

Julie Friebele

From: Nicholas Ruettiger PLS
Sent: Friday, January 26, 2018 9:29 AM
To: Julie Friebele
Subject: FOIA Request 1/26/18

Good morning Julie,

Per Freedom of Information Act I am requesting the following:

Any and all correspondence between Marian Gibson and any of the following parties: C. Dean Lowrance, Doug Jenco, Mary Matichak, Darryl Lab, Don LaPaglia, Jasen Melahn, Doug Vaughn, Jake Fanning, Thomas Nagel, Greg Hickey between November 1, 2017 and January 26, 2018.

Best Regards,

Nicholas Ruettiger

Julie Friebele

From: Dean Lowrance
Sent: Friday, January 26, 2018 11:06 AM
To: julie.friebele@villageofelwood.com
Subject: RE: FOIA Request 1/26/18

Julie

It is my understanding that this FOIA request, with particular reference to myself, pertains only to correspondence between Marian and myself. Therefore, all pertinent correspondence will be divulged from Marian's email records and anything I would provide would be duplicate and unnecessary. If this is incorrect and you still need my records, let me know.

Dean

Sent from Mail for Windows 10

From: julie.friebele@villageofelwood.com
Sent: Friday, January 26, 2018 10:46 AM
To: [Gibson Marian](#); [Lowrance Dean](#); [Jenco Doug](#); mary.matichak@villageofelwood.com; jasen.melahn@villageofelwood.com; [Lab Darryl](#); don.lapaglia@villageofelwood.com; [Hickey Greg](#); [Nagel Thomas](#); [Fanning Jake](#); [Vaughn Doug](#)
Subject: Fwd: FOIA Request 1/26/18

Please review FOIA request and send any and all correspondence to me. Thank you

Sent from my iPhone

Begin forwarded message:

From: Nicholas Ruettiger PLS <nruettiger@gmail.com>
Date: January 26, 2018 at 9:29:13 AM CST
To: Julie Friebele <julie.friebele@villageofelwood.com>
Subject: FOIA Request 1/26/18

Good morning Julie,

Per Freedom of Information Act I am requesting the following:

Any and all correspondence between Marian Gibson and any of the following parties: C. Dean Lowrance, Doug Jenco, Mary Matichak, Darryl Lab, Don LaPaglia, Jasen Melahn, Doug Vaughn, Jake Fanning, Thomas Nagel, Greg Hickey between November 1, 2017 and January 26, 2018.

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Best Regards,

Nicholas Ruettiger

Julie Friebele

From: Marian Gibson
Sent: Friday, January 26, 2018 10:54 AM
To: Julie Friebele
Cc: David Silverman
Subject: RE: FOIA Request 1/26/18

Marian T. Gibson, ICMA-CM
Village Administrator
Village of Elwood
401 East Mississippi Ave.
Elwood, IL 60421
marian.gibson@villageofelwood.com
815 424-1094 (Direct)
815 509-2282 (Cell)
815 423-6861 (Fax)

From: julie.friebele@villageofelwood.com [mailto:julie.friebele@villageofelwood.com]
Sent: Friday, January 26, 2018 10:46 AM
To: Gibson Marian <marian.gibson@villageofelwood.com>; Lowrance Dean <dean.lowrance@villageofelwood.com>; Jenco Doug <doug.jenco@villageofelwood.com>; mary.matichak@villageofelwood.com; jasen.melahn@villageofelwood.com; Lab Darryl <darryl.lab@villageofelwood.com>; don.lapaglia@villageofelwood.com; Hickey Greg <greg.hickey@villageofelwood.com>; Nagel Thomas <thomas.nagel@villageofelwood.com>; Fanning Jake <jake.fanning@villageofelwood.com>; Vaughn Doug <doug.vaughn@villageofelwood.com>
Subject: Fwd: FOIA Request 1/26/18

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Sent from my iPhone

Begin forwarded message:

From: Nicholas Ruettiger PLS <nruettiger@gmail.com>
Date: January 26, 2018 at 9:29:13 AM CST
To: Julie Friebele <julie.friebele@villageofelwood.com>
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Best Regards,

Nicholas Ruettiger

Julie Friebele

From: Darryl Lab
Sent: Monday, January 29, 2018 9:25 PM
To: Julie Friebele
Subject: Fwd: OMA Requests for Review
Attachments: 50896 o 201 location proper mun.pdf; Untitled attachment 00411.htm

Foil request

Sent from my iPad

Begin forwarded message:

From: Marian Gibson <marian.gibson@villageofelwood.com>
Date: January 23, 2018 at 4:18:16 PM CST
To: Fred Hayes <fred.hayes@villageofelwood.com>, Jim Sparber <jsparber@baxterwoodman.com>, Julie Friebele <julie.friebele@villageofelwood.com>, Larry Lohmar <larry.lohmar@villageofelwood.com>, Pat Winters <pat.winters@villageofelwood.com>, Robbie Day <robbie.day@villageofelwood.com>, Marie Rodgers <marie.rodgers@villageofelwood.com>, Natalie Bechtold <natalie.bechtold@villageofelwood.com>, "Darryl P. Lab" <darryl.lab@villageofelwood.com>, Dean Lowrance <dean.lowrance@villageofelwood.com>, Don LaPaglia <don.lapaglia@villageofelwood.com>, Doug Jenco <doug.jenco@villageofelwood.com>, Jasen Melahn <jasen.melahn@villageofelwood.com>, Mary Matichak <mary.matichak@villageofelwood.com>
Subject: FW: OMA Requests for Review

FYI

Marian T. Gibson, ICMA-CM
Village Administrator
Village of Elwood
401 East Mississippi Ave.
Elwood, IL 60421
marian.gibson@villageofelwood.com
815 424-1094 (Direct)
815 509-2282 (Cell)
815 423-6861 (Fax)

-----Original Message-----

From: David Silverman [<mailto:dsilverman@msclawfirm.com>]
Sent: Tuesday, January 23, 2018 3:47 PM
To: Marian Gibson <marian.gibson@villageofelwood.com>
Cc: Jordan Kielian <jkielian@msclawfirm.com>
Subject: FW: OMA Requests for Review

David J. Silverman
MAHONEY, SILVERMAN & CROSS, LLC

822 Infantry Drive, Suite 100, Joliet, Illinois 60435
Phone: (815) 730-9500 Facsimile: (815) 730-9598 dsilverman@msclawfirm.com
| www.msclawfirm.com | Bio

"If you think it's expensive to hire a professional to do the job, wait until you hire an amateur."

Red Adair

KENDALL COUNTY OFFICE:

126 S. Main Street, Oswego, IL 60543 (630) 554-7800 COOK COUNTY OFFICE:

180 N. LaSalle Street, Suite 3700, Chicago, IL 60601 (312) 216-5101

-----Original Message-----

From: Carnes, Jodi [<mailto:JCarnes@atg.state.il.us>]

Sent: Tuesday, January 23, 2018 3:41 PM

To: 'jlmedvid23@gmail.com' <jlmedvid23@gmail.com>; 'ktmae11@yahoo.com' <ktmae11@yahoo.com>; 'perf56@aol.com' <perf56@aol.com>; 'morgenp317@live.com' <morgenp317@live.com>; 'krern84@gmail.com' <krern84@gmail.com>; 'emb0827@gmail.com' <emb0827@gmail.com>; 'zarkhvac@live.com' <zarkhvac@live.com>; 'blkze@sbcglobal.net' <blkze@sbcglobal.net>; 'jille1983@hotmail.com' <jille1983@hotmail.com>; 'jillyp1022@yahoo.com' <jillyp1022@yahoo.com>; 'stashprints@msn.com' <stashprints@msn.com>; 'triciamaas@yahoo.com' <triciamaas@yahoo.com>; David Silverman <dsilverman@msclawfirm.com>; Jordan Kielian <jkielian@msclawfirm.com>; 'mandas1610@sbcglobal.net' <mandas1610@sbcglobal.net>; 'crystalstale@msn.com' <crystalstale@msn.com>; 'ttmiedona@att.net' <ttmiedona@att.net>; 'legrett2007@gmail.com' <legrett2007@gmail.com>; 'nruettiger@gmail.com' <nruettiger@gmail.com>; 'cahryssatroe@gmail.com' <cahryssatroe@gmail.com>; 'stwy77@gmail.com' <stwy77@gmail.com>; 'wshawnamy@att.net' <wshawnamy@att.net>; 'kevin.whaley80@gmail.com' <kevin.whaley80@gmail.com>; 'lfredin184@gmail.com' <lfredin184@gmail.com>; 'jdeaville22@gmail.com' <jdeaville22@gmail.com>; 'katiedjacobs@gmail.com' <katiedjacobs@gmail.com>; 'plainoldspike@hotmail.com' <plainoldspike@hotmail.com>; 'mcclaren2137@gmail.com' <mcclaren2137@gmail.com>; 'danielle.meintanis@hotmail.com' <danielle.meintanis@hotmail.com>; 'sirvine84@gmail.com' <sirvine84@gmail.com>; 'chucks72cutlas@msn.com' <chucks72cutlas@msn.com>; 'katdug2@yahoo.com' <katdug2@yahoo.com>; 'rkemp24@hotmail.com' <rkemp24@hotmail.com>; 'drew.coldwater@icloud.com' <drew.coldwater@icloud.com>; 'jberscheid@hotmail.com' <jberscheid@hotmail.com>; 'brandy@brandywalshphotography.com' <brandy@brandywalshphotography.com>; 'revjulieb-c@sbcglobal.net' <revjulieb-c@sbcglobal.net>

Cc: Olson, Neil <NOlson@atg.state.il.us>

Subject: OMA Requests for Review

With regard to OMA Requests for Review 2017 PAC 50896, 50897, 50898, 50899, 50900, 50901, 50902, 50903, 50904, 50905, 50906, 50907, 50909, 50910, 50926, 50927, 50928, 50929, 50930, 50931, 50932, 50933, 50939, 50940, 50956, 50957, 50958, 50959, 50960, 50961, 50979, 51006, 51033; 2018 PAC 51046, 51116, please find the attached correspondence from Deputy Public Access Counselor

Olson.

Please contact us if you have any questions. Thank you.

Jodi Carnes, Paralegal
Office of the Attorney General
Public Access Bureau
500 South Second Street
Springfield, Illinois 62706
(217) 558-1926
(217) 782-1396 fax

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OFFICE OF THE ATTORNEY GENERAL
STATE OF ILLINOIS

Lisa Madigan
ATTORNEY GENERAL

January 23, 2018

All via electronic mail:

Mr. Jayme Medvid	Ms. Amanda Wade	Mr. Joe Berscheid
Ms. Katie Hunt	Ms. Crystal Cichon	Mr. Daniel Herod
Ms. Lynn Delaney	Mr. Trent Miedona	Ms. Danielle Meintanis
Ms. Morgen Africa	Ms. Delilah Leggett	Ms. Stephanie Irvine
Ms. Kristine DiDomenico	Mr. Nicholas Ruettiger	Mr. Charles D. Williams
Ms. Eileen M. Bosi	Ms. Cahryssa Coldwater	Ms. Kathy Bernhard
Mr. Rob Bogda	Dr. Shawn Walsh	Ms. Rebecca Kemp Robbins
Ms. Nichelle Tomalewicz	Ms. Amy Walsh	Mr. Drew Coldwater
Ms. Jill Bishop	Mr. Kevin Whaley	Ms. Jill Berscheid
Ms. Jillian Shanahan	Ms. Lindsay Fredin	Ms. Brandy Walsh
Ms. Lynn Stasiak	Ms. Jillian Deaville	Ms. Julia Baum-Coldwater
Ms. Tricia Maas	Ms. Kaitlyn Smith	
Mr. David J. Silverman Mahoney, Silverman & Cross, LLC	Mr. Jordan Kielian Mahoney, Silverman & Cross, LLC	

RE: OMA Requests for Review – 2017 PAC 50896, 50897, 50898, 50899,
50900, 50901, 50902, 50903, 50904, 50905, 50906, 50907, 50909, 50910, 50926, 50927,
50928, 50929, 50930, 50931, 50932, 50933, 50939, 50940, 50956, 50957, 50958, 50959,
50960, 50961, 50979, 51006, 51033; 2018 PAC 51046, 51116

To all concerned:

This determination is issued pursuant to section 3.5(e) of the Open Meetings Act (OMA) (5 ILCS 120/3.5(e) (West 2016)). For the reasons that follow, the Public Access Bureau concludes that the Village of Elwood (Village) Planning and Zoning Commission (Commission) did not violate the requirements of OMA at its December 19, 2017, meeting.

Between the dates of December 19, 2017, and January 4, 2018, this office received a total of 37 Requests for Review alleging violations of OMA by the Commission at its the December 19, 2017, meeting, which was held at the Village Hall located at 401 East Mississippi Avenue in Elwood.¹ Although the Requests for Review provided various levels of detail, all the complaints alleged that the Village Hall had insufficient space to accommodate everyone who appeared to attend the meeting. According to requesters, approximately 50 to 100 people were prevented from entering the Village Hall because the building was at maximum capacity. Requesters alleged that the Village should have anticipated the large turnout because the Commission meeting concerned a controversial development project and they had questioned Village officials about the plan to accommodate attendees prior to the meeting. Requesters further alleged that the Village could have held the meeting at a local elementary school, which has a capacity of approximately 1,200. Several requesters also complained generally about the crowded conditions in the Village Hall, and, more specifically, that the television in one of the overflow rooms was small and not visible to many members of the public.

On December 28, 2017, this office sent counsel for the Village copies of the Requests for Reviews that had been received by that date and which complained exclusively about the December 19, 2017, Commission meeting. This office requested that the Village respond to the allegations in the Requests for Review and specifically address whether the December 19, 2017, Commission meeting complied with section 2.01 of OMA (5 ILCS 120/2.01 (West 2016), as amended by Public Act 100-477, effective September 8, 2017), which provides that all public meetings shall be held at places which are "convenient and open" to the public.

On January 4, 2018, counsel for the Village submitted a written answer to this office, which included an affidavit from the Village police chief concerning security and seating of attendees, and a description of the additional audio and visual equipment that was set up in each of the areas in the Village Hall. On January 5, 2018, this office forwarded copies of the Commission's answer to persons who had submitted a Request for Review; six requesters submitted replies to this office.

¹35 of the 37 Requests for Review contain the allegation that the meeting space was insufficient to accommodate persons who appeared for the meeting, and have been consolidated for determination in this letter. Two of the Requests for Review (2017 PAC 50967 and 2017 PAC 51034) made an additional allegation against the Village, which this office will address in a separate determination letter.

DETERMINATION

"It is the public policy of this State that public bodies exist to aid in the conduct of the people's business and that the people have a right to be informed as to the conduct of their business." 5 ILCS 120/1 (West 2016). "[C]itizens shall be given * * * the right to attend all meetings at which any business of a public body is discussed or acted upon in any way." 5 ILCS 120/1 (West 2016).

Section 2.01 of OMA provides that "[a]ll meetings required by this Act to be public shall be held at specified times and places which are convenient and open to the public." "By its plain terms, section 2.01 requires a venue that is not only 'open,' but 'convenient,' to the public." *Gerwin v. Livingston County Board*, 345 Ill. App. 3d 352, 359 (4th Dist. 2003). Thus, "an open meeting in an inconvenient place violates the Act." *Gerwin*, 345 Ill. App. 3d at 359.

In its answer, the Commission stated that for the December 19, 2017, meeting, it had created space for a total of 631 people in the Village Hall: 50 people in the board room; 96 people in the community room; 335 people in the basement; and standing room for 150 people in the administrative offices. The Commission also addressed the expected attendance for the meeting:

The Village did not have an exact estimate of how many people would attend the public hearing. Customarily, attendance at Zoning and Planning Commission meetings is extremely low and is not a predictive measure for the expected turnout for this particular hearing. As stated in many of the Requests for Reviews, the development proposal has been a contested issue in the Village this past year. Approximately 50 members of the public have been attending the Village's monthly board meetings in conjunction with discussions regarding this potential development. The Village did expect several hundred people, and did accommodate over 600 who attended the hearing. For reference, Elwood is a community with approximately 2,300 residents according to the 2010 United States Census. 435 Elwood citizens cast a vote in the most recent mayoral election held in April of 2017, according to records of the Will County Clerk. Thus, the Village had prepared to accommodate more than 25% of Elwood's entire population and a

40% larger turnout than the most recent mayoral general election.^[2]

In replies to the Commission's answer, requesters alleged that it did not adequately consider various factors in connection with the location of the meeting. First, requesters alleged that prior Village meetings, although not Commission meetings, were attended by up to 400 people.³ Second, requesters alleged that greater public opposition to the development project was evident by media reporting, the number of people signing petitions, activity on social media, and lawn signs.⁴ Third, requesters alleged that the Commission should have anticipated the attendance of persons from neighboring communities affected by the project, such as Manhattan, Illinois.⁵ Lastly, as several of the Requests for Review had alleged, requesters alleged that members of the public had asked Village officials about the occupancy of the Village Hall prior to the meeting, thus placing them on notice that the space might be inadequate.

As referenced above, the leading Illinois case on meeting space accessibility is *Gerwin*. There, the plaintiffs appealed the dismissal of their lawsuit against a county board for allegedly violating section 2.01 of OMA by holding a meeting in an inconvenient place. *Gerwin*, 345 Ill. App. 3d at 353. In *Gerwin*, when a local landfill informed the county board that it wanted to expand, opponents collected 500 signatures on petitions and took out large advertisements in local and regional newspapers encouraging citizens to attend upcoming meetings. *Gerwin*, 345 Ill. App. 3d at 354. After an overflow crowd attended a meeting of a committee of the board, a board member asked whether the upcoming board meeting could be moved to a bigger room, but the meeting was not moved. *Gerwin*, 345 Ill. App. 3d at 355. The plaintiffs alleged that the landfill had asked supporters to arrive early for the board meeting to fill the meeting room, and they did so; only a few protesters were allowed entrance. *Gerwin*, 345 Ill. App. 3d at 356. About 100 members of the public were relegated to the area outside the meeting

²Letter from Jordan M. Kielian, Mahoney, Silverman & Cross, LLC, to Neil P. Olson, Deputy Public Access Counselor, Public Access Bureau (January 4, 2018), at 2.

³Requesters pointed to an "open house" about the development attended by approximately 400 people in June, 2017.

⁴*See, e.g.*, E-mail from Julie Baum-Coldwater, to Neil Olson, [Deputy Public Access Counselor], [Public Access Bureau] (January 8, 2018) (alleging 1,375 people had signed petition against project by December 2, 2017 and 780 "Just Say No to Northpoint" yard signs had been distributed); E-mail from Tricia Maas to Neil Olson, [Deputy Public Access Counselor], [Public Access Bureau] (January 10, 2018) (alleging that Just Say No to Northpoint Facebook page has 1,277 likes and over 1,300 followers).

⁵7,051 people reside in Manhattan, Illinois, according to the 2010 United States Census. *See* United States Census Bureau, *available at* <https://www.census.gov/quickfacts/fact/table/manhattanvillageillinois,US#viewtop>.

room, where no seating was available and it was uncomfortable, and the plaintiffs alleged that the Board "made no arrangements to accommodate them." *Gerwin*, 345 Ill. App. 3d at 356.

Addressing the meaning of "convenient," the court stated that "[a] meeting can be open in the sense that no one is prohibited from attending it, but it can be held in such an ill-suited, unaccommodating, unadvantageous place that members of the public, as a practical matter, would be deterred from attending it." *Gerwin*, 345 Ill. App. 3d at 361. Still, the court found that "[i]t would be unreasonable to suppose the legislature intended * * * that public bodies hold their meetings 'at such locations as are sufficient to accommodate *all* interested members of the public, such that they may see and hear all proceedings in reasonable comfort and safety.'" (Emphasis in original.) *Gerwin*, 345 Ill. App. 3d at 361. Accordingly, as quoted above, what section 2.01 requires instead is "reasonable accessibility." *Gerwin*, 345 Ill. App. 3d at 362 ("Renting a football stadium for public meetings might be inconvenient, or unadvantageous, to the public as a whole because of the cost. By the same token, holding public meetings in a small room might be inconvenient to the public because persons wanting to attend would have difficulty gaining admittance."). Because the reasonableness of the meeting space was a question of fact that needed to be explored, the court held that the trial court had improperly dismissed the plaintiffs' claims. *Gerwin*, 345 Ill. App. 3d at 362.

The parties agree that the subject matter to be discussed at the December 19, 2017, Commission meeting was contentious and numerous people were expected to attend the meeting. Where the parties disagree is whether the Commission should have anticipated that the Village Hall space would be insufficient to hold the attendees and explored alternative space, such as the local elementary school. Unlike in *Gerwin*, although prior meetings concerning the development project had been heavily attended, there was not a prior instance in which the full capacity of the Village Hall had been tested under similar circumstances. Although the Village Hall's stated capacity of 631 may not have provided optimum conditions for the number of attendees because it included standing room for 150, and because some persons allege that they had difficulty viewing the audiovisual broadcast of the meeting, it is nonetheless apparent that the Village made significant efforts to accommodate as many attendees as possible.

Here, the Commission set up speakers and monitors throughout the Village Hall to make sure that persons who wished to attend the hearing could be accommodated.⁶ The stated capacity of 631 equated to room for more than 200 persons in excess of the number of attendees at an open house concerning the development. Based on the information provided in this case, this office cannot conclude that holding the meeting at Village Hall did not provide reasonable

⁶In a previous Request for Review, this office concluded that a meeting was not reasonably accessible when the public body "did not explain why it did not attempt to use microphones or other technology so that those excluded from the meeting room could have at least heard the meeting, nor did it assert that such an option was unavailable." Ill. Att'y Gen. PAC Req. Rev. Ltr. 37216, 37291, 37970, issued February 23, 2016, at 7-8.

accessibility, considering the size of the communities involved and the Village's efforts that resulted in accommodation for several hundred more attendees than usual. Accordingly, this office concludes that the Commission did not violate section 2.01 of OMA at its December 19, 2017, meeting.⁷

This office further notes that several requesters alleged violations of the fire code or other safety codes in connection with the December 19, 2017, meeting. The Public Access Counselor's authority is limited to resolving disputes concerning the Freedom of Information Act (FOIA) (5 ILCS 140/1 *et seq.* (West 2016)) and OMA. 15 ILCS 205/7(c) (West 2016). Therefore, these allegations are not subject to review by this office.

The Public Access Counselor has determined that resolution of this matter does not require the issuance of a binding opinion. This letter serves to close this matter. If you have any question, please contact me at (217) 782-9078.

Very truly yours,



NEIL P. OLSON
Deputy Public Access Counselor
Assistant Attorney General, Public Access Bureau

50896 50897 50898 50899 50900 50901 50902 50903 50904 50905 50906 50907 50909 50910
50926 50927 50928 50929 50930 50931 50932 50933 50939 50940 50956 50957 50958 50959
50960 50961 50979 51006 51033 51046 51116 201 location proper mun

⁷We have been advised that the Commission subsequently scheduled two continuations of the Commission hearing, on January 11, 2018, and January 17, 2018, at the larger meeting space at the local elementary school, as suggested by many requesters, and arranged to have broadcasts of the meetings streamed on the Village's website.

TRANSMISSION PAGE

Mr. Jayme Medvid
Jlmedvid23@gmail.com

Ms. Katie Hunt
ktmae11@yahoo.com

Ms. Lynn Delaney
perf56@aol.com

Ms. Morgen Africa
morgenp317@live.com

Ms. Kristine DiDomenico
krern84@gmail.com

Ms. Eileen M. Bosi
emb0827@gmail.com

Mr. Rob Bogda
zarkhvac@live.com

Ms. Nichelle Tomalewicz
blkze@sbcglobal.net

Ms. Jill Bishop
jille1983@hotmail.com

Ms. Jillian Shanahan
jillyp1022@yahoo.com

Ms. Lynn Stasiak
stashprints@msn.com

Ms. Tricia Maas
triciamaas@yahoo.com

Ms. Amanda Wade
mandas1610@sbcglobal.net

Ms. Crystal Cichon
crystalstale@msn.com

Mr. Trent Miedona
ttmiedona@att.net

Ms. Delilah Legrett
legrett2007@gmail.com

Mr. Nicholas Ruettiger
nrnettiger@gmail.com

Ms. Cahryssa Coldwater
cahryssatatroce@gmail.com

Dr. Shawn Walsh
stwy77@gmail.com

Ms. Amy Walsh
wshawnamy@att.net

Mr. Kevin Whaley
kevin.whaley80@gmail.com

Ms. Lindsay Fredin
lfredin184@gmail.com

Ms. Jillian Deaville
Jdeaville22@gmail.com

Ms. Kaitlyn Smith
katiedjacobs@gmail.com

Mr. Joe Berscheid
plainoldspike@hotmail.com

Mr. Daniel Herod
mcclaren2137@gmail.com

Ms. Danielle Meintanis
danielle.meintanis@hotmail.com

Ms. Stephanie Irvine
sirvine84@gmail.com

Mr. Charles D. Williams
chucks72cutlas@msn.com

Ms. Kathy Bernhard
katdug2@yahoo.com

Ms. Rebecca Kemp Robbins
rkemp24@hotmail.com

Mr. Drew Coldwater
drew.coldwater@icloud.com

Ms. Jill Berscheid
jberscheid@hotmail.com

Ms. Brandy Walsh
brandy@brandywalshphotography.com

Ms. Julia Baum-Coldwater
revjulieb-c@sbcglobal.net

Mr. David J. Silverman
Mr. Jordan Kielian
Mahoney, Silverman & Cross, LLC
dsilverman@msclawfirm.com
jkielian@msclawfirm.com

Julie Friebele

From: Darryl Lab
Sent: Monday, January 29, 2018 9:25 PM
To: Julie Friebele
Subject: Fwd: February 7 meeting

Foil request

Sent from my iPad

Begin forwarded message:

From: Marian Gibson <marian.gibson@villageofelwood.com>
Date: January 22, 2018 at 10:16:23 AM CST
To: "Darryl P. Lab" <darryl.lab@villageofelwood.com>, Dean Lowrance <dean.lowrance@villageofelwood.com>, Don LaPaglia <don.lapaglia@villageofelwood.com>, Doug Jenco <doug.jenco@villageofelwood.com>, Jasen Melahn <jasen.melahn@villageofelwood.com>, Mary Matchak <mary.matchak@villageofelwood.com>, Fred Hayes <fred.hayes@villageofelwood.com>, Jim Sparber <jsparber@baxterwoodman.com>, Julie Friebele <julie.friebele@villageofelwood.com>, Larry Lohmar <larry.lohmar@villageofelwood.com>, Pat Winters <pat.winters@villageofelwood.com>, Robbie Day <robbie.day@villageofelwood.com>, Marie Rodgers <marie.rodgers@villageofelwood.com>, Natalie Bechtold <natalie.bechtold@villageofelwood.com>
Cc: David Silverman <dsilverman@msclawfirm.com>
Subject: February 7 meeting



Marian T. Gibson, ICMA-CM
Village Administrator
Village of Elwood
401 East Mississippi Ave.
Elwood, IL 60421
marian.gibson@villageofelwood.com
815 424-1094 (Direct)
815 509-2282 (Cell)
815 423-6861 (Fax)

Julie Friebele

From: Darryl Lab
Sent: Monday, January 29, 2018 9:26 PM
To: Julie Friebele
Subject: Fwd: Ehlers financial plan

Foia request

Sent from my iPad

Begin forwarded message:

From: Marian Gibson <marian.gibson@villageofelwood.com>
Date: January 22, 2018 at 8:52:16 AM CST
To: Doug Jenco <doug.jenco@villageofelwood.com>, Darryl Lab <darryl.lab@villageofelwood.com>, Dean Lowrance <dean.lowrance@villageofelwood.com>, Mary Matichak <mary.matichak@villageofelwood.com>, Don Lapaglia <don.lapaglia@villageofelwood.com>, Jasen Melahn <jasen.melahn@villageofelwood.com>
Cc: Julie Friebele <julie.friebele@villageofelwood.com>, Robbie Day <robbie.day@villageofelwood.com>
Subject: RE: Ehlers financial plan

All,
I have requested Maureen Berry from Ehlers to come to the next board meeting to provide accurate figures concerning the refinancing.

Marian T. Gibson, ICMA-CM
Village Administrator
Village of Elwood
401 East Mississippi Ave.
Elwood, IL 60421
marian.gibson@villageofelwood.com
815 424-1094 (Direct)
815 509-2282 (Cell)
815 423-6861 (Fax)

From: Michelle Peterson [mailto:mpaerosmth@att.net]
Sent: Sunday, January 21, 2018 9:42 AM
To: Doug Jenco <doug.jenco@villageofelwood.com>; Darryl Lab <darryl.lab@villageofelwood.com>; Dean Lowrance <dean.lowrance@villageofelwood.com>; Mary Matichak <mary.matichak@villageofelwood.com>; Don Lapaglia <don.lapaglia@villageofelwood.com>; Jasen Melahn <jasen.melahn@villageofelwood.com>
Cc: Larry Walsh JR <statereplarrywalshjr@gmail.com>; Marion Gibson <marian.gibson@villageofelwood.com>
Subject: Ehlers financial plan

Dear Board members,

I am a resident of Elwood and I attended the last Village board meeting and was VERY pleased to find out that there is a plan to get us out of our looming debt. **I am in support of the plan to refinance and**

go forward without Northpoint development. There are several reasons I support this plan and I'd like you to know why.

1. We refinance and save a whole lot of money... **10 million** in fact. **Do this now - please**
2. We go forward with the increase in sewer and water - 20 % which equals approx an \$8.55 increase on my next year bill. And 20% more the following years. I understand that the increase of 20% will be until 2027/28 and I am willing to sacrifice this amount in my monthly bill to pay our debt off for the next 10 years. In the year 2027 it would be \$441 a year more than I am paying now and I will accept that to repay. It appears after that it would go down significantly as the debt payments would be resolved.
3. Property taxes, residential do not increase or minimally do- this you may want to rethink! A little more added to property tax instead of water sewer increase would be a better avenue... for all taxpayers to comprehend and also help us realize and capture more when the TIF is over at Centerpoint IMO
4. Centerpoint will start paying their share when TIF expires creating a new inflow of money to the village in 2023. With this being stated a re-evaluation can take place on our debt at this time when the actual realization of the TIF being over is equated into the debt payment. Increases may not have to continue as long. Maybe...

Reason to NOT consider refinance with development

1. Northpoint is only loaning us the money to pay off our debt and as stated, we will be repaying them at an estimated/projected 5% interest. I do not believe that is in the best interest of my village. We don't need a 5% increase added to the looming debt. **Not a responsible avenue.** That equals **1,150,000 more added** onto the debt if it's calculated at the base of 23 million.- **THIS MAKE NO SENSE TO ME**
2. Ehlers has proved we can do this on our own, especially in refinancing now.
3. We the taxpayers incur many more capital improvements to pay for the development and tax abatement is given to development. **(this amount is truly an unknown amount). AND PUTS THE TAXPAYERS WHO ARE FOOTING THE BILLS FOR EVERYTHING AT MUCH GREATER RISK!!!!**
4. Most of the capital improvements listed on page 5 of Ehlers study are incurred if the development goes in. IMO We do not need more added capital improvements on our dime for multi- billionaires. The village taxpayer simply can't afford that kind of weight on their shoulders.

Other things to heavily consider

1. **We know the situation we are in now and can get out of it reasonably with our village intact. THIS IS HUGE!!!! Especially in a taxpayer - resident point of view!**
2. We do not know all of the capital improvements costs, added village staff cost (which staff equals 70% of village costs per Ehlers), new vehicles for police or fire, and or new buildings to build, residential home values, school enrollment (school viability), **AND MANY MORE UNKNOWNNS** with the development going in! **THIS IS ALSO HUGE!!!!**
3. Both of these are HUGE considerations when allowing a HUGE unknown factor into the picture, as we have learned from Centerpoint.
4. We know for sure they will not come in without HUGE tax abatement and or TIF or similar. The taxpayers paying the project back for the bridge and other things (potentially). This certainly puts more onto your existing taxpayers who certainly do not want more of the burden than we are already in. Plainly stated from one of those taxpayers.
5. I do know everything isn't hashed out yet with the developer but I **do know** WE THE TAXPAYER WILL BE PUT AT MORE OF A TAX RISK THAN WE ARE NOW. I BELIEVE THERE IS NO QUESTION ABOUT THAT.

Let's keep what we know. Let's get out of this mess and learn a lesson that more isn't always better.

Please heavily consider the items in this email! I appreciate your time.

Respectfully,
Michelle Peterson
Village of Elwood Resident

Julie Friebele

From: Darryl Lab
Sent: Monday, January 29, 2018 9:26 PM
To: Julie Friebele
Subject: Fwd: Open Village Trustee Position

Foia request

Sent from my iPad

Begin forwarded message:

From: Marian Gibson <marian.gibson@villageofelwood.com>
Date: January 19, 2018 at 8:25:55 AM CST
To: Mike Kruchten <kruchten75@gmail.com>, Doug Jenco <doug.jenco@villageofelwood.com>, dsilverman@msclawfirm.com, "Darryl P. Lab" <darryl.lab@villageofelwood.com>, Dean Lowrance <dean.lowrance@villageofelwood.com>, Don LaPaglia <don.lapaglia@villageofelwood.com>, Jasen Melahn <jasen.melahn@villageofelwood.com>, Mary Matichak <mary.matichak@villageofelwood.com>
Cc: Julie Friebele <julie.friebele@villageofelwood.com>, Tricia Kruchten <trishy9@gmail.com>
Subject: RE: Open Village Trustee Position

Mr. Kruchten,

I have forwarded your email to the village board members. If they require additional information they will either contact you direct or request that I contact you.

Thank you for your interest.

Sincerely,

Marian T. Gibson, ICMA-CM
Village Administrator
Village of Elwood
401 East Mississippi Ave.
Elwood, IL 60421
marian.gibson@villageofelwood.com
815 424-1094 (Direct)
815 509-2282 (Cell)
815 423-6861 (Fax)

From: Mike Kruchten [mailto:kruchten75@gmail.com]
Sent: Thursday, January 18, 2018 1:38 PM
To: doug.jenco@villageofelwood.com; marian.gibson@villageofelwood.com; dsilverman@msclawfirm.com
Cc: julie.friebele@villageofelwood.com; Tricia Kruchten <trishy9@gmail.com>
Subject: Open Village Trustee Position

It's my understanding there is a remaining trustee seat open on the Elwood Village Board. How does a Village of Elwood resident request consideration for such seat? I've been a Village of Elwood resident since 2007 and would like to pursue this open seat. Please pass along any information regarding my request that would aide in my inquiry?

Thanks for your service and thanks in advance of your pending information!!

Sincerely,

Michael W Kruchten
21341 Wooded Cove Dr
Elwood, IL 60421
Cell (815) 922-6453

Julie Friebele

From: Darryl Lab
Sent: Monday, January 29, 2018 9:27 PM
To: Julie Friebele
Subject: Fwd: Northpoint Development Public Hearing

Foia request

Sent from my iPad

Begin forwarded message:

From: Marian Gibson <marian.gibson@villageofelwood.com>
Date: January 10, 2018 at 11:59:46 AM CST
To: "Darryl P. Lab" <darryl.lab@villageofelwood.com>, Dean Lowrance <dean.lowrance@villageofelwood.com>, Don LaPaglia <don.lapaglia@villageofelwood.com>, Doug Jenco <doug.jenco@villageofelwood.com>, Jasen Melahn <jasen.melahn@villageofelwood.com>, Mary Matichak <mary.matichak@villageofelwood.com>
Subject: FW: Northpoint Development Public Hearing

FYI see below

Marian T. Gibson, ICMA-CM
Village Administrator
Village of Elwood
401 East Mississippi Ave.
Elwood, IL 60421
marian.gibson@villageofelwood.com
815 424-1094 (Direct)
815 509-2282 (Cell)
815 423-6861 (Fax)

From: Pezanoski, Cathie [mailto:c.pezanoski@elwoodschool.com]
Sent: Wednesday, January 10, 2018 10:15 AM
To: Marian Gibson <marian.gibson@villageofelwood.com>
Subject: Northpoint Development Public Hearing

Good morning, Marian.

Per discussion with the Elwood School Board President and after consulting with our district attorney, I am letting you know in advance we will be closing our facility on Thursday, January 11th no later than 12:00, midnight. Our facility usage form states the latest for an outside organization to use our facility is 8:45 p.m. due to Elwood staff being able to secure the facility. So, we feel we are going above and beyond this final time of facility usage.

I felt it important to reach out to you today to ensure you were well aware of this in case you wished to make any announcements at the beginning of the public hearing.

Thank you for your cooperation.

Cathie Pezanoski

Cathie Pezanoski
Superintendent
Elwood CCSD #203

Julie Friebele

From: Darryl Lab
Sent: Monday, January 29, 2018 9:27 PM
To: Julie Friebele
Subject: Fwd: 1-4-2018 Public Notice - Notice of Village of Manhattan and Village of Elwood Boundary Agreement
Attachments: Untitled attachment 00427.pdf; Untitled attachment 00430.htm

Foia request

Sent from my iPad

Begin forwarded message:

From: Marian Gibson <marian.gibson@villageofelwood.com>
Date: January 10, 2018 at 9:12:06 AM CST
To: "Darryl P. Lab" <darryl.lab@villageofelwood.com>, Dean Lowrance <dean.lowrance@villageofelwood.com>, Doug Jenco <doug.jenco@villageofelwood.com>, Jasen Melahn <jasen.melahn@villageofelwood.com>, Mary Matichak <mary.matichak@villageofelwood.com>, Don Lapaglia <don.lapaglia@villageofelwood.com>
Cc: Julie Friebele <julie.friebele@villageofelwood.com>
Subject: FW: 1-4-2018 Public Notice - Notice of Village of Manhattan and Village of Elwood Boundary Agreement

All,

FYI this notice has been posted on our website, facebook page and at the Village Hall. The agreement is being reviewed by the Village attorney and will be on the February 7th board agenda for your consideration.

Marian T. Gibson, ICMA-CM
Village Administrator
Village of Elwood
401 East Mississippi Ave.
Elwood, IL 60421
marian.gibson@villageofelwood.com
815 424-1094 (Direct)
815 509-2282 (Cell)
815 423-6861 (Fax)

PUBLIC NOTICE

NOTICE OF VILLAGE OF MANHATTAN AND VILLAGE OF ELWOOD BOUNDARY AGREEMENT

PLEASE TAKE NOTICE that the Village of Manhattan, Illinois, and the Village of Elwood, Illinois, are considering an Intergovernmental Cooperative Planning and Boundary Agreement between the Village of Manhattan and the Village of Elwood ("Boundary Agreement"). The proposed Boundary Agreement establishes the extraterritorial boundaries of each municipality for the purpose of any future annexations between them. The Boundary Agreement also establishes a jurisdictional boundary for the exercise of extraterritorial power over development in unincorporated areas within one and one-half miles of each Village's respective corporate boundaries. The Boundary Agreement establishes limits beyond which both Villages would agree not to annex. The proposed Boundary Agreement will be effective for 20 years.

The boundary line proposed in this Boundary Agreement will remain the same as the boundary previously approved by the municipalities in 2006. The proposed boundary line is depicted on the map attached to the Boundary Agreement, and a draft of said Agreement is currently on file and available for public inspection at each Village's Hall.

Pursuant to the Illinois Municipal Code (65 ILCS 5/11-12-9), notice is hereby given that:

- (1) The Village Board of the Village of Manhattan will consider the proposed Boundary Agreement at its Village Board meeting on February 6, 2018, at 7:00 p.m. at the Manhattan Village Hall, 260 Market Place, Manhattan, Illinois; and
- (2) The Village Board of the Village of Elwood will consider the proposed Boundary Agreement at its Village Board meeting on February 7, 2018, at 7:00 p.m. at the Elwood Village Hall, 401 East Mississippi Avenue, Elwood, Illinois.

Both of the aforementioned meetings will be open to the public. Each Village Board is expected to take action on the proposed Boundary Agreement at their respective meeting, as set forth above, or else at a subsequent meeting of said Village Board.

The proposed Boundary Agreement is available for public inspection in:

- (1) The Office of the Village Clerk of the Village of Manhattan, 260 Market Place, Manhattan, Illinois; and
- (2) The Office of the Village Clerk of the Village of Elwood, 201 Mississippi Avenue, Elwood, Illinois.

Any member of the public may inspect the Boundary Agreement at either of the aforementioned locations during regular business hours.

Dated: January 4, 2018

Julie Friebele

From: Darryl Lab
Sent: Monday, January 29, 2018 9:28 PM
To: Julie Friebele
Subject: Fwd: village board letter
Attachments: village board letter.docx; Untitled attachment 00422.htm

Foia request

Sent from my iPad

Begin forwarded message:

From: Marian Gibson <marian.gibson@villageofelwood.com>
Date: January 8, 2018 at 9:55:16 AM CST
To: "Darryl P. Lab" <darryl.lab@villageofelwood.com>, Dean Lowrance <dean.lowrance@villageofelwood.com>, Doug Jenco <doug.jenco@villageofelwood.com>, Jasen Melahn <jasen.melahn@villageofelwood.com>, Mary Matichak <mary.matichak@villageofelwood.com>, Don Lapaglia <don.lapaglia@villageofelwood.com>
Cc: Julie Friebele <julie.friebele@villageofelwood.com>
Subject: village board letter

All,

Please find attached a letter from a resident interested in being appointed to the board. Please let us know how you would like to proceed with this letter of interest.

Marian T. Gibson, ICMA-CM
Village Administrator
Village of Elwood
401 East Mississippi Ave.
Elwood, IL 60421
marian.gibson@villageofelwood.com
815 424-1094 (Direct)
815 509-2282 (Cell)
815 423-6861 (Fax)

Friday, January 05, 2018

Dear board members,

I would like to be considered for the open trustee position on the Elwood village board. I feel I would make a good trustee due to the fact that I have studied political science in the past, have had aspirations of serving the community on the political level, and have lived in Elwood since my family moved here in 1995. In 1995 I attended Elwood School as an 8th grader and over the time I have seen this town grow and develop into the family friendly place it is today. I chose to stay in Elwood when I started my family due to the atmosphere geared toward family and safety that other towns did not offer. I have four kids. Two of my children attend Elwood School, with a fourth child soon to be starting preschool. My oldest graduated with awards last year from Elwood School and is in honors and AP level classes at Joliet Central. I attribute my oldest success to the great school district and teachers that are at Elwood School. I would like to be a part of the board now because I feel that since my children are older and I am older I have the time to devote to community service and helping our community. I have always felt very strongly about politics and wanted to have a say in the growth and development of our town and now I feel I have the time and know how to be an asset. I believe that our town has something special that draws residents in, and I would like to have a say in helping develop the future of Elwood. I personally know many people that moved from Joliet and other areas due to what our town offers to residents and they love the small town feel. I believe that our town is truly a one in a million town and I am happy to be a resident but also would like to be a part of the board to have a voice to help shape the future of Elwood. I have seen neighbors come together for what they feel strongly towards and I have seen the board have to make some tough decisions, both factors are part of the reasons I would like to be considered for the vacant spot. I feel that I am capable of seeing both sides of every argument and am able to make an informed decision based on information presented and not just off one sided input. I have the ability to look at all sides of an argument and make the best decision even if it's not the popular choice. I feel that our town has a rift in it now and hopefully by filling this vacant spot we can mend our town and neighbors can be neighborly again. I have not served in any political aspect before but I feel like maybe having a newcomer to the board that has grown up in this town is just what the board needs. My parents and my family live in this town so I would like to be a part of decisions that affect us and do what is best for them and the other families that live here.

I would like to thank each one of you in advance for the thoughtful consideration and taking the time to consider me to fill the vacant trustee position.

Truly,

Brandi Kuczek

779-939-7722

Julie Friebele

From: Darryl Lab
Sent: Monday, January 29, 2018 9:28 PM
To: Julie Friebele
Subject: Fwd: IL197004 Village of Elwood-Quiet Zone Establishment
Attachments: 2018-01-03 NOE Resp.pdf; Untitled attachment 00435.htm

Foia request

Sent from my iPad

Begin forwarded message:

From: Marian Gibson <marian.gibson@villageofelwood.com>
Date: January 5, 2018 at 8:29:33 AM CST
To: "Darryl P. Lab" <darryl.lab@villageofelwood.com>, Dean Lowrance <dean.lowrance@villageofelwood.com>, Doug Jenco <doug.jenco@villageofelwood.com>, Jasen Melahn <jasen.melahn@villageofelwood.com>, Mary Matichak <mary.matichak@villageofelwood.com>, Todd Matichak <mayor.matichak@villageofelwood.com>, Fred Hayes <fred.hayes@villageofelwood.com>, Jim Sparber <jsparber@baxterwoodman.com>, Julie Friebele <julie.friebele@villageofelwood.com>, Larry Lohmar <larry.lohmar@villageofelwood.com>, Pat Winters <pat.winters@villageofelwood.com>, Robbie Day <robbie.day@villageofelwood.com>
Subject: FW: IL197004 Village of Elwood-Quiet Zone Establishment

fyi

Marian T. Gibson, ICMA-CM
Village Administrator
Village of Elwood
401 East Mississippi Ave.
Elwood, IL 60421
marian.gibson@villageofelwood.com
815 424-1094 (Direct)
815 509-2282 (Cell)
815 423-6861 (Fax)

From: engineering [mailto:engineering@villageofelwood.com]
Sent: Thursday, January 04, 2018 1:15 PM
To: Marian Gibson <marian.gibson@villageofelwood.com>
Subject: FW: IL197004 Village of Elwood-Quiet Zone Establishment

Per attached, quiet zone goes into effect on Monday but may take a few days for engineers to adjust to not blowing their horn.

Thanks
Jim S.




From: Melinda S. DuBay [mailto:MSDUBAY@UP.COM]
Sent: Thursday, January 04, 2018 11:34 AM

To: engineering@villageofelwood.com

Cc: ccode@baxterwoodman.com; tammy.wagner@dot.gov; Stead, Mike <mstead@icc.illinois.gov>;
Emily.Spang@amtrak.com; Paul D. Rathgeber <PAULRATHGEBER@UP.COM>; Sherman N. Spear
<SNSPEAR@UP.COM>; John N. Venice <JNVENICE@UP.COM>; Richard L. Ellison
<RICHARDELLISON@UP.COM>; Adrian Guerrero <aguerre@up.com>

Subject: IL197004 Village of Elwood-Quiet Zone Establishment

Attached is UP's response to the Village of Elwood's notice of establishment.

[Melinda DuBay](#) | Industry & Public Projects - Engineering | [Union Pacific Railroad](#) | [1400 Douglas Street - MS910](#) | Omaha, NE 68179 USA
 : W 402.544.3992 C 402.598.4981 |  : 402.997.4398 |  : msdubay@up.com

**

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**



BUILDING AMERICA

January 3, 2018

UPRR QZ: IL197004

James Sparber, PE
Village Engineer
Village of Elwood
401 E. Mississippi Avenue
Elwood, IL 60421

Subject: Quiet Zone Notice of Establishment
Village of Elwood – UP Joliet Subdivision

Dear Mr. Sparber:

Union Pacific (UP) is in receipt of the Village of Elwood (Village) notice of establishment dated November 22, 2017, requesting implementation of a new 24-hour quiet zone (QZ). The basis for establishment has been designated as 49 CFR §222.39(a)(1), one or more supplemental safety measures implemented at every public highway-rail grade crossing.

Quiet Zone Crossing

DOT	Crossing Type	Milepost	Street Name
290487J	Public	44.01	Manhattan Road

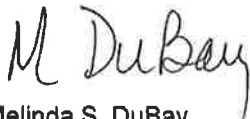
UP has reviewed and acknowledges the NOE per the requirements outlined in 49 CFR Parts §222 and §224 (Rule). **The general order to cease routine sounding of horns will be issued on Monday, January 8, 2018 at 0900 hours.** Please be aware that it may take several days for crews to become accustomed to the new QZ. Additionally, trains will continue to sound the horn when pedestrians or workers are in proximity of the crossings and in compliance with any other train operating rules.

UP reminds the Village that for the duration of the QZ, each approach to the grade crossing must be equipped with an advance warning sign advising crossing users that train horns are not sounded at the crossing. These signs must conform to the standards contained in the MUTCD. Additionally, pavement markings should be inspected to be in good condition for both day and night visibility.

Per §222.47 of the Rule, between 4½ to 5 years after the date of the QZ establishment and between 4½ to 5 years after the last affirmation, the Village must: (1) affirm in writing to the FRA Associate Administrator that the QZ continues to conform to the requirements of the Rule; and (2) provide to the FRA Associate Administrator an up-to-date, accurate, and complete Grade Crossing Inventory Form for each public highway-rail grade crossing, private highway-rail grade crossing, and pedestrian crossing within the QZ.

Reports from the community related to the QZ should be directed to Public Affairs Director, Adrian Guerrero, at (312) 777-2037 or email aguerrero@up.com. Any other questions or comments regarding the QZ implementation may be addressed to me at (402) 544-3992 or msdubay@up.com.

Sincerely,



Melinda S. DuBay
Industry & Public Projects

cc: Robert Lauby-FRA Assoc Admin of Safety
Jeff Ronaldson-IL DOT
Marian Gibson-Village Administrator

By email:

Tammy Wagner-FRA
Michael Stead-ICC
Emily Spang-Amtrak
Christine Code-Baxter & Woodman
Sherman Spear-UP
John Venice-UP
Rich Ellison-UP
Adrian Guerrero-UP

Julie Friebele

From: Darryl Lab
Sent: Monday, January 29, 2018 9:29 PM
To: Julie Friebele
Subject: Fwd: Plan Commission Request for Review OMA
Attachments: DOC010318-01032018155600.pdf; Untitled attachment 00440.htm

Foia request

Sent from my iPad

Begin forwarded message:

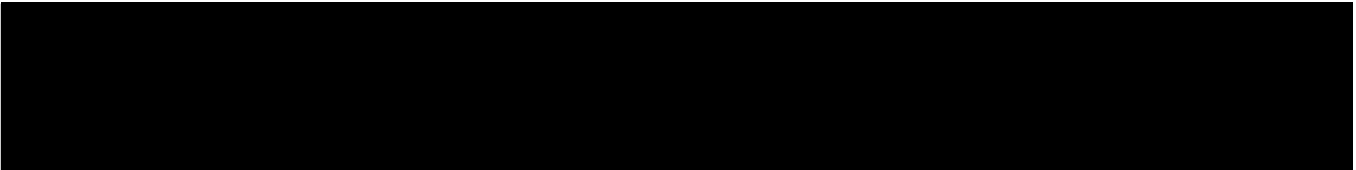
From: Marian Gibson <marian.gibson@villageofelwood.com>
Date: January 3, 2018 at 5:54:53 PM CST
To: "Darryl P. Lab" <darryl.lab@villageofelwood.com>, Dean Lowrance <dean.lowrance@villageofelwood.com>, Doug Jenco <doug.jenco@villageofelwood.com>, Jasen Melahn <jasen.melahn@villageofelwood.com>, Mary Matichak <mary.matichak@villageofelwood.com>, Todd Matichak <mayor.matichak@villageofelwood.com>
Subject: FW: Plan Commission Request for Review OMA

Attorney General response.

Marian T. Gibson, ICMA-CM
Village Administrator
Village of Elwood
401 East Mississippi Ave.
Elwood, IL 60421
marian.gibson@villageofelwood.com
815 424-1094 (Direct)
815 509-2282 (Cell)
815 423-6861 (Fax)

From: Jordan Kielian [mailto:jkielian@msclawfirm.com]
Sent: Wednesday, January 03, 2018 4:14 PM
To: 'marian.gibson@villageofelwood.com' <marian.gibson@villageofelwood.com>; fred.hayes@villageofelwood.com
Subject: Plan Commission Request for Review OMA

Marian and Chief Hayes:



Thank you!

Jordan

Jordan Kielian

Jordan M. Kielian

Attorney at Law

MAHONEY, SILVERMAN & CROSS, LLC

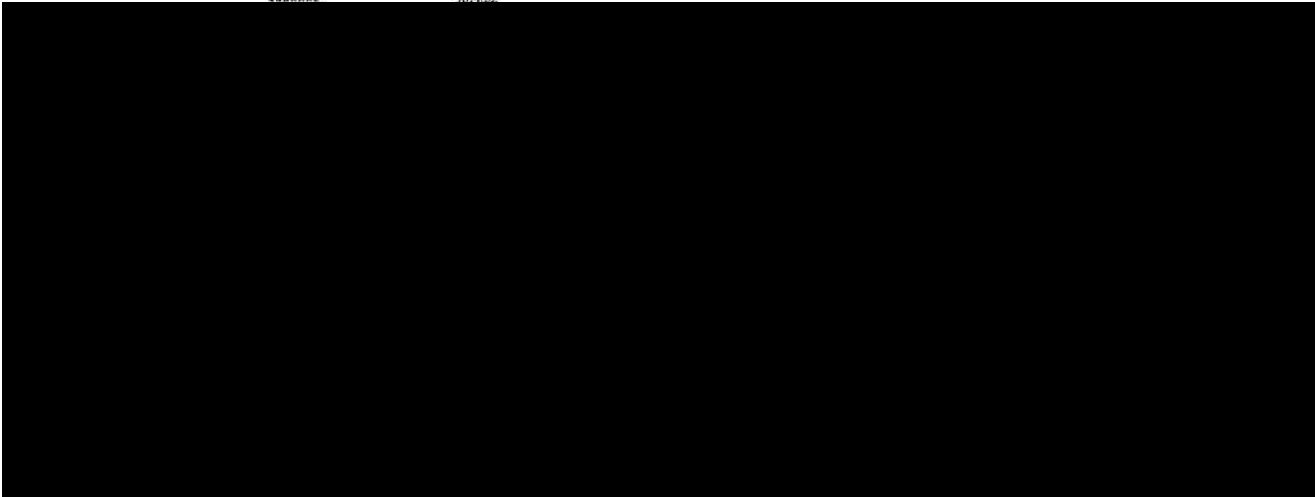

822 Infantry Drive, Suite 100, Joliet, IL 60435 | 815.730.9500

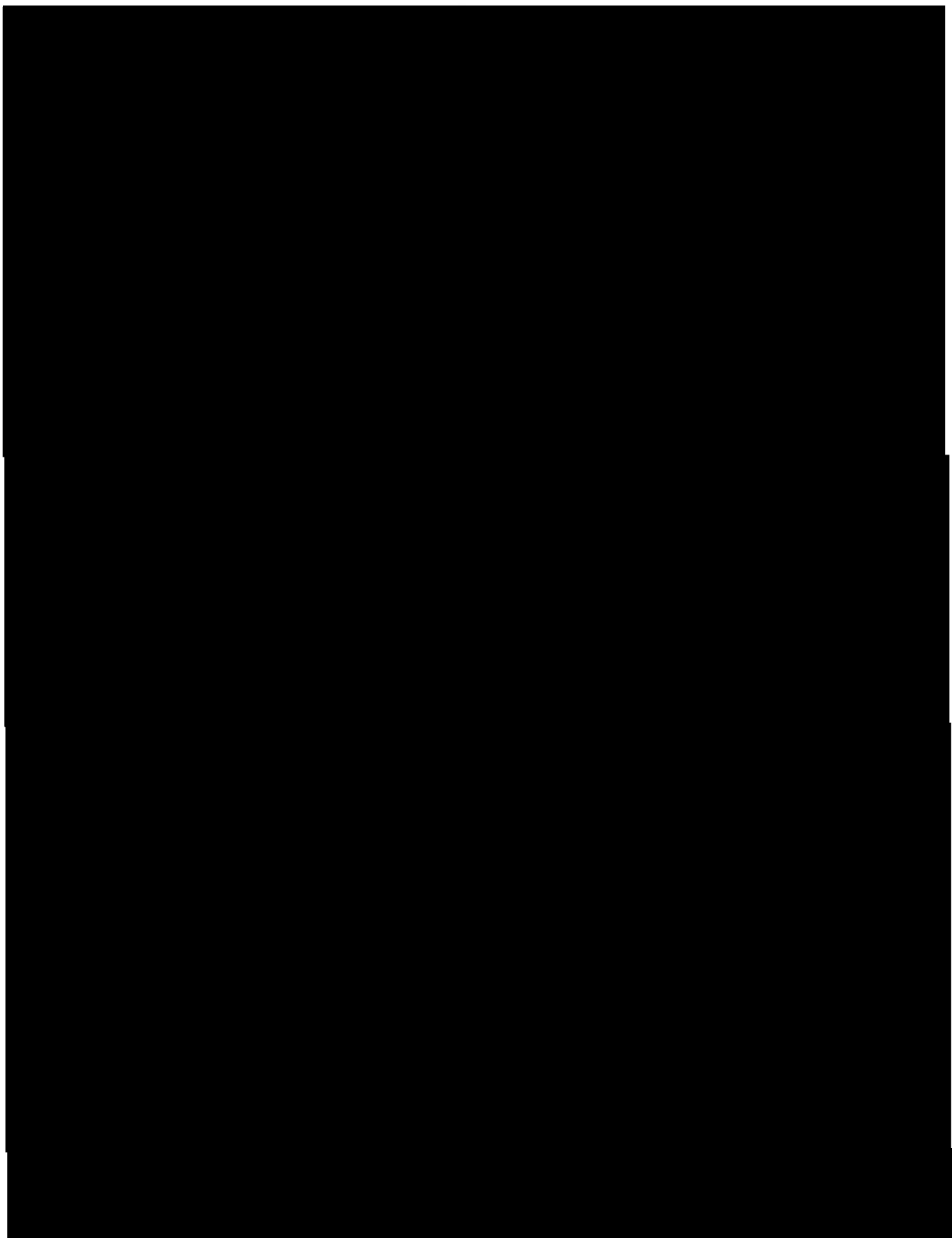
jkielian@msclawfirm.com

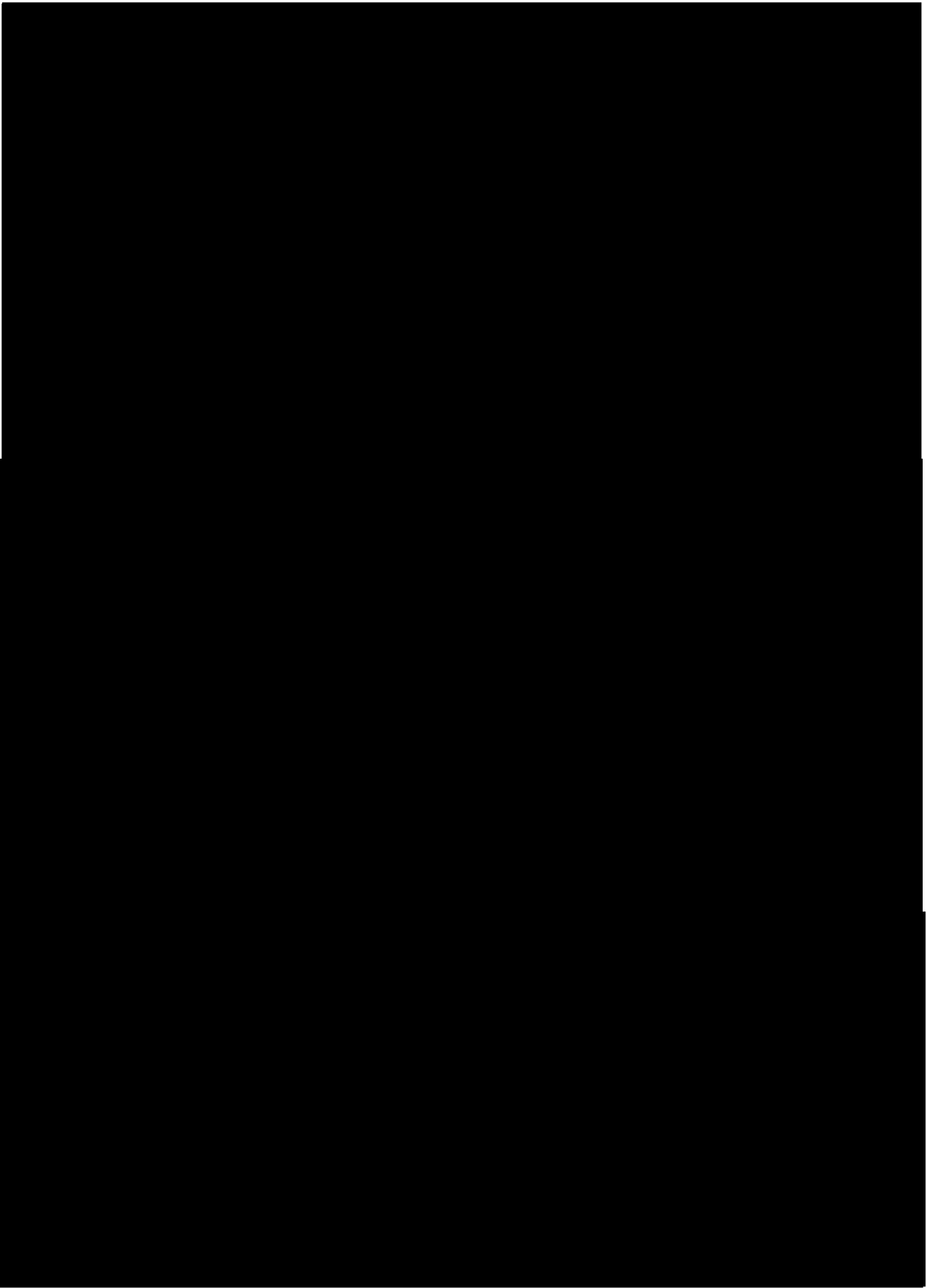
Mr. Neil P. Olson
Deputy Public Access Counselor
Public Access Bureau
500 South Second Street
Springfield, IL 62706

RE: OMA Requests for Review – 2017 PAC 50896; 2017 PAC 50897;
2017 PAC 50898; 2017 PAC 50899; 2017 PAC 50900; 2017 PAC 50901;
2017 PAC 50902; 2017 PAC 50903; 2017 PAC 50904; 2017 PAC 50905;
2017 PAC 50906; 2017 PAC 50907; 2017 PAC 50909; 2017 PAC 50910;
2017 PAC 50926; 2017 PAC 50927; 2017 PAC 50928; 2017 PAC 50929;
2017 PAC 50930; 2017 PAC 50931; 2017 PAC 50932; 2017 PAC 50933;
2017 PAC 50939; 2017 PAC 50940; 2017 PAC 50956; 2017 PAC 50957;
2017 PAC 50958; 2017 PAC 50959; 2017 PAC 50960; 2017 PAC 50961;
2017 PAC 50979

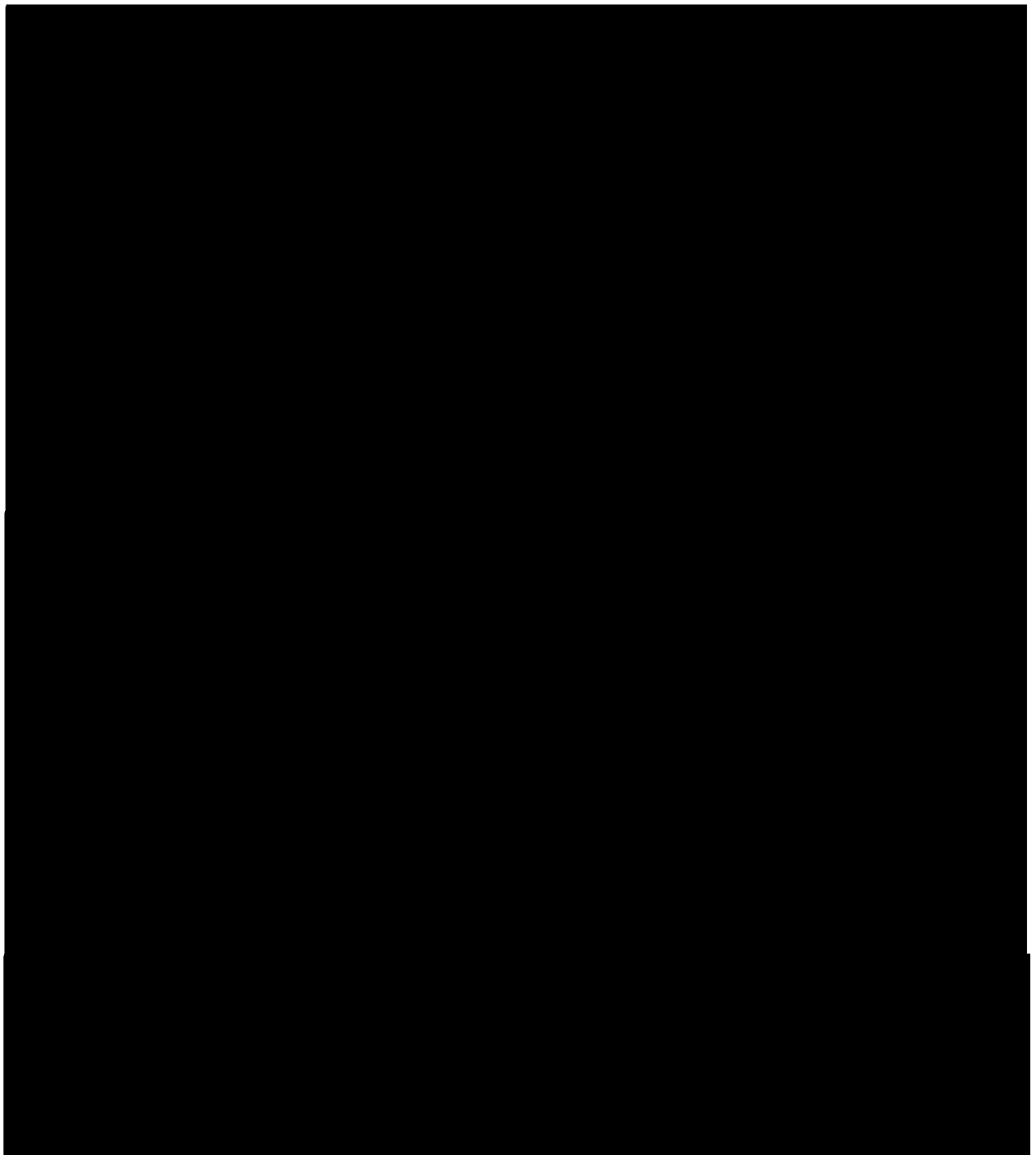
Dear Mr. Olson:
















Choice	Votes	Percent	Percent of total votes
Stephen E. Johnson (IND)	781	34.62%	
Mark S. Wiater (IND)	812	35.99%	
Raymond Harley (IND)	663	29.39%	
Total	2,256		





VILLAGE OF DIAMOND MAYOR (VOTE FOR 1)

2 of 2 Precincts Reporting

Choice	Votes	Percent	Percent of total votes
Teresa Ann Kernc	2	100.00%	
Steven A. Kissel	0	0.00%	
Total	2		



VILLAGE OF DIAMOND COMMISSIONER (VOTE FOR 4)

2 of 2 Precincts Reporting

Choice	Votes	Percent	Percent of total votes
Jeff Kasher	2	50.00%	
Carolyn R. Wilson	1	25.00%	
David F. Warner, Jr.	1	25.00%	
NO CANDIDATE FILED	0	0.00%	
Total	4		




VILLAGE OF ELWOOD PRESIDENT (VOTE FOR 1)

2 of 2 Precincts Reporting

Choice	Votes	Percent	Percent of total votes
William E. Offerman (IND)	194	42.83%	
Todd Matichak (IND)	259	57.17%	
Total	453		

VILLAGE OF ELWOOD TRUSTEE FULL (VOTE FOR 3)

2 of 2 Precincts Reporting

Choice	Votes	Percent	Percent of total votes
Donald LaPaglia (IND)	215	27.56%	
Dean Lowrance (IND)	220	28.21%	
Mary Matichak (IND)	345	44.23%	

Choice	Votes	Percent	Percent of total votes
Patrick J. Cotter (IND)	177	41.94%	
Darryl P. Lab (IND)	245	58.06%	
Total	422		

VILLAGE OF ELWOOD TRUSTEE UNEXP 2-YR (VOTE FOR 1)

2 of 2 Precincts Reporting

Choice	Votes	Percent	Percent of total votes
Patrick J. Cotter (IND)	177	41.94%	
Darryl P. Lab (IND)	245	58.06%	
Total	422		

VILLAGE OF FRANKFORT PRESIDENT (VOTE FOR 1)

14 of 14 Precincts Reporting

Choice	Votes	Percent	Percent of total votes
Jim Holland (IND)	3,590	79.44%	
Todd S. Morgan (IND)	929	20.56%	
Total	4,519		

VILLAGE OF FRANKFORT CLERK (VOTE FOR 1)

14 of 14 Precincts Reporting

Choice	Votes	Percent	Percent of total votes
Adam Borrelli (IND)	3,592	100.00%	
Total	3,592		

VILLAGE OF FRANKFORT TRUSTEE (VOTE FOR 3)

14 of 14 Precincts Reporting

Choice	Votes	Percent	Percent of total votes
Kelth Ogle (IND)	2,334	21.89%	
R. Douglas Walker (IND)	2,003	18.78%	
Samuel A. Giordano (IND)	1,973	18.50%	
Dick Trevarthan (IND)	2,074	19.45%	
John C. Clavio (IND)	2,280	21.38%	
Total	10,664		

VILLAGE OF GODLEY TRUSTEE FULL (VOTE FOR 2)

1 of 1 Precincts Reporting

Choice	Votes	Percent	Percent of total votes
			

**Village of Elwood
PZC Meeting – December 19, 2017
Scope of Work**

January 2, 2018

In order to accommodate the anticipated audience for the December 19, 2017 PZC Meeting, a high level of planning, equipment, labor and services was provided to meet expectations.

A high-def, closed circuit TV-type Network was setup and put in place to achieve the maximum amount of viewing capability that fit the venues space and capacity. Below is a list of equipment, labor and services that was provided to achieve this setup.

- Total number of person hours set-up/tear down: 80hrs setup / 24hrs tear down = 104 total hours
- Total number of person hours to run event: 60hrs
- Total number of monitors: 10 oversize monitors for audience / 7 monitors for panel = 17 total monitors
- Total number of professional projection units: 3
- Total number of speakers: 12
- Total number of microphones: 14

Below is a brief breakdown of equipment and labor provided per room. All AV staff were in communication with each other via two-way radios equipped with ear pieces.

Board Room:

The Board Room was the main hub, which was setup for a panel discussion and video presentations. Three high-def, robotic cameras were used to broadcast all angles of the Board Room to each overflow area. A laptop with PowerPoint was provided at the podium for any members of the public to use to present evidence to be included in the broadcast.

Two large, 70" monitors were used to display the video content for the audience seated in the Board Room. In order to switch the video content between the three camera feeds and multiple PowerPoints, a broadcast quality, HD multi-format digital video switcher was utilized. A 15" preview monitor was stationed at each panelist seat (7 total), so they could also view the video content at all times.

For sound, two high-powered, lightweight, compact 12" two-way line-array speaker system was utilized to deliver an ample amount of sound coverage. In addition, each panelist was provided a push-to-talk microphone (10 total) along with a primary and two backup microphones at the podium.



The above-mentioned video and audio equipment were managed and operated by a Video Engineer, Cameraman, Sound Engineer and A/V Engineer. These individuals along with the control equipment were stationed in the Control Room during show.

Hallway:

Stanchions were placed in the hallway to manage the flow of people. A high-powered, lightweight, compact 12" two-way line-array speaker was also placed in the hallway for additional sound reinforcement.

Community Room – Overflow 1:

The Community Room was utilized as an overflow area and consisted of two large, 70" monitors for the video feed.

For sound, two high-powered, lightweight, compact 12" two-way line-array speaker system was utilized to deliver an ample amount of sound coverage.

An A/V Engineer was stationed in this room to manage the equipment and ensure video and sound were working properly at all times. Reserved seats handicapped seats were clearly marked.

Large Basement – Overflow 2:

The larger portion of the basement was utilized as an overflow area and consisted of three 8-foot tripod video screens and three 3,000 lumen projectors for the video feed. Exhibits and presentations were projected on two of the large screens and a 55" monitor. Camera feed was projected on one large screen.

For sound, four high-powered, lightweight, compact 12" two-way line-array speaker system was utilized to deliver an ample amount of sound coverage.

An A/V Engineer was stationed in this room to manage the equipment and ensure video and sound were working properly at all times. Rented chairs were provided.

Small Basement – Overflow 3:

The smaller portion of the basement was utilized as an overflow area and consisted of three large, 70" monitors for the video feed. Exhibits and presentations were projected on two of the monitors and the camera feed on one monitor.

For sound, two high-powered, lightweight, compact 12" two-way line-array speaker system was utilized to deliver an ample amount of sound coverage. An A/V Engineer was stationed in this room



to manage the equipment and ensure video and sound were working properly at all times. Rented chairs were provided.

Outside – Overflow 4:

The outside area was a planned contingency, implemented at the commencement of the meeting. A high-powered, lightweight, compact 12" two-way line-array speaker was also placed outside in front of the building to carry audio of the proceedings.

Staff Office Area- Overflow 5:

The staff office area provided additional audio and video viewing of the proceedings. A high-powered, lightweight, compact 12" two-way line-array speaker was used for audio and a 32" monitor was utilized for the video feed.



Julie Friebele

From: Darryl Lab
Sent: Monday, January 29, 2018 9:29 PM
To: Julie Friebele
Subject: Fwd: 2017 PAC 50896
Attachments: 50896 FI let.pdf; Untitled attachment 00445.htm

Foia request

Sent from my iPad

Begin forwarded message:

From: Marian Gibson <marian.gibson@villageofelwood.com>
Date: January 2, 2018 at 12:09:27 PM CST
To: "Darryl P. Lab" <darryl.lab@villageofelwood.com>, Dean Lowrance <dean.lowrance@villageofelwood.com>, Doug Jenco <doug.jenco@villageofelwood.com>, Jasen Melahn <jasen.melahn@villageofelwood.com>, Mary Matichak <mary.matichak@villageofelwood.com>, Todd Matichak <mayor.matichak@villageofelwood.com>
Subject: FW: 2017 PAC 50896

FYI

Marian T. Gibson, ICMA-CM
Village Administrator
Village of Elwood
401 East Mississippi Ave.
Elwood, IL 60421
marian.gibson@villageofelwood.com
815 424-1094 (Direct)
815 509-2282 (Cell)
815 423-6861 (Fax)

-----Original Message-----

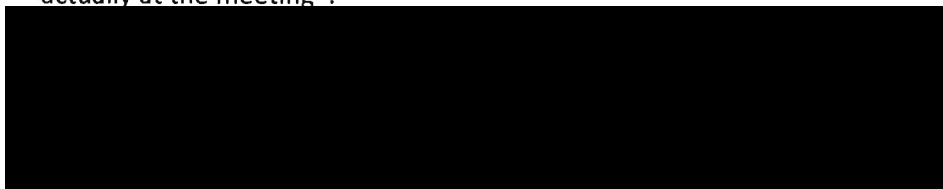
From: David Silverman [<mailto:dsilverman@msclawfirm.com>]
Sent: Thursday, December 28, 2017 1:38 PM
To: Marian Gibson <marian.gibson@villageofelwood.com>; julie.friebele@villageofelwood.com; Fred Hayes <fred.hayes@villageofelwood.com>
Cc: Jordan Kielian <jkielian@msclawfirm.com>
Subject: FW: 2017 PAC 50896

Group ,

Please find attached correspondence from the attorney general PAC as well as multiple complaints filed by individuals alleging violations of the open meetings act

Jordan and I will be working on the village response .

It is interesting to note that many of the people filing complaints were actually at the meeting .



David J. Silverman
MAHONEY, SILVERMAN & CROSS, LLC
822 Infantry Drive, Suite 100, Joliet, Illinois 60435
Phone: (815) 730-9500 Facsimile: (815) 730-9598 dsilverman@msclawfirm.com
| www.msclawfirm.com | Bio

"If you think it's expensive to hire a professional to do the job, wait until you hire an amateur."
Red Adair

KENDALL COUNTY OFFICE:
126 S. Main Street, Oswego, IL 60543 (630) 554-7800 COOK COUNTY OFFICE:
180 N. LaSalle Street, Suite 3700, Chicago, IL 60601 (312) 216-5101

-----Original Message-----

From: Carnes, Jodi [<mailto:JCarnes@atg.state.il.us>]
Sent: Thursday, December 28, 2017 12:19 PM
To: David Silverman <dsilverman@msclawfirm.com>; Jordan Kielian <jkielian@msclawfirm.com>
Cc: Olson, Neil <NOlson@atg.state.il.us>
Subject: 2017 PAC 50896

Please find the attached correspondence from Deputy Public Access Counselor Olson.

Please contact us if you have any questions. Thank you.

Jodi Carnes, Paralegal
Office of the Attorney General
Public Access Bureau
500 South Second Street
Springfield, Illinois 62706
(217) 558-1926
(217) 782-1396 fax

E-MAIL CONFIDENTIALITY NOTICE: This electronic mail message, including any attachments, is for the intended recipients(s) only. This e-mail and any attachments might contain information that is confidential, legally privileged or otherwise protected or exempt from disclosure under applicable law. If you are not a named recipient, or if you are named but believe that you received this e-mail in error, please notify the sender immediately by

telephone or return e-mail and promptly delete this e-mail and any attachments and copies thereof from your system. If you are not the intended recipient, please be aware that any copying, distribution, dissemination, disclosure or other use of this e-mail and any attachments is unauthorized and prohibited. Your receipt of this message is not intended to waive any applicable privilege or claim of confidentiality, and any prohibited or unauthorized disclosure is not binding on the sender or the Office of the Illinois Attorney General. Thank you for your cooperation.

Julie Friebele

From: Darryl Lab
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Attachments: 50896 FI let.pdf; Untitled attachment 00445.htm

Foia request

Sent from my iPad

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Date: January 2, 2018 at 12:09:27 PM CST
To: "Darryl P. Lab" <darryl.lab@villageofelwood.com>, Dean Lowrance <dean.lowrance@villageofelwood.com>, Doug Jenco <doug.jenco@villageofelwood.com>, Jasen Melahn <jasen.melahn@villageofelwood.com>, Mary Matichak <mary.matichak@villageofelwood.com>, Todd Matichak <mayor.matichak@villageofelwood.com>
Subject: FW: 2017 PAC 50896

FYI

Marian T. Gibson, ICMA-CM
Village Administrator
Village of Elwood
401 East Mississippi Ave.
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marian.gibson@villageofelwood.com
815 424-1094 (Direct)
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From: David Silverman [<mailto:dsilverman@msclawfirm.com>]
Sent: Thursday, December 28, 2017 1:38 PM
To: Marian Gibson <marian.gibson@villageofelwood.com>; julie.friebele@villageofelwood.com; Fred Hayes <fred.hayes@villageofelwood.com>
Cc: Jordan Kielian <jkielian@msclawfirm.com>
Subject: FW: 2017 PAC 50896

Group ,

Please find attached correspondence from the attorney general PAC as well as multiple complaints filed by individuals alleging violations of the open meetings act

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David J. Silverman
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Phone: (815) 730-9500 Facsimile: (815) 730-9598 dsilverman@msclawfirm.com
| www.msclawfirm.com | Bio

"If you think it's expensive to hire a professional to do the job, wait until you hire an amateur."
Red Adair

KENDALL COUNTY OFFICE:
126 S. Main Street, Oswego, IL 60543 (630) 554-7800 COOK COUNTY OFFICE:
180 N. LaSalle Street, Suite 3700, Chicago, IL 60601 (312) 216-5101

-----Original Message-----
From: Carnes, Jodi [<mailto:JCarnes@atg.state.il.us>]
Sent: Thursday, December 28, 2017 12:19 PM
To: David Silverman <dsilverman@msclawfirm.com>; Jordan Kielian <jkielian@msclawfirm.com>
Cc: Olson, Neil <NOlson@atg.state.il.us>
Subject: 2017 PAC 50896

Please find the attached correspondence from Deputy Public Access Counselor Olson.

Please contact us if you have any questions. Thank you.

Jodi Carnes, Paralegal
Office of the Attorney General
Public Access Bureau
500 South Second Street
Springfield, Illinois 62706
(217) 558-1926
(217) 782-1396 fax

E-MAIL CONFIDENTIALITY NOTICE: This electronic mail message, including any attachments, is for the intended recipients(s) only. This e-mail and any attachments might contain information that is confidential, legally privileged or otherwise protected or exempt from disclosure under applicable law. If you are not a named recipient, or if you are named but believe that you received this e-mail in error, please notify the sender immediately by

telephone or return e-mail and promptly delete this e-mail and any attachments and copies thereof from your system. If you are not the intended recipient, please be aware that any copying, distribution, dissemination, disclosure or other use of this e-mail and any attachments is unauthorized and prohibited. Your receipt of this message is not intended to waive any applicable privilege or claim of confidentiality, and any prohibited or unauthorized disclosure is not binding on the sender or the Office of the Illinois Attorney General. Thank you for your cooperation.

Julie Friebele

From: Darryl Lab
Sent: Monday, January 29, 2018 9:30 PM
To: Julie Friebele
Subject: Fwd: Farmers & Veterans Against NorthPoint Parade

Foia request

Sent from my iPad

Begin forwarded message:

From: Marian Gibson <marian.gibson@villageofelwood.com>
Date: December 28, 2017 at 4:00:09 PM CST
To: Doug Jenco <doug.jenco@villageofelwood.com>, Dean Lowrance <dean.lowrance@villageofelwood.com>, "Darryl P. Lab" <darryl.lab@villageofelwood.com>, Jasen Melahn <jasen.melahn@villageofelwood.com>, Mary Matichak <mary.matichak@villageofelwood.com>, Julie Friebele <julie.friebele@villageofelwood.com>, David Silverman <dsilverman@msclawfirm.com>, Tom Nagel <Thomas.Nagel@villageofelwood.com>, Greg Hickey <ghickey@krausonline.com>, jake.fanning@villageofelwood.com, Doug Vaughn <doug.vaughn@villageofelwood.com>
Subject: Fwd: Farmers & Veterans Against NorthPoint Parade

Marian T. Gibson, ICMA-CM
Village Administrator
Village of Elwood
401 E. Mississippi
Elwood, IL 60421
(815) 424-1095 Direct
(815) 509-2282 Cell
Email marian.gibson@villageofelwood.com

Begin forwarded message:

From: Erin Gallagher <Erin@ErinGallagher.net>
Date: December 28, 2017 at 12:45:58 PM CST
To: Marian Gibson <marian.gibson@villageofelwood.com>
Subject: Farmers & Veterans Against NorthPoint Parade

Mrs. Gibson:

As a courtesy, I wanted to let you know that a group of farmers, as well as some veterans, are hoping to demonstrate the size of their machinery and military vehicles, which needs to be part of the discussion with the NorthPoint issue.

On 1/11 at noon, they are traveling along Mississippi to 53 to Hoff to Ridge to Manhattan/Arsenal back to 53. We've discussed the matter with Chief Hayes and we understand that Elwood does not have a parade ordinance, and no permit is required.

We have secured assistance from the Will County Sheriff for traffic control, and have permission from Jackson and Manhattan township officials to use these roads.

We are asking that you share this information with your Board of Trustees, as well as the Planning & Zoning Commission so that we can witness and comprehend the life size of the vehicles — an important part of the equation.

If you have any questions, please feel free to contact me.

Erin L. Gallagher
815-641-7760 cell

Erin Gallagher & Associates, LLC

Julie Friebele

From: Darryl Lab
Sent: Monday, January 29, 2018 9:31 PM
To: Julie Friebele
Subject: Fwd: Vacant Trustee Position

Foia request

Sent from my iPad

Begin forwarded message:

From: Marian Gibson <marian.gibson@villageofelwood.com>
Date: December 23, 2017 at 1:37:00 PM CST
To: Doug Jenco <doug.jenco@villageofelwood.com>, Dean Lowrance <dean.lowrance@villageofelwood.com>, Jasen Melahn <jasen.melahn@villageofelwood.com>, "Darryl P. Lab" <darryl.lab@villageofelwood.com>, Mary Matichak <mary.matichak@villageofelwood.com>, Julie Friebele <julie.friebele@villageofelwood.com>
Subject: Fwd: Vacant Trustee Position

Marian T. Gibson, ICMA-CM
Village Administrator
Village of Elwood
401 E. Mississippi
Elwood, IL 60421
(815) 424-1095 Direct
(815) 509-2282 Cell
Email marian.gibson@villageofelwood.com

Begin forwarded message:

From: spike <plainoldspike@hotmail.com>
Date: December 23, 2017 at 2:32:09 PM EST
To: Marian Gibson <marian.gibson@villageofelwood.com>
Subject: Re: Vacant Trustee Position

Thank you for responding to my e-mail. I mostly wanted to make sure that I had exhausted all my options in trying to reach all the Trustees on a professional level. If you have passed on my message, I think I have done all I can do and if people don't respond I guess that is answer enough.

Thank you for your time,
Joseph "Spike" Berscheid

From: Marian Gibson <marian.gibson@villageofelwood.com>

Sent: Friday, December 22, 2017 8:11 PM

To: spike; Doug Jenco; Dean Lowrance; Mary Matichak; Jasen Melahn; Darryl P. Lab; Julie Friebele

Subject: Re: Vacant Trustee Position

Mr Berscheid,

Thank you for your interest in the village trustee position. This is an appointment by the Village President with concurrence by the board. I will forward your interest to all board members.

Of course if you would like to meet to discuss Village issues I would be happy to meet with you. Please send some dates you are available after the first of the year.

Have a great holiday season.

Marian T. Gibson, ICMA-CM
Village Administrator
Village of Elwood
401 E. Mississippi
Elwood, IL 60421
(815) 424-1095 Direct
(815) 509-2282 Cell
Email marian.gibson@villageofelwood.com

On Dec 21, 2017, at 11:30 PM, spike <plainoldspike@hotmail.com> wrote:

Ms. Gibson

I spoke with our former Mayor Matichak about being interested in the open trustee position several months ago. He informed me that the position is filled by a decision of the whole board. That being said I have never formally met you and wanted to introduce myself. Since the end of May when all this Northpoint stuff broke I started going to all the meetings. Something I already should have been doing. What I see is a group of people who want to do the right thing for this village and also a group of people who may need help and a fresh set of eyes and ideas. I am no politician and don't have ambition to be one but I do want to try and help make the village better. I have been living in this village for over a decade and can see the differences. My wife was born here, as have my six kids. I am Vice President with Elwood Baseball and active with Elwood School. We want to stay and I want to do what I can to help make that happen. I have worked for the Will County Sheriff's Department for over 12 years so I am not afraid

to get my hands dirty. What I am getting at is, that If you need someone to fill the trustee position please consider me. It would a privilege to serve the Village of Elwood. Before this e-mail, I have sent multiple e-mails to all of our board members with barely a response so that is why I am turning to you. I just want to help and am looking for feedback. The rumor mill now has former Trustee Lapaglia coming back to his old spot at the next meeting and Trustee Jenco moving up to fill Todd's old spot. If that is the case that still leaves you a body short and I am more than willing to be there for you. If you have any questions for me please don't hesitate to give me a call.

Thank You,

Joseph "Spike" Berscheid

815-545-4210

plainoldspike@hotmail.com

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To: Julie Friebele
Subject: Fwd: Vacant Trustee Position

Foia request

Sent from my iPad

Begin forwarded message:

From: Marian Gibson <marian.gibson@villageofelwood.com>
Date: December 22, 2017 at 8:11:58 PM CST
To: spike <plainoldspike@hotmail.com>, Doug Jenco <doug.jenco@villageofelwood.com>, Dean Lowrance <dean.lowrance@villageofelwood.com>, Mary Matichak <mary.matichak@villageofelwood.com>, Jasen Melahn <jasen.melahn@villageofelwood.com>, "Darryl P. Lab" <darryl.lab@villageofelwood.com>, Julie Friebele <julie.friebele@villageofelwood.com>
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Email marian.gibson@villageofelwood.com

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Thank You,

Joseph "Spike" Berscheid

815-545-4210

plainoldspike@hotmail.com

Julie Friebele

From: Darryl Lab
Sent: Monday, January 29, 2018 9:32 PM
To: Julie Friebele
Subject: Fwd: New message 4 in mailbox 9202
Attachments: msg0003.WAV; Untitled attachment 00461.htm

Foia request

Sent from my iPad

Begin forwarded message:

From: Marian Gibson <marian.gibson@villageofelwood.com>
Date: December 20, 2017 at 4:57:02 PM CST
To: "Darryl P. Lab" <darryl.lab@villageofelwood.com>, Dean Lowrance <dean.lowrance@villageofelwood.com>, Doug Jenco <doug.jenco@villageofelwood.com>, Jasen Melahn <jasen.melahn@villageofelwood.com>, Mary Matichak <mary.matichak@villageofelwood.com>, Todd Matichak <mayor.matichak@villageofelwood.com>
Subject: FW: New message 4 in mailbox 9202

All



Marian T. Gibson, ICMA-CM
Village Administrator
Village of Elwood
401 East Mississippi Ave.
Elwood, IL 60421
marian.gibson@villageofelwood.com
815 424-1094 (Direct)
815 509-2282 (Cell)
815 423-6861 (Fax)

-----Original Message-----

From: help@vtjoliet.com [<mailto:help@vtjoliet.com>]
Sent: Wednesday, December 20, 2017 12:54 PM
To: Village Admin <marian.gibson@villageofelwood.com>
Subject: New message 4 in mailbox 9202

Village Admin,

There is a new voicemail in mailbox 9202:

From: "GALUSZKA, RAYMO" <8154236262>

Length: 0:40 seconds

Date: Wednesday, December 20, 2017 at 12:54:17 PM

To check your voicemail from an outside line, such as your cell phone, call (815)424-1081 and enter your extension and your password.

Julie Friebele

From: Darryl Lab
Sent: Monday, January 29, 2018 9:32 PM
To: Julie Friebele
Subject: Fwd: Dresden Station to Sound Site Fire Alarm This Afternoon

Foia request

Sent from my iPad

Begin forwarded message:

From: Marian Gibson <marian.gibson@villageofelwood.com>
Date: December 20, 2017 at 4:14:09 PM CST
To: Fred Hayes <fred.hayes@villageofelwood.com>, Jim Sparber <jsparber@baxterwoodman.com>, Julie Friebele <julie.friebele@villageofelwood.com>, Larry Lohmar <larry.lohmar@villageofelwood.com>, Pat Winters <pat.winters@villageofelwood.com>, Robbie Day <robbie.day@villageofelwood.com>, "Darryl P. Lab" <darryl.lab@villageofelwood.com>, Dean Lowrance <dean.lowrance@villageofelwood.com>, Doug Jenco <doug.jenco@villageofelwood.com>, Jasen Melahn <jasen.melahn@villageofelwood.com>, Mary Matichak <mary.matichak@villageofelwood.com>, Todd Matichak <mayor.matichak@villageofelwood.com>
Subject: FW: Dresden Station to Sound Site Fire Alarm This Afternoon

See below.

Marian T. Gibson, ICMA-CM
Village Administrator
Village of Elwood
401 East Mississippi Ave.
Elwood, IL 60421
marian.gibson@villageofelwood.com
815 424-1094 (Direct)
815 509-2282 (Cell)
815 423-6861 (Fax)

From: Peters, Sara:(GenCo-Nuc) [mailto:Sara.Peters@exeloncorp.com]
Sent: Wednesday, December 20, 2017 11:06 AM
To: Channahon Police <jwold@channahon.org>; City of Morris <mayor@morrisil.org>; City of Wilmington <jziller@Wilmington-il.org> <jziller@Wilmington-il.org>; Coal City Police <tbest@coalcity-il.com>; Hettrick, Jeffrey R:(ComEd) <jeffrey.hettrick@ComEd.com>; Exec. Dir. Will Co. Health Dept. <info@willcountyhealth.org>; Grundy County Board <jhelland@grundyco.org>; Grundy County Emergency Management Agency <jschroeder@grundyco.org> <jschroeder@grundyco.org>; Morris Police <bdite@city.mornet.org>; NEI <eplan@nei.org>; Village of Carbon Hill <vochclerk@sbcglobal.net>; Village of Channahon <mschumacher@channahon.org>; Village of Coal City <thalliday@coalcity-il.com>; Village of Diamond <mayor@diamond.illinois.gov>; Village of Elwood <marian.gibson@villageofelwood.com> <marian.gibson@villageofelwood.com>; Village of Minooka <dan.duffy@minooka.com>; Village of Shorewood <chapmanR9@comcast.net>; Will County Board <countyexec@willcountyillinois.com>; Will County Emergency Management Agency

<hdamron@willcountyillinois.com>

Subject: Dresden Station to Sound Site Fire Alarm This Afternoon

Good morning,

Dresden Station will sound its site fire alarm sometime between 4 p.m. and 5 p.m., Wednesday, Dec. 20, 2017, for a fire drill.

Those in the area may hear the alarm as it sounds.

Please forward this message to the 911 centers and other agencies/individuals as appropriate.

If you have any questions, please don't hesitate to contact me.

Sara Peters

Dresden – Communications manager



Dresden Nuclear Power Station
6500 N. Dresden Road, Morris, IL 60450
Office: 815 416 3743 | Mobile: 815 228 2798

Sara.Peters@exeloncorp.com | www.exeloncorp.com

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Julie Friebele

From: Darryl Lab
Sent: Monday, January 29, 2018 9:33 PM
To: Julie Friebele
Subject: Fwd: piano

Foia request

Sent from my iPad

Begin forwarded message:

From: Marian Gibson <marian.gibson@villageofelwood.com>
Date: December 11, 2017 at 1:22:32 PM CST
To: Sheila Meyers <joshe@krausonline.com>
Cc: "Darryl P. Lab" <darryl.lab@villageofelwood.com>, Dean Lowrance <dean.lowrance@villageofelwood.com>, Doug Jenco <doug.jenco@villageofelwood.com>, Jasen Melahn <jasen.melahn@villageofelwood.com>, Mary Matichak <mary.matichak@villageofelwood.com>, Todd Matichak <mayor.matichak@villageofelwood.com>
Subject: RE: piano

Sheila,

This is an extremely generous offer. I did check with the village board and we believe this would be used much more by a church or school. The board wanted me to make sure to thank you for your offer.

Marian T. Gibson, ICMA-CM
Village Administrator
Village of Elwood
401 East Mississippi Ave.
Elwood, IL 60421
marian.gibson@villageofelwood.com
815 424-1094 (Direct)
815 509-2282 (Cell)
815 423-6861 (Fax)

-----Original Message-----

From: Sheila Meyers [<mailto:joshe@krausonline.com>]
Sent: Monday, November 27, 2017 1:10 PM
To: Marian Gibson <Marian.gibson@villageofelwood.com>
Subject: piano

Hi Marian,

My family would like to donate a Stark piano to the Village if you would like one. It is in great shape!

Let me know.

Sheila

Julie Friebele

From: Darryl Lab
Sent: Monday, January 29, 2018 9:33 PM
To: Julie Friebele
Subject: Fwd: Illinois Municipal League Statehouse Briefing - December 4, 2017

Foia request

Sent from my iPad

Begin forwarded message:

From: Marian Gibson <marian.gibson@villageofelwood.com>
Date: December 11, 2017 at 8:39:13 AM CST
To: Fred Hayes <fred.hayes@villageofelwood.com>, Jim Sparber <jsparber@baxterwoodman.com>, Julie Friebele <julie.friebele@villageofelwood.com>, Larry Lohmar <larry.lohmar@villageofelwood.com>, Pat Winters <pat.winters@villageofelwood.com>, Robbie Day <robbie.day@villageofelwood.com>, "Darryl P. Lab" <darryl.lab@villageofelwood.com>, Dean Lowrance <dean.lowrance@villageofelwood.com>, Doug Jenco <doug.jenco@villageofelwood.com>, Jasen Melahn <jasen.melahn@villageofelwood.com>, Mary Matichak <mary.matichak@villageofelwood.com>, Todd Matichak <mayor.matichak@villageofelwood.com>
Subject: FW: Illinois Municipal League Statehouse Briefing - December 4, 2017

If you would like to subscribe to this or other publications see below.

Marian T. Gibson, ICMA-CM
Village Administrator
Village of Elwood
401 East Mississippi Ave.
Elwood, IL 60421
marian.gibson@villageofelwood.com
815 424-1094 (Direct)
815 509-2282 (Cell)
815 423-6861 (Fax)

From: IML Legislation [<mailto:IMLLegislation@iml.org>]
Sent: Monday, December 04, 2017 3:58 PM
Subject: Illinois Municipal League Statehouse Briefing - December 4, 2017



Illinois Municipal League Statehouse Briefing

Insider information from the Illinois Municipal League

December 4, 2017

The *Statehouse Briefing* is provided as a review and preview of what is happening in state government. **If this is your first time receiving this update, and you would like to continue receiving this free weekly publication, please reply to this email or [subscribe via this link](#).** If you believe someone else would be interested in this publication, please share.

This week's *Briefing* includes information on a model sexual harassment policy and ordinance that the Illinois Municipal League (IML) has developed to help municipalities comply with a new law. Also highlighted this week are new laws of municipal interest that go into effect on January 1, the second volume of the *Illinois Municipal Policy Journal* and the U.S. Census Bureau's Local Update of Census Addresses Operation (LUCA).

Model Ordinance and Policy Prohibiting Sexual Harassment

On November 16, 2017, Governor Bruce Rauner signed Senate Bill 402 ([P.A. 100-0554](#)). The new law went into effect immediately.

One of the requirements of the new law is that all governmental units must adopt an ordinance or resolution establishing a policy prohibiting sexual harassment. That policy at a minimum is required to provide a prohibition on sexual harassment, details on how an individual can report an allegation of sexual harassment, a prohibition on retaliation for reporting allegations and the consequences of a violation of the prohibition on sexual harassment and the consequences for knowingly making a false report.

All units of government must adopt an ordinance or resolution prior to **January 15, 2018** to comply with this new law.

As a service to its members, IML staff developed a Policy Prohibiting Sexual Harassment ([available here](#)) that complies with the mandates of P.A. 100-0554 and a model ordinance ([available here](#)) adopting that policy. IML encourages municipalities to review this policy and ordinance with their municipal attorney.

Please feel welcome to contact [IML Assistant Counsel Amelia Finch](#), with any comments or questions.

New Laws Effective January 1, 2018

Throughout 2017, the Illinois General Assembly passed over 500 bills that eventually became law. Many of those new laws go into effect on January 1, 2018. Below are some new laws that could affect Illinois municipalities starting January 1.

HB 2585 (P.A. 100-0072) allows the publication of required notices to occur in any secular newspaper having general circulation within the unit of local government or school district if there is not a newspaper published within the particular unit of local government or school district.

SB 3 (P.A. 100-0107) provides a referendum process for the merging of townships, dissolving of townships that are coterminous with a municipality and abolishing certain special districts.

SB 731 (P.A. 100-0083) defines the term "parties of record" to be the zoning board of appeals (ZBA) and applicants before the ZBA when reviewing a decision of the ZBA. Any person who

appeared before, and submitted oral or written testimony to the ZBA with respect to an appeal, shall have a right to intervene as a defendant in the action upon application made to the court within 30 days of the mailing of notice. The new law applies this standard statewide.

SB 1807 (P.A. 100-0316) prohibits a municipality from entering into any new contracts with any other unit of local government, by intergovernmental agreement or otherwise, or with any business or person relating to the collecting and final disposition of general construction or demolition debris. The bill does not apply to Chicago or any municipality under 1,000,000 that already has a contract in place for the collection and final disposition of general construction or demolition debris on the effective date of the act.

For information on new laws that IML tracked during the legislative process, you can visit the IML website ([available here](#)).

IML Publishes Second Policy Journal

On Friday, December 1, 2017, IML and the Chaddick Institute for Metropolitan Development in the School of Public Service at DePaul University unveiled the second volume of the *Illinois Municipal Policy Journal*.

The *Journal* includes articles on government consolidation, downtown growth, economic development, immigration issues for Illinois children and public-private partnerships (P3s). It also includes issue briefs on tax increment financing (TIF), the benefits of urban trees and curbside composting.

You can order a copy of the *Journal* on the IML's website ([available here](#)). You can also access a PDF version of the journal ([available here](#)).

Illinois Bicentennial Celebrations

In partnership with the Illinois Bicentennial Commission, IML sponsored the distribution of Bicentennial flags used in ceremonial flag raisings around the state on December 4. Flags were sent to every municipality and county in Illinois. The flag raising was the first of many events planned in a year-long celebration of Illinois' 200th birthday, which is December 3, 2018.

2020 Census Local Update of Census Address (LUCA) Operations

With the constitutionally mandated decennial census starting soon, it is imperative that the U.S. Census Bureau (the Bureau) has accurate information regarding municipality boundaries and appropriate address records.

The Bureau is offering local governments a chance to weigh in through their LUCA program. The program allows local governments to review and comment on the Bureau's residential address list for their jurisdiction prior to the 2020 Census.

For more information on LUCA and how you can be involved, you can visit our website ([available here](#)) or visit the Census Bureau's website ([available here](#)).

Contact Us

As always, IML staff will continue to monitor any prospective legislative developments and aggressively advocate on behalf of our membership. Should you have any questions, please contact our Legislative Department at (217) 525-1220 or IMLLegislation@iml.org. Thank you.

If you do not wish to receive information from the Illinois Municipal League via e-mail, please reply to this email, include the words "Please remove from list" along with your name, municipality and email address included in the message. If you have updates to your contact information, please submit them similarly. Thank you.

Illinois Municipal League
500 East Capitol Avenue
Springfield, IL 62701
IMLLegislation@iml.org
217-525-1220

Julie Friebele

From: Darryl Lab
Sent: Monday, January 29, 2018 9:34 PM
To: Julie Friebele
Subject: Fwd: Resolution
Attachments: Untitled attachment 00042.htm; Untitled attachment 00474.htm; Resolution.pdf; Untitled attachment 00477.htm

Foia request

Sent from my iPad

Begin forwarded message:

From: Marian Gibson <marian.gibson@villageofelwood.com>
Date: November 17, 2017 at 12:06:25 PM CST
To: "Darryl P. Lab" <darryl.lab@villageofelwood.com>, Dean Lowrance <dean.lowrance@villageofelwood.com>, Doug Jenco <doug.jenco@villageofelwood.com>, Jasen Melahn <jasen.melahn@villageofelwood.com>, Mary Matichak <mary.matichak@villageofelwood.com>, Todd Matichak <mayor.matichak@villageofelwood.com>
Cc: David Silverman <dsilverman@msclawfirm.com>, Jordan Kielian <jkielian@msclawfirm.com>
Subject: FW: Resolution

For your information.

Marian T. Gibson, ICMA-CM
Village Administrator
Village of Elwood
401 East Mississippi Ave.
Elwood, IL 60421
marian.gibson@villageofelwood.com
815 424-1094 (Direct)
815 509-2282 (Cell)
815 423-6861 (Fax)

RESOLUTION

WHEREAS, NorthPoint Development (NorthPoint) has proposed a 2000 acre industrial development which would encompass territory both within and outside of the boundaries of Elwood Community Consolidated School District 203; and

WHEREAS, this Board of Education has invited NorthPoint Development to make a presentation to this Board of Education regarding the proposed industrial development and has studied the proposal based upon the information supplied to it by NorthPoint Development; and

WHEREAS, this Board of Education and its administration after prolonged consideration of the matter has determined that the proposed industrial development is NOT in the best interest of Elwood Community Consolidated School District 203, its students or its citizens residing within the territory of the District; and

WHEREAS, it is the opinion of this Board of Education that any such development by NorthPoint would adversely affect student population, and the safety of its students;

NOW, Be It Hereby Resolved by this Board of Education that it go on record as OPPOSING the NorthPoint Development's proposed industrial development within the boundaries of the School District.

Member _____ moved adoption of the foregoing Resolution and Member _____ seconded the motion. Upon a roll call vote being taken, the members voted as follows:

AYE: _____

NAY: _____

The President declared the motion duly adopted.

Dated: _____

President

Dated: _____

Secretary

Julie Friebele

From: Darryl Lab
Sent: Monday, January 29, 2018 9:35 PM
To: Julie Friebele
Subject: Fwd: School board voices its concern over NorthPoint

Foia request

Sent from my iPad

Begin forwarded message:

From: Marian Gibson <marian.gibson@villageofelwood.com>
Date: November 15, 2017 at 8:30:13 AM CST
To: "Darryl P. Lab" <darryl.lab@villageofelwood.com>, Dean Lowrance <dean.lowrance@villageofelwood.com>, Doug Jenco <doug.jenco@villageofelwood.com>, Jasen Melahn <jasen.melahn@villageofelwood.com>, Mary Matichak <mary.matichak@villageofelwood.com>, Todd Matichak <mayor.matichak@villageofelwood.com>
Subject: FW: School board voices its concern over NorthPoint

FYi

Marian T. Gibson, ICMA-CM
Village Administrator
Village of Elwood
401 East Mississippi Ave.
Elwood, IL 60421
marian.gibson@villageofelwood.com
815 424-1094 (Direct)
815 509-2282 (Cell)
815 423-6861 (Fax)

From: David Silverman [mailto:dsilverman@msclawfirm.com]
Sent: Wednesday, November 15, 2017 7:12 AM
To: Marian Gibson <marian.gibson@villageofelwood.com>
Subject: School board voices its concern over NorthPoint

http://online.theherald-news.com/infinity/article_popover_share.aspx?guid=354b0da9-9d55-4571-a779-e284a4698e1f

David J. Silverman
Mahoney, Silverman & Cross, LLC
822 Infantry Drive, Suite 100
Joliet, IL 60435
815 730 9500
Dsilverman@msclawfirm.com
www.msclawfirm.com

Julie Friebele

From: Darryl Lab
Sent: Monday, January 29, 2018 9:36 PM
To: Julie Friebele
Subject: Fwd: December Newsletter

Foia request

Sent from my iPad

Begin forwarded message:

From: Marian Gibson <marian.gibson@villageofelwood.com>
Date: November 13, 2017 at 8:44:27 AM CST
To: Fred Hayes <fred.hayes@villageofelwood.com>, Jim Sparber <jsparber@baxterwoodman.com>, Julie Friebele <julie.friebele@villageofelwood.com>, Larry Lohmar <larry.lohmar@villageofelwood.com>, Pat Winters <pat.winters@villageofelwood.com>, Robbie Day <robbie.day@villageofelwood.com>, engineering <engineering@villageofelwood.com>, Marie Rodgers <marie.rodgers@villageofelwood.com>, Natalie Bechtold <natalie.bechtold@villageofelwood.com>, generic@villageofelwood.com, Mayor Matichak <mayor.matichak@villageofelwood.com>, Mary Matichak <mary.matichak@villageofelwood.com>, Darryl Lab <Darryl.lab@villageofelwood.com>, Doug Jenco <doug.jenco@villageofelwood.com>, jasen.melahn@villageofelwood.com, Dean Lowrance <dean.lowrance@villageofelwood.com>
Subject: December Newsletter

All,

Bob will be in this afternoon to work on the December Newsletter. If you have any ideas or article for the newsletter please send them to generic@villageofelwood.com

Marian T. Gibson, ICMA-CM
Village Administrator
Village of Elwood
401 East Mississippi Ave.
Elwood, IL 60421
marian.gibson@villageofelwood.com
815 424-1094 (Direct)
815 509-2282 (Cell)
815 423-6861 (Fax)