

MEMORANDUM

TO: William T. Lichter, Village Manager

FROM: David A. Hulseberg, AICP, Assistant Village Manager/Director of Community Development

DATE: February 7, 2008

SUBJECT: Amendments of LPFC By-Laws

The Lombard Public Facilities Corporation (LPFC) is requesting Village Board approval to amend its By-Laws, more specifically in regards to the Open Meetings Act and annual meeting date.

With respect to the Open Meetings Act, the LPFC would continue to hold open meetings, but would like to reserve the right to go into closed session should the Corporation determine it to be in its best interest to do so. The desire to amend this portion of the Open Meetings Act is a result of proprietary information in connection with the operation and maintenance of the Westin Hotel and Convention Center needing to be discussed outside the context of the Open Meeting. Presently, the Open Meetings Act does not provide for that ability. The LPFC is not legally bound by the Open Meetings Act. Rather, it was by the Village Board direction that they operate in that fashion.

The LPFC currently holds their Annual Meeting on the first Monday in June, whereas the Master Operating Plan, Budget, and Master Capital Budget for the subsequent fiscal year are adopted. The Board of Directors wishes to change the Annual Meeting from the June date to the third Monday in December, thus amending Section 4.3 of the LPFC By-Laws.

Attached please find the following items for Village Board consideration as part of the February 7, 2008 Village Board meeting:

1. A draft resolution approving a proposed amendment and amendment to the By-Laws of the Lombard Public Facilities Corporation.
2. An approved resolution from the Lombard Public Facilities Corporation amending its By-Laws with regard to the Open Meetings Act, dated December 17, 2007.
3. An approved resolution from the Lombard Public Facilities Corporation amending its By-Laws to change the date of its Annual Meetings.

Recommendation: Staff recommends that the Village Board concur with the LPFC requests.