

RESOLUTION NO. 04-2024

A RESOLUTION AUTHORIZING, APPROVING AND RATIFYING AN AGREEMENT WITH ELECTRICAL SOLUTIONS NETWORK FOR THE VILLAGE OF STICKNEY, COUNTY OF COOK, STATE OF ILLINOIS

WHEREAS, the Village of Stickney (the “Village”) is a home rule municipal corporation in accordance with Article VII, Section 6(a) of the Constitution of the State of Illinois of 1970; and

WHEREAS, the Village has the authority to adopt ordinances and to promulgate rules and regulations that pertain to its government and affairs, and may exercise any power and perform any function pertaining to its government and affairs; and

WHEREAS, Commonwealth Edison (“ComEd”) administers the Energy Efficiency Program (the “Program”), which grants incentives to communities based on the reduction of energy consumed for lighting and other electrical power uses; and

WHEREAS, the Village President (the “President”) and the Board of Trustees of the Village (the “Village Board” and with the President, the “Corporate Authorities”), being committed to reducing the Village’s energy usage and energy related costs have determined that it is in the best interests of the Village and its residents participate in the Program; and

WHEREAS, the Village desires to engage the services of a contractor to replace existing fluorescent and HID lighting with new LED products and services at Village Hall, the Police Station, the Fire Station, and the Public Works Facility to achieve these goals (the “Services”); and

WHEREAS, Electrical Solutions Network (“ESN”) has provided a contract (the “Contract”), attached hereto and incorporated herein as Exhibit A, which generally sets forth the terms, covenants and conditions under which ESN will provide the Services to the Village; and

WHEREAS, the Corporate Authorities have determined that it is necessary, advisable and in the best interests of the Village and its residents to enter into and approve contracts with substantially the same terms as the terms of the Contract; and

WHEREAS, the President is authorized to enter into and the Village Attorney (the “Attorney”) is authorized to revise contracts for the Village making such insertions, omissions and changes as shall be approved by the President and the Attorney;

NOW, THEREFORE, BE IT RESOLVED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF STICKNEY, COOK COUNTY, ILLINOIS, as follows:

SECTION 1: RECITALS. The facts and statements contained in the preamble to this Resolution are found to be true and correct and are hereby adopted as part of this Resolution.

SECTION 2: PURPOSE. The purpose of this Resolution is to authorize the President or his designee to enter into the Contract whereby ESN will provide the Services to the Village, to authorize the President and the Attorney to make such insertions, omissions and changes as

necessary, and to further authorize the President or his designee to take all steps necessary to carry out the terms and intent of this Resolution and to ratify any steps previously taken to effectuate those goals.

SECTION 3: AUTHORIZATION. The Board hereby authorizes and directs the President or his designee to authorize, enter into and approve the Contract in accordance with its terms, or any modifications thereof, and to ratify any and all previous action taken to effectuate the intent of this Contract. The Board further authorizes and directs the President or his designee to execute the Contract with such insertions, omissions and changes as shall be approved by the President and the Attorney. The Village Clerk is hereby authorized and directed to attest to and countersign the Contract and any other documentation as may be necessary to carry out and effectuate the purpose of this Resolution. The Village Clerk is also authorized and directed to affix the Seal of the Village to such documentation as is deemed necessary. The officers, agents and/or employees of the Village shall take all action necessary or reasonably required by the Village to carry out, give effect to and consummate the purpose of this Resolution and shall take all action necessary in conformity therewith. To the extent that any requirement of bidding would be applicable to the Services, the same is hereby waived.

SECTION 4: HEADINGS. The headings of the articles, sections, paragraphs and subparagraphs of this Resolution are inserted solely for the convenience of reference and form no substantive part of this Resolution nor should they be used in any interpretation or construction of any substantive provision of this Resolution.

SECTION 5: SEVERABILITY. The provisions of this Resolution are hereby declared to be severable and should any provision of this Resolution be determined to be in conflict with any law, statute or regulation by a court of competent jurisdiction, said provision shall be excluded and deemed inoperative, unenforceable and as though not provided for herein and all other provisions shall remain unaffected, unimpaired, valid and in full force and effect.

SECTION 6: SUPERSEDER. All code provisions, ordinances, resolutions, rules and orders, or parts thereof, in conflict herewith are, to the extent of such conflict, hereby superseded.

SECTION 7: PUBLICATION. A full, true and complete copy of this Resolution shall be published in pamphlet form or in a newspaper published and of general circulation within the Village as provided by the Illinois Municipal Code, as amended.

SECTION 8: EFFECTIVE DATE. This Resolution shall be effective and in full force immediately upon passage and approval as provided by law.

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PASSED this 2nd day of April, 2024.

AYES: Trustees White, Milenkovic, Torres, Kapolnek & Hrejsa

NAYS: None

ABSENT: Trustee Savopoulos

ABSTENTION: None

APPROVED by me this 2nd day of April, 2024.

Jeff Walik, President

**ATTESTED AND FILED in my
office this 2nd day of
April, 2024.**

Audrey McAdams, Village Clerk

EXHIBIT A