

VILLAGE OF BOURBONNAIS, ILLINOIS

RESOLUTION NO. 23-1540

**A RESOLUTION APPROVING AN AGREEMENT BETWEEN THE VILLAGE OF
BOURBONNAIS AND FLOCK SAFETY FOR LICENSE PLATE READER SOFTWARE
AND SERVICES.**

**ADOPTED BY THE
BOARD OF TRUSTEES OF THE
VILLAGE OF BOURBONNAIS
THIS 29 DAY OF June, 2023**

Published in pamphlet form by authority of the Board of Trustees of the Village of Bourbonnais,
Kankakee County, Illinois this ____ day of _____, 2023

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WHEREAS, there has been presented to and there is now before the meeting of the President and the Board of Trustees, (the “Corporate Authorities”), the form of an contract entitled “Flock Safety Exhibit A Order Form” (the “Agreement”) between the Village of Bourbonnais, Kankakee County, Illinois, a non-home rule Illinois municipal corporation, hereafter referred to as the “Village” and Flock Safety also known as Flock Group, Inc., (Flock”); and

WHEREAS, the Village desires to promote community safety and assist in police protection for all; and

WHEREAS, the Village wishes to engage the software and services of Flock pursuant to the Agreement attached hereto as Exhibit A (the “Agreement”) for license plate reading software and services related thereto; and

WHEREAS, Exhibit “A” references Terms of Service located at <https://www.flocksafety.com/legal/terms-and-conditions>, which are attached in their current form at the time of this Resolution as Exhibit “B” and made part hereof; and

WHEREAS the Village is authorized to contract and be contracted by 65 Ill. Comp. Stat. Ann. 5/2-2-12; and

WHEREAS, Units of local government may contract and otherwise associate with individuals, associations, and corporations in any manner not prohibited by law or by ordinance as stated in Ill. Const. art. VII, § 10.

WHEREAS, The Illinois Municipal Code generally, 65 ILCS 5/1-1-1 et al, and more specifically at 65 ILCS 5/11-76.1-1 authorizes the Village to purchase necessary equipment and machinery; and

WHEREAS, the Corporate Authorities of the Village believe it is in the best interests of the Village and its citizens to authorize and approve the attached concerning software and services with terms and prices as disclosed in Exhibit “A” attached hereto.

NOW, THEREFORE, BE IT RESOLVED BY THE PRESIDENT AND THE BOARD OF TRUSTEES OF THE VILLAGE OF BOURBONNAIS, KANKAKEE COUNTY, ILLINOIS, AS FOLLOWS:

Section One: The Corporate Authorities of the Village hereby find that all of the recitals contained in the preamble to this Resolution are true, correct and complete, and are hereby incorporated by reference hereto and made part hereof.

Section Two: That the form of the Agreement, attached hereto as Exhibit “A”, in substantially the form thereof which has been presented to and is now before the meeting of the Corporate

Authorities at which this Resolution is adopted, be and the same is hereby authorized, adopted and approved.

Section Three: That for and on behalf of the Village of Bourbonnais, the Village President, and anyone he so designates, is hereby authorized to execute and deliver the Agreement, in counterpart, duplicate originals, and the Village Clerk is hereby authorized to attest to the same, with such changes and revisions in the form of each of such Agreement as may be approved by the Village President, such execution or acceptance thereof, as the case may be, to constitute conclusive evidence of such approval of any and all such changes or revisions therein from the form of the Agreement as presented to and now before the meeting of the corporate authorities at which this Resolution is adopted.

Section Four: If the Agreement was signed prior to the adoption of this Resolution due to timing issues, the Corporate Authorities hereby ratify said agreement and adopt it hereby as if it had been authorized prior to signature.

Section Five: Should any provision or section of this Resolution be declared invalid by any Court of competent jurisdiction, such declaration shall not affect the validity of this Resolution as a whole or any part hereof other than the part so declared to be invalid.

Section Six: Competitive bidding is hereby waived by a 2/3 majority vote of the Village of Bourbonnais Trustees.

Section Seven: This Resolution shall be effective upon passage by a 2/3 majority vote of the corporate authorities in accordance with 65 ILCS 5/11-76.1-1 of the Illinois Municipal Code.

Section Eight: This Resolution shall be in full force and effect immediately from and after its passage without publication.

[The remainder of this page is intentionally left blank, voting record and signature page to immediately follow.]

PASSED AND APPROVED by the President and Board of Trustees of the Village of Bourbonnais, Kankakee County, Illinois this 29 day of June, 2023 by the following vote:

TRUSTEE	AYE	NAY	ABSENT	RECUSE	ABSTAIN
Greenlee	X				
Fischer	X				
King	X				
Keast	X				
Littrell	X				
Serafini	X				
TOTALS	6	0	0	0	0



PAUL SCHORE
Village President

ATTEST:



BRIAN SIMEUR
Village Clerk

STATE OF ILLINOIS)
) SS.
COUNTY OF KANKAKEE)

CERTIFICATION OF RESOLUTION

I, the undersigned, do hereby certify that I am the duly qualified and acting Village Clerk for the Village of Bourbonnais, Kankakee County, Illinois (the "Municipality"), and that as such official I am the keeper of the records and files of the Municipality and its President and Board of Trustees (the "Corporate Authorities").

I do further certify that the foregoing is a full, true and complete excerpt from the proceedings of the meeting of the Corporate Authorities held on the 29 day of June, 2023, insofar as the same relates to the adoption of a Resolution numbered and entitled:

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a true, correct and complete copy of which Resolution as adopted at such meeting appears in the proceedings of such meeting.

I do hereby further certify that the deliberations of the Corporate Authorities on the adoption of said Resolution were conducted openly, that the vote on the adoption of said Resolution was taken openly and was preceded by a public recital of the matter being considered and such other information as would inform the public of the business being conducted, that such meeting was held at a specified time and place, convenient to the public, that notice of such meeting was duly given to all news media requesting such notice, that said meeting was called and held in strict compliance with the provisions of the open meetings laws of the State of Illinois, as amended, and that the Corporate Authorities have complied with all of the procedural rules of the Corporate Authorities.

IN WITNESS WHEREOF, I hereunto affix my official signature, and the Municipality's seal, this 29 day of June, 2023.

(SEAL)



Village Clerk

EXHIBIT “A”

AGREEMENT BETWEEN THE VILLAGE AND FLOCK