois Municipal Code and constitutional home rule powers, being the “*Act*”), and with the Ordinance, which has been duly approved by the Mayor.

[7] Bonds of the issue of which this Bond is one maturing on and after December 15, 20__, are subject to redemption prior to maturity at the option of the City as a whole, or in part in integral multiples of \$5,000 in any order of their maturity as determined by the City (less than all the Bonds of a single maturity to be selected by lot by the Bond Registrar), on December 15, 20__, and on any date thereafter, at the redemption price of par plus accrued interest to the redemption date.

[8] Notice of any such redemption shall be sent by first class mail not less than thirty (30) days nor more than sixty (60) days prior to the date fixed for redemption to the registered owner of each Bond to be redeemed at the address shown on the registration books of the City maintained by the Bond Registrar or at such other address as is furnished in writing by such registered owner to the Bond Registrar. When so called for redemption, this Bond will cease to bear interest on the

specified redemption date, provided funds for redemption are on deposit at the place of payment at that time, and shall not be deemed to be outstanding.

[9] This Bond is transferable by the Registered Owner hereof in person or by his or her attorney duly authorized in writing at the principal corporate trust office of the Bond Registrar in Chicago, Illinois, but only in the manner, subject to the limitations and upon payment of the charges provided in the Ordinance, and upon surrender and cancellation of this Bond. Upon such transfer a new Bond or Bonds of authorized denominations of the same maturity and for the same aggregate principal amount will be issued to the transferee in exchange therefor.

[10] The Bonds are issued in fully registered form in the denomination of \$5,000 each or authorized integral multiples thereof. This Bond may be exchanged at the principal corporate trust office of the Bond Registrar for a like aggregate principal amount of Bonds of the same maturity of other authorized denominations, upon the terms set forth in the Ordinance. The Bond Registrar shall not be required to transfer or exchange any Bond during the period beginning at the close of business on the 1st day of the month of any interest payment date on such Bond and ending at the opening of business on such interest payment date, nor to transfer or exchange any Bond after notice calling such Bond for redemption has been mailed, nor during a period of fifteen (15) days next preceding mailing of a notice of redemption of any Bonds.

[11] The City and the Bond Registrar may deem and treat the Registered Owner hereof as the absolute owner hereof for the purpose of receiving payment of or on account of principal hereof and interest due hereon and for all other purposes, and neither the City nor the Bond Registrar shall be affected by any notice to the contrary.

ASSIGNMENT

FOR VALUE RECEIVED, the undersigned sells, assign, and transfers unto _____

Here insert Social Security Number,
Employer Identification Number or
other Identifying Number

(Name and Address of Assignee)

the within Bond and does hereby irrevocably constitute and appoint _____

as attorney to transfer the said Bond on the books kept for registration thereof with full power of substitution in the premises.

Dated: _____

Signature guaranteed: _____

NOTICE: The signature to this transfer and assignment must correspond with the name of the Registered Owner as it appears upon the face of the within Bond in every particular, without alteration or enlargement or any change whatever.

Section 9. Sale of Bonds. The Mayor and Finance Director (the “*Designated Representatives*”) are hereby authorized to proceed not later than the 2nd day of February, 2022, without any further authorization or direction from the City Council, to sell the Bonds upon the terms as prescribed in this Ordinance. The Bonds hereby authorized shall be executed as in this Ordinance provided as soon after the delivery of the Bond Notification as may be, and thereupon be deposited with the City Treasurer, and, after authentication thereof by the Bond Registrar, be by the City Treasurer delivered to the purchaser thereof (the “*Purchaser*”), upon receipt of the purchase price therefor, the same being not less than 96% of the principal amount of the Bonds plus accrued interest (if any) to date of delivery. The Purchaser for the Bonds shall be: (a) pursuant to a competitive sale conducted by Speer Financial, Inc., the City’s municipal advisor (“*Speer*”),

the best bidder for the Bonds; (b) in a negotiated underwriting, a bank or financial institution listed in the Dealers & Underwriters or Municipal Derivatives sections of the most recent edition of The Bond Buyer's Municipal Marketplace; or (c) in a private placement, (i) a bank or financial institution authorized to do business in the State, (ii) a governmental unit as defined in the Local Government Debt Reform Act of the State of Illinois, as amended, or (iii) an "accredited investor" as defined in Rule 501 of Regulation D as promulgated under the Securities Act of 1933, as amended; *provided, however*, that the Purchaser as set forth in either (b) or (c) shall be selected only upon receipt by the City of the written recommendation of Speer that the sale of the Bonds on a negotiated or private placement basis to the Purchaser is in the best interest of the City because of (i) the pricing of the Bonds by the Purchaser, (ii) then current market conditions or (iii) the timing of the sale of the Bonds; and *further provided*, that the Purchaser as set forth in (c) may be selected through the utilization of a placement agent selected by the Designated Representatives after consultation with Speer if the use of such placement agent is determined by the Designated Representatives to be in the best interest of the City.

Upon the sale of the Bonds, the Designated Representatives shall prepare a Notification of Sale of the Bonds, which shall include the pertinent details of sale as provided herein (the "*Bond Notification*"). In the Bond Notification, the Designated Representatives shall find and determine that the Bonds have been sold at such price and bear interest at such rates that either the true interest cost (yield) or the net interest rate received upon the sale of the Bonds does not exceed the maximum rate otherwise authorized by applicable law and that the net present value debt service savings to the City as a result of the issuance of the Bonds and the refunding of the Refunded Bonds is not less than 5.00% of the principal amount of the Refunded Bonds. The Bond Notification shall be entered into the records of the City and made available to the City Council at the next regular meeting thereof; but such action shall be for information purposes only, and the

City Council shall have no right or authority at such time to approve or reject such sale as evidenced in the Bond Notification.

Upon the sale of the Bonds, as evidenced by the execution and delivery of the Bond Notification by the Designated Representatives, the Mayor, City Clerk and City Treasurer and any other officers of the City, as shall be appropriate, shall be and are hereby authorized and directed to approve or execute, or both, such documents of sale of the Bonds as may be necessary, including, without limitation, the contract for the sale of the Bonds between the City and the Purchaser (the "*Purchase Contract*"). Prior to the execution and delivery of the Purchase Contract, the Designated Representatives shall find and determine that no person holding any office of the City, either by election or appointment, is in any manner financially interested directly in his or her own name or indirectly in the name of any other person, association, trust or corporation, in the Purchase Contract.

The use by the Purchaser of any Preliminary Official Statement and any final Official Statement relating to the Bonds (the "*Official Statement*") is hereby ratified, approved and authorized; the execution and delivery of the Official Statement is hereby authorized; and the officers of the City Council are hereby authorized to take any action as may be required on the part of the City to consummate the transactions contemplated by the Purchase Contract, this Ordinance, said Preliminary Official Statement, the Official Statement and the Bonds.

Section 10. Tax Levy; Abatement. For the purpose of providing funds required to pay the interest on the Bonds promptly when and as the same falls due, and to pay and discharge the principal thereof at maturity, there is hereby levied upon all of the taxable property within the City, in the years for which any of the Bonds are outstanding, a direct annual tax sufficient for that purpose; and there is hereby levied on all of the taxable property in the City, in addition to all other taxes, the following direct annual tax (the "*Pledged Taxes*"), to-wit:

FOR THE YEAR

A TAX SUFFICIENT TO PRODUCE THE SUM OF:

2021	\$1,600,000	for interest up to and including December 15, 2022
2022	\$1,600,000	for interest and principal
2023	\$1,600,000	for interest and principal
2024	\$1,600,000	for interest and principal
2025	\$1,600,000	for interest and principal
2026	\$1,600,000	for interest and principal
2027	\$1,600,000	for interest and principal
2028	\$1,600,000	for interest and principal
2029	\$1,600,000	for interest and principal
2030	\$1,600,000	for interest and principal
2031	\$1,600,000	for interest and principal

Principal or interest maturing at any time when there are not sufficient funds on hand from the foregoing tax levy to pay the same shall be paid from the general funds of the City, and the fund from which such payment was made shall be reimbursed out of the taxes hereby levied when the same shall be collected.

The City covenants and agrees with the purchasers and the holders of the Bonds that so long as any of the Bonds remain outstanding, the City will take no action or fail to take any action which in any way would adversely affect the ability of the City to levy and collect the foregoing tax levy and the City and its officers will comply with all present and future applicable laws in order to assure that the foregoing taxes will be levied, extended and collected as provided herein and deposited in the fund established to pay the principal of and interest on the Bonds.

To the extent that the Pledged Taxes levied above exceed the amount necessary to pay debt service on the Bonds as set forth in the Bond Notification, the Mayor, City Clerk and City Treasurer are hereby authorized to direct the abatement of such taxes to the extent of the excess of such levy in each year over the amount necessary to pay debt service on the Bonds in the following bond year. Proper notice of such abatement shall be filed with the County Clerk of The County of Lake, Illinois (the “*County Clerk*”), in a timely manner to effect such abatement.

In the event that funds from any other lawful source are made available for the purpose of paying any principal of or interest on the Bonds so as to enable the abatement of the taxes levied herein for the payment of same, the City Council shall, by proper proceedings, direct the transfer of such funds to the hereinafter defined Bond Fund, and shall then further direct the abatement of the taxes by the amount so deposited. The City covenants and agrees that it will not direct the abatement of taxes until money has been deposited into the Bond Fund in the amount of such abatement. A certified copy or other notification of any such proceedings abating taxes may then be filed with the County Clerk in a timely manner to effect such abatement.

Section 11. Filing with County Clerk and Certificate of Reduction of Taxes. Forthwith upon the passage of this Ordinance, the City Clerk of the City is hereby directed to file a certified copy of this Ordinance with the County Clerk; and the County Clerk shall in and for each of the years 2021 to 2031, inclusive, ascertain the rate necessary to produce the tax herein levied; and the County Clerk shall extend the same for collection on the tax books in connection with other taxes levied in said years in and by the City for general corporate purposes of the City; and, subject to abatement as stated hereinabove, in said years such annual tax shall be levied and collected by and for and on behalf of the City in like manner as taxes for general corporate purposes for said years are levied and collected, and in addition to and in excess of all other taxes, and when collected, the taxes hereby levied shall be placed to the credit of a special fund to be designated “Bond and Interest Fund Account of 2021” (the “*Bond Fund*”), which taxes are hereby irrevocably pledged to and shall be used only for the purpose of paying the principal of and interest on the Bonds.

The Mayor, City Clerk and City Treasurer be and the same are hereby directed to prepare and file with the County Clerk, a Certificate of Reduction of Taxes Heretofore Levied for the Payment of Bonds showing the Prior Bonds being refunded and directing the abatement of the taxes heretofore levied to pay the Refunded Bonds.

Section 12. Use of Bond Proceeds; Use of Taxes Heretofore Levied. Accrued interest, if any, received on the delivery of the Bonds is hereby appropriated for the purpose of paying first interest due on the Bonds and is hereby ordered deposited into the Bond Fund. Simultaneously with the delivery of the Bonds, the principal proceeds of the Bonds, together with any premium received from the sale of the Bonds and such additional amounts as may be necessary from the general funds of the City, are hereby appropriated to pay the costs of issuance of the Bonds and for the purpose of refunding the Refunded Bonds, and that portion thereof not needed to pay such costs is hereby ordered deposited in escrow pursuant to an escrow agreement to be entered into between the City and Amalgamated Bank of Chicago, Chicago, Illinois, as escrow agent (the “*Escrow Agent*”), in substantially in the form attached hereto as *Exhibit A* (the “*Escrow Agreement*”) and made a part hereof by this reference, or with such changes therein as shall be approved by the officers of the City executing the Escrow Agreement, such execution to constitute evidence of the approval of such changes for the purpose of paying the principal of and interest on the Refunded Bonds when due and upon redemption prior to maturity, as more fully set forth in the Escrow Agreement. The City Council approves the form, terms and provisions of the Escrow Agreement and directs the Mayor and the City Clerk to execute, attest, seal and deliver the Escrow Agreement in the name and on behalf of the City. Amounts in the escrow may be used to purchase Government Securities (as defined in the Escrow Agreement) to provide for the principal payable on the Refunded Bonds upon redemption thereof. The Escrow Agent and the Purchaser are each hereby authorized to act as agent for the City in the purchase of the Government Securities.

At the time of issuance of the Bonds, the costs of issuance of the Bonds may be paid by the Purchaser or the Bond Registrar on behalf of the City from the proceeds of the Bonds.

All proceeds received or to be received from any taxes heretofore levied to pay principal and interest on the Refunded Bonds, including the proceeds received or to be received from the

taxes levied for the year 2020 for such purpose, shall be used to pay the principal of and interest on the Refunded Bonds and to the extent that such proceeds are not needed for such purpose because of the establishment of the escrow, the same shall be deposited into the Bond Fund and used to pay principal and interest on the Bonds in accordance with all of the provisions of this Ordinance.

Section 13. Non-Arbitrage and Tax-Exemption. The City hereby covenants that it will not take any action, omit to take any action or permit the taking or omission of any action within its control (including, without limitation, making or permitting any use of the proceeds of the Bonds) if taking, permitting or omitting to take such action would cause any of the Bonds to be an arbitrage bond or a private activity bond within the meaning of the Internal Revenue Code of 1986, as amended (the “Code”), or would otherwise cause the interest on the Bonds to be included in the gross income of the recipients thereof for federal income tax purposes. The City acknowledges that, in the event of an examination by the Internal Revenue Service (the “IRS”) of the exemption from Federal income taxation for interest paid on the Bonds, under present rules, the City may be treated as a “taxpayer” in such examination and agrees that it will respond in a commercially reasonable manner to any inquiries from the IRS in connection with such an examination.

The City also agrees and covenants with the purchasers and holders of the Bonds from time to time outstanding that, to the extent possible under Illinois law, it will comply with whatever federal tax law is adopted in the future which applies to the Bonds and affects the tax-exempt status of the Bonds.

The City Council hereby authorizes the officials of the City responsible for issuing the Bonds, the same being the Mayor and City Clerk, to make such further covenants and certifications regarding the specific use of the proceeds of the Bonds as approved by the City Council and as may be necessary to assure that the use thereof will not cause the Bonds to be arbitrage bonds and

to assure that the interest on the Bonds will be exempt from federal income taxation. In connection therewith, the City and the City Council further agree: (a) through their officers, to make such further specific covenants, representations as shall be truthful, and assurances as may be necessary or advisable; (b) to consult with counsel approving the Bonds and to comply with such advice as may be given; (c) to pay to the United States, as necessary, such sums of money representing required rebates of excess arbitrage profits relating to the Bonds; (d) to file such forms, statements, and supporting documents as may be required and in a timely manner; and (e) if deemed necessary or advisable by their officers, to employ and pay fiscal agents, financial advisors, attorneys, and other persons to assist the City in such compliance.

Section 14. Bank Qualification. The City hereby designates each of the Bonds as a “qualified tax-exempt obligation” for the purposes and within the meaning of Section 265(b)(3) of the Code.

Section 15. List of Bondholders. The Bond Registrar shall maintain a list of the names and addresses of the holders of all Bonds and upon any transfer shall add the name and address of the new Bondholder and eliminate the name and address of the transferor Bondholder.

Section 16. Duties of Bond Registrar. If requested by the Bond Registrar, the Mayor and City Clerk of the City are authorized to execute the Bond Registrar’s standard form of agreement between the City and the Bond Registrar with respect to the obligations and duties of the Bond Registrar hereunder which may include the following:

- (a) to act as bond registrar, authenticating agent, paying agent and transfer agent as provided herein;
- (b) to maintain a list of Bondholders as set forth herein and to furnish such list to the City upon request, but otherwise to keep such list confidential;
- (c) to give notice of redemption of the Bonds as provided herein;
- (d) to cancel and/or destroy Bonds which have been paid at maturity or submitted for exchange or transfer;

(e) to furnish the City at least annually a certificate with respect to Bonds cancelled and/or destroyed; and

(f) to furnish the City at least annually an audit confirmation of Bonds paid, Bonds outstanding and payments made with respect to interest on the Bonds.

Section 17. Continuing Disclosure Undertaking. The Mayor or City Treasurer is hereby authorized, empowered and directed to execute and deliver a Continuing Disclosure Undertaking (the “*Continuing Disclosure Undertaking*”) in connection with the issuance of the Bonds, with such provisions therein as he or she shall approve, his or her execution thereof to constitute conclusive evidence of his or her approval of such provisions. When the Continuing Disclosure Undertaking is executed and delivered on behalf of the City as herein provided, the Continuing Disclosure Undertaking will be binding on the City and the officers, employees and agents of the City, and the officers, employees and agents of the City are hereby authorized, empowered and directed to do all such acts and things and to execute all such documents as may be necessary to carry out and comply with the provisions of the Continuing Disclosure Undertaking as executed. Notwithstanding any other provision of this Ordinance, the sole remedies for failure to comply with the Continuing Disclosure Undertaking shall be the ability of the beneficial owner of any Bond to seek mandamus or specific performance by court order, to cause the City to comply with its obligations under the Continuing Disclosure Undertaking.

Section 18. Record-Keeping Policy and Post-Issuance Compliance Matters. On August 3, 2015, the City Council adopted a record-keeping policy (the “*Policy*”) in order to maintain sufficient records to demonstrate compliance with its covenants and expectations to ensure the appropriate federal tax status for the debt obligations of the City, the interest on which is excludable from “gross income” for federal income tax purposes or which enable the City or the holder to receive federal tax benefits, including, but not limited to, qualified tax credit bonds and other specified tax credit bonds. The City Council and the City hereby reaffirm the Policy.

Section 19. Defeasance. Any Bond or Bonds which (a) are paid and cancelled, (b) which have matured and for which sufficient sums been deposited with the Bond Registrar to pay all principal and interest due thereon, or (c) for which sufficient (i) full faith and credit obligations of the United States, the timely payment of which are guaranteed by the United States Treasury, (ii) certificates of participation in a trust comprised solely of full faith and credit obligations of the United States, or (iii) cash, have been deposited with the Bond Registrar or similar institution to pay, taking into account investment earnings on such obligations, all principal of and interest on such Bond or Bonds when due at maturity or as called for redemption, pursuant to an irrevocable escrow or trust agreement, shall cease to have any lien on or right to receive or be paid from the Pledged Taxes and shall no longer have the benefits of any covenant for the registered owners of outstanding Bonds as set forth herein as such relates to lien and security of the outstanding Bonds. All covenants relative to the tax-exempt status of the Bonds; and payment, registration, transfer, and exchange; are expressly continued for all Bonds whether outstanding Bonds or not.

Section 20. Call of the Refunded Bonds. In accordance with the redemption provisions of the bond ordinances authorizing the Prior Bonds, the City by the City Council does hereby make provision for the payment of and does hereby call (subject only to the delivery of the Bonds) the Refunded Bonds for redemption and payment prior to maturity on December 15, 2021 (or such other date as set forth in the Escrow Agreement).

[REMAINDER OF PAGE INTENTIONALLY LEFT BLANK]

Section 21. Superseder and Effective Date. All ordinances, resolutions, and orders, or parts thereof, in conflict herewith, are to the extent of such conflict hereby superseded, including expressly Ordinance No. 2013-070 to the extent necessary for the Bonds to be payable from a direct annual ad valorem tax levied against all taxable property in the City, without limitation as to rate or amount; and this Ordinance shall be in full force and effect immediately upon its passage and approval.

ADOPTED: August 2, 2021

AYES: _____

NAYS: _____

ABSTENTION: _____

ABSENT: _____

Approved: August 2, 2021

Mayor, City of Lake Forest,
Lake County, Illinois

ATTEST:

City Clerk, City of Lake Forest,
Lake County, Illinois

Recorded in the City Records on August 2, 2021.

EXHIBIT A
FORM OF ESCROW AGREEMENT

_____, 2021

Amalgamated Bank of Chicago
Chicago, Illinois

Re: City of Lake Forest, Lake County, Illinois
\$ _____ General Obligation Refunding Bonds, Series 2021

Ladies and Gentlemen:

The City of Lake Forest, Lake County, Illinois (the “City”), by an ordinance adopted by the City Council of the City on the 2nd day of August, 2021 (as supplemented by a notification of sale of bonds dated _____, 2021, the “*Bond Ordinance*”), has authorized the issue and delivery of \$ _____ General Obligation Refunding Bonds, Series 2021, dated December ___, 2021 (the “*Bonds*”). The City has authorized by the Bond Ordinance that proceeds of the Bonds be used to pay and redeem on December 15, 2021 (the “*Redemption Date*”), \$ _____ of the City’s outstanding and unpaid bonds as listed on *Exhibit A* hereto (collectively, the “*Refunded Bonds*”).

The City hereby deposits with you \$ _____ from the proceeds of the Bonds and \$ _____ from funds of the City on hand and lawfully available (collectively, the “*Deposit*”) and you are hereby instructed as follows with respect thereto:

1. [Upon deposit, you are directed to hold the Deposit in an irrevocable trust fund account (the “*Trust Account*”) for the City to the benefit of the holders of the Refunded Bonds.] [Upon deposit, you are directed to purchase U.S. Treasury Securities State and Local Government Series Certificates of Indebtedness in the amount of \$ _____ and maturing as described on *Schedule 1* hereto (the “*Securities*”). You are further instructed to fund a beginning cash escrow deposit on demand in the amount of \$ _____. The beginning deposit and the Securities are to be held in an irrevocable trust fund account (the “*Trust Account*”) for the City to the benefit of the holders of the Refunded Bonds.]

2. [You shall hold the Deposit in the Trust Account in cash for the sole and exclusive benefit of the holders of the Refunded Bonds until redemption of the Refunded Bonds on the Redemption Date is made.] [You shall hold the Securities and any interest income or profit derived therefrom and any uninvested cash in the Trust Account for the

sole and exclusive benefit of the holders of the Refunded Bonds until redemption of the Refunded Bonds on the Redemption Date is made.]

3. You shall promptly collect the principal, interest or profit from the proceeds deposited in the Trust Account and promptly apply the same as necessary to the payment of the Refunded Bonds as herein provided.

4. The City has called the Refunded Bonds for redemption and payment prior to maturity on the Redemption Date. You are hereby directed to provide for and give timely notice of the call for redemption of the Refunded Bonds. The form and time of the giving of such notice regarding the Refunded Bonds shall be as specified in the ordinance authorizing the issuance of the Refunded Bonds. The City agrees to reimburse you for any actual out-of-pocket expenses incurred in the giving of such notice, but the failure of the City to make such payment shall not in any respect whatsoever relieve you from carrying out any of the duties, terms or provisions of this Agreement.

5. In addition, in your separate role as paying agent for the Refunded Bonds, you are hereby directed to give notice of the call of the Refunded Bonds, on or before the date the notice of such redemption is given to the holders of the Refunded Bonds, to the Municipal Securities Rulemaking City Council (the "MSRB") through its Electronic Municipal Market Access system for municipal securities disclosure or through any other electronic format or system prescribed by the MSRB for purposes of Rule 15c2-12 adopted by the Securities and Exchange Commission under the Securities Exchange Act of 1934, as amended. Information with respect to procedures for submitting notice can be found at <https://msrb.org>.

6. You shall use the sum of \$_____ on the Redemption Date, to pay the principal of [and interest on] the Refunded Bonds on such date, and such remittance shall fully release and discharge you from any further duty or obligation thereto under this Agreement. [The interest on the Refunded Bonds will be paid from lawfully available moneys of the City deposited in the bond fund for the Refunded Bonds prior to the Redemption Date.]

7. You shall make no payment of fees, due or to become due, of the bond registrar and paying agent on the Bonds or the Refunded Bonds. The City shall pay the same as they become due.

8. If at any time it shall appear to you that the funds on deposit in the Trust Account will not be sufficient to pay the principal of the Refunded Bonds, you shall notify the City not less than five (5) days prior to such payment date and the City shall make up the anticipated deficit from any funds legally available for such purpose so that no default in the making of any such payment will occur.

9. Upon final disbursement of funds sufficient to pay the Refunded Bonds as hereinabove provided for, you shall transfer any balance remaining in the Trust Account to the City and thereupon this Agreement shall terminate.

EXHIBIT A

Very truly yours,

CITY OF LAKE FOREST, LAKE COUNTY,
ILLINOIS

By _____
Mayor

By _____
City Clerk

Accepted this _____ day of _____, 2021.

AMALGAMATED BANK OF CHICAGO,
Chicago, Illinois

By _____
Its _____

Schedule I – Schedule of Refunded Bonds

\$8,020,000 General Obligation Refunding Bonds, Series 2013

THE CITY OF LAKE FOREST

ORDINANCE NO. 2021-_____

**AN ORDINANCE AMENDING THE LAKE FOREST CITY CODE REGARDING
THE CLASS C-1 AND C-3 LIQUOR LICENSES**

Adopted by the City Council
of the City of Lake Forest
this ____ day of _____ 2021

Published in pamphlet form by direction
and authority of The City of Lake Forest
Lake County, Illinois
this ____ day of _____ 2021

THE CITY OF LAKE FOREST
ORDINANCE NO. 2021 - _____

**AN ORDINANCE AMENDING THE LAKE FOREST CITY CODE REGARDING
THE CLASS C-1 AND C-3 LIQUOR LICENSES**

WHEREAS, the City of Lake Forest is a home rule, special charter municipal corporation;
and

WHEREAS, the City has adopted certain alcoholic beverage regulations designed to protect the health, safety and welfare, which regulations are codified in Chapter 111 of the City Code of Lake Forest, 2013 ("**Liquor Code**");

WHEREAS, The City of Lake Forest desires to amend its Liquor Code to increase the number of liquor licenses in the C-1 and C-3 categories to accommodate applications filed by a local entity for a new restaurant operation; and

NOW, THEREFORE, BE IT RESOLVED by the City Council of The City of Lake Forest, County of Lake, and State of Illinois, as follows:

SECTION ONE: Recitals. The foregoing recitals are incorporated as the findings of the City Council and are hereby incorporated into and made a part of this Ordinance.

SECTION TWO: Amendment to Section 111.037. Section 111.037 of the City Code, entitled "Number of Licenses," is amended as follows (deletions in ~~striketrough~~ and additions in **bold** and underline):

"§111.037 NUMBER OF LICENSES.

(A) The number of liquor licenses issued by the city shall be limited as follows:

<i>Class</i>	<i>Maximum Number of Licenses Authorized</i>
A-1	8
A-2	6
A-3	No more than the total number of Class A-1 licenses issued by the city
B-1	1
C-1	<u>910</u>

C-2	10
C-3	4 15
D-1	5
E-1	2
F-2	As many as determined reasonable by the Commissioner
F-3	As many as determined reasonable by the Commissioner
F-4	As many as determined reasonable by the Commissioner
F-5	1
F-6	3
G-1	3
G-2	2
I-1	No more than the total number of Class B-1, C-1, C-2, C-3, D-1, E-1 and F-1 licenses issued by the city
I-3	As many as determined reasonable by the Commissioner
J	1
K	1

(B) Without further action of the City Council, the maximum number of licenses in any class shall be automatically reduced by one upon the expiration, revocation or non-renewal of an existing license in any such license class.”

SECTION FIVE: Effective Date. This Ordinance shall be in full force and effect upon its passage, approval, and publication in pamphlet form in the manner provided by law.

Passed this ____ day of _____, 2021.

AYES:

NAYS:

ABSENT:

ABSTAIN:

Approved this __ day of _____, 2021.

Mayor

ATTEST:

City Clerk

ORDINANCE 2021-

**AN ORDINANCE AMENDING THE INTERGOVERNMENTAL AGREEMENT
ESTABLISHING THE SOLID WASTE AGENCY OF LAKE COUNTY, ILLINOIS**

WHEREAS, the Solid Waste Agency of Lake County, Illinois (the “Agency”) was formed on or about February 21, 1991 by intergovernmental agreement (hereinafter referred to as the “Agreement”); and

WHEREAS, the _____ of _____, having duly adopted an Ordinance approving the Agreement and joining the Agency, has been and remains a member in good standing of the Agency; and

WHEREAS, the Agency has determined that there is a need to amend the Agreement to expand the scope of persons that are eligible to serve as an “Alternate Director” on behalf of an individual Member; and

WHEREAS, by its original terms, the Agreement provides that any amendment to the Agreement requires the written agreement of each and every Member of the Agency pursuant to authority granted by a duly enacted Ordinance of each Member.

NOW, THEREFORE, BE IT ORDAINED by the _____ of _____, Lake County, Illinois as follows:

SECTION ONE: Section 8.3 of the Agreement establishing the Solid Waste Agency of Lake County, Illinois is hereby amended and shall read as follows (additional language marked by underline; deleted language marked by ~~striketrough~~):

8.3 Any Member may appoint one or more persons to serve as the Alternate Director. Any such appointee shall meet the qualifications for office as a Director established in paragraph 8.2, except in the case where a Member is unable to appoint such an appointee because it is impracticable because of size or time commitments. In that case a Member may appoint an Alternate Director who was its immediate past mayor or village president or is a full-time employee in an executive level position with the Member. An executive level position is generally intended to mean a person who is a department head or equivalent. The Alternate Director may attend any meeting of the Board of Directors and may vote as Director in the absence of the Director from that Member or if there

is a vacancy in the position of Director from that Member. The term of the Alternate Direct shall be the same as the term of the Director from the appointing Member. Except as provided in paragraph 8.4, a person serving as Alternate Director shall serve until his or her term expires and thereafter until the successor is appointed.

SECTION TWO: All ordinances or parts of ordinances in conflict herein are expressly repealed.

SECTION THREE: This Ordinance shall be in full force and effect from and after its passage, approval and publication as required by law.

PASSED BY THE CITY COUNCIL/BOARD OF TRUSTEES OF THE _____ OF _____, ILLINOIS ON THIS ____ DAY OF _____, 20__.

MAYOR/PRESIDENT

ATTEST:

CLERK

- AYES:
- NAYES:
- ABSENT:
- FIRST READING:
- ORDINANCE PASSED: