

MINUTES

Madison County Transit District
Board of Trustees Meeting
9:30 a.m., April 25, 1991
One Transit Way, Pontoon Beach, Illinois

- MEMBERS PRESENT: Nelson Hagnauer, Von Dee Cruse, Terry Allan, Sheryl Jones, Bogie Redmon
- MEMBERS ABSENT: None
- STAFF PRESENT: Jerry Kane, Managing Director; Joann Voumard, Administrative Secretary
- OTHERS PRESENT: Lewis Mallott, Attorney; Todd Plesko, ACT; Pat Cox, Executive Services, Inc.; Jane Harrison, VPSI; Tom Sturgess and Jim Monahan, Bi-State; Mary Ruth Kettenbach, Scheffel & Company; Sharon Wrigley, IMPACT; Bob Slate, Granite City Press-Record.

I. Call to Order

Chairman Nelson Hagnauer called the meeting to order at approximately 9:30 a.m.

II. Consideration of Minutes

TRUSTEE CRUSE MADE MOTION, SECONDED BY TRUSTEE REDMON, TO APPROVE THE MINUTES OF MARCH 28, 1991, FOR INCLUSION IN THE OFFICIAL RECORDS OF THE DISTRICT. ALL AYES. NO NAYS. MOTION CARRIED.

III. Financial

A. Payments and Claims:

Jerry Kane submitted the monthly Payments and Claims Report, dated March 31, 1991.

TRUSTEE ALLAN MADE MOTION, SECONDED BY TRUSTEE CRUSE, TO APPROVE THE MONTHLY PAYMENTS AND CLAIMS REPORT, AS SUBMITTED. ALL AYES. NO NAYS. MOTION CARRIED.

B. Monthly Financial Report:

Jerry Kane presented the Monthly Financial Report, including the Schedule of Investments and Balance Sheet, for period ending March 31, 1991.

*Allan/Cruse
Approved*

TRUSTEE JONES MADE MOTION, SECONDED BY TRUSTEE CRUSE, TO APPROVE THE MONTHLY FINANCIAL REPORT, FOR PERIOD ENDING JANUARY 31, 1991, AS SUBMITTED. ALL AYES. NO NAYS. MOTION CARRIED.

IV. Transit Service

A. **Bi-State:**

1. Fare Increase Proposal:

Jerry Kane noted that he and Chairman Hagnauer met with Jack Leary, Executive Director of Bi-State, and staff on April 23, 1991 and, at that time, was presented with a Description of a Bi-State Proposed Fare Restructuring Alternative in Missouri. In Illinois this requires the permission of the Transit Districts. Included in the Board packet is the proposed Alternatives I and II. Mr. Leary indicated that if they do adopt the fare increase, it would be Alternative II.

TRUSTEE JONES MADE MOTION, SECONDED BY TRUSTEE REDMON, TO APPROVE THE PROPOSED FARES INCREASE AS INDICATED IN ALTERNATIVE II AS PRESENTED BY BI-STATE, IF AND ONLY IF BI-STATE INCREASES FARES IN MISSOURI. ALL AYES. NO NAYS. MOTION CARRIED.

2. Information:

Tom Sturgess reported that the Bi-State Board recently approved the FY1992 budget and noted that a \$6 million deficit had to be resolved in order to balance the budget. Included in this budget was a \$0.15 basic fare increase, it also included the elimination of 107 jobs and some contracting out of services.

Mr. Sturgess said that there are two fare increase alternatives to be proposed at the upcoming Public Hearings in Missouri and Illinois.

Mr. Sturgess reported that Bi-State has not heard from the St. Louis County Executive relative to receiving additional funding.

On June 9, 1991, Metro-Link construction will begin in downtown St. Louis and traffic will be rerouted. Mr. Sturgess will apprise the Board when more information is available.

The Levee Line will begin operation on May 13, 1991. This is a free service, operates 7-days a week, connects Union Station, St. Louis Centre, and the riverfront.

Jerry Kane responded that at the meeting previously mentioned between Chairman Hagnauer and Jack Leary several Bi-State service options for Madison County were outlined.

Some of which would mean the privatization of bus service in Madison County by Bi-State, which Mr. Leary indicated, was the result of the B-State's projected budget deficit. In reference to Bi-State's \$6 million budget shortfall, Mr. Kane noted that during this conversation, Mr. Leary was made aware that Madison County's revenue to Bi-State, in the FY 91-92 budget, was being understated by a million dollars or an error of 60% by Bi-State. Mr. Kane said that Madison County Transit will be paying Bi-State approximately \$2.6 million for FY 92 but Bi-State's budget is showing \$1.6 million to be paid by the District.

Chairman Hagnauer indicated that Mr. Leary stated he would look into who actually made this budget error and further, that he (Chairman Hagnauer) reiterated to Mr. Leary that Madison County Transit is not the cause of Bi-State's financial problems.

3. Illinois Garage Report:

Jim Monahan reported on several route revisions and mentioned that Bi-State is utilizing over-the-road coaches for Redbird Express service.

Jerry Kane questioned the possibility of a wheelchair passengers interested in using Redbird Express service since over-the-road coaches are not accessible.

Mr. Monahan said that Bi-State would have to defer to ACT.

Jerry Kane directed Mr. Monihan to use accessible buses on the Redbird service in order to make the service accessible.

B. **AdvANTage:**

Jane Harrison presented the April 1991 vanpooling activity report.

Jerry Kane reported that St. Louis County will no longer subsidize the VPSI program in Missouri. Currently, Madison County Transit is the only sponsor of this program in the region which serves southwestern Illinois area residents.

V. **Other Business**

Jerry Kane submitted Resolution adopting Code of Ethics and Standard of Conduct which is a requirement of the District's contract with IDOT.

District Attorney Lewis Mallott responded that the written Code of Ethics and Standard of Conduct shall govern the performance of the officers, employees and agents of the District engaged in the award and administration of contracts supported by State or Federal funds.

TRUSTEE CRUSE MADE MOTION, SECONDED BY TRUSTEE JONES, TO APPROVE RESOLUTION ADOPTING CODE OF ETHICS AND STANDARD OF CONDUCT. ALL AYES. NO NAYS. MOTION CARRIED.

Jerry Kane recommended that the May meeting date be changed to Thursday, May 23, 1991.

TRUSTEE JONES MADE MOTION, SECONDED BY TRUSTEE CRUSE, APPROVING MEETING DATE OF THURSDAY, MAY 23, 1991. ALL AYES. NO NAYS. MOTION CARRIED.

Jerry Kane updated Board regarding meeting on Tuesday, April 23, 1991 with elected officials from the northwestern and eastern part of Madison County reference expansion of fixed-route service improvements.

VI. Executive Session

TRUSTEE ALLAN MADE MOTION, SECONDED BY TRUSTEE REDMON, TO GO INTO EXECUTIVE SESSION TO DISCUSS PENDING LITIGATION. ALL AYES. NO NAYS. MOTION CARRIED.

At this time guests and members of the press were excused from the meeting.

At conclusion of discussion, guests and members of the press were invited back into Open Meeting.

TRUSTEE ALLAN MADE MOTION, SECONDED BY TRUSTEE JONES, TO RETURN TO OPEN MEETING. ALL AYES. NO NAYS. MOTION CARRIED.

VII. Adjournment

THERE BEING NO FURTHER BUSINESS TO DISCUSS, TRUSTEE ALLAN MADE MOTION, SECONDED BY TRUSTEE JONES, THAT THIS MEETING BE ADJOURNED. ALL AYES. NO NAYS. MOTION CARRIED.


Administrative Secretary

RESOLUTION

WHEREAS, the Metro-East Transit District, Madison County, hereinafter referred to as the DISTRICT, has since its creation operated under an unwritten Code of Ethics and Standard of Conduct which has governed the performance of its officers, employees and agents engaged in the award and administration of contracts supported by State or Federal funds, and

WHEREAS, the DISTRICT wishes to state in writing its Code of Ethics and Standard of Conduct which governs the performance of its officers, employees or agents engaged in the award and administration of contracts supported by State or Federal funds,

NOW, THEREFORE, BE IT RESOLVED that the following is the written Code of Ethics and Standard of Conduct which shall govern the performance of the officers, employees and agents of the DISTRICT engaged in the award and administration of contracts supported by State or Federal funds.

1. No employee, officer or agent of the DISTRICT shall participate in the selection or in the award or administration of a contract supported by State or Federal funds if a conflict of interest would be involved.
2. Such a conflict of interest, referred to above, would arise when any of the parties listed below in subparagraphs (a) through (d) has a financial interest in the firm selected for award.
 - (a) The employee, officer or agent.
 - (b) Any member of the immediate family of the employee, officer or agent.
 - (c) Any business partners of the employee, officer or agent.
 - (d) An organization which employs or is about to employ any of the above.
3. No officer, employee or agent of the DISTRICT shall solicit or accept gratuities, favors, or anything of monetary value from contractors, potential contractors or parties to sub-agreements.
4. The DISTRICT, by its Board of Trustees, may waive the above on a case by case basis where the financial interest is not substantial or the gift is an unsolicited item of intrinsic value.
5. Upon proof of violation of any of the above Code of Ethics and Standard of Conduct, the DISTRICT, by its Board of Trustees, may discipline any of its officers, employees or agents up to and including discharge as the facts of each case warrant as determined by the Board of Trustees of the DISTRICT. The Board of Trustees of the DISTRICT may also impose sanctions upon contractors who have through their officers, agents and employees violated the above Code of Ethics and Standard of Conduct.

Adopted by the Board of Trustees of the Metro-East Transit District, Madison County this 25th day of April, 1991.

Nelson Hagman
Chairman

Bogie Robinson
Trustee

Vandine Cruse
Trustee

Sheyl B. Jones
Trustee

Jerry Bonni Allan
Trustee

ATTEST:

Joann Voumard
Administrative Secretary

MINUTES
Board of Trustees Meeting
Madison County Transit District
9:30 a.m., Thursday, April 30, 1998
One Transit Way, Pontoon Beach, Illinois

I. Call to Order

Chairman Ronald Selph called the meeting to order at 9:30 a.m.

MEMBERS PRESENT: Ronald Selph, Bogie Redmon, Opal Davis,
J. Terry Allan, Anthony Paynic

MEMBERS ABSENT: None

STAFF PRESENT: Jerry Kane, Managing Director; Joann Voumard,
Administrative Secretary

OTHERS PRESENT: William Beatty, Attorney; Mary Ruth Kettenbach,
ACT; Tom Sturgess, Bi-State; Scott Cousins,
Granite City Press-Record.

II. Consideration of the Minutes

Chairman Selph called for approval of the Minutes of the March 26, 1998 meeting.

TRUSTEE PAYNIC MADE MOTION, SECONDED BY TRUSTEE ALLAN, TO APPROVE THE MINUTES OF THE MARCH 26, 1998 REGULAR MEETING FOR INCLUSION IN THE OFFICIAL RECORDS OF THE DISTRICT. ALL AYES. NO NAYS. MOTION CARRIED.

III. Financial

A. Payments and Claims

Jerry Kane presented the Payments and Claims report for the month of March 1998, stating that an invoice was received from Transit Resource Center and requested Board consideration of the payment as well.

TRUSTEE DAVIS MADE MOTION, SECONDED BY TRUSTEE PAYNIC, TO APPROVE THE PAYMENTS AND CLAIMS REPORT FOR MARCH 1998 INCLUDING THE ADDITIONAL PAYMENT.

A ROLL CALL VOTE FOLLOWED:

BOGIE REDMON	AYE
OPAL DAVIS	AYE
ANTHONY PAYNIC	AYE
J. TERRY ALLAN	AYE
RONALD SELPH	AYE

ALL AYES. NO NAYS. MOTION CARRIED.

- B. Monthly Financial Report: Review of the monthly financial records as of March 31, 1998.

TRUSTEE ALLAN MADE MOTION, SECONDED BY TRUSTEE PAYNIC, TO APPROVE THE MONTHLY FINANCIAL REPORT AS OF MARCH 31, 1998.

A ROLL CALL VOTE FOLLOWED:

BOGIE REDMON	AYE
OPAL DAVIS	AYE
ANTHONY PAYNIC	AYE
J. TERRY ALLAN	AYE
RONALD SELPH	AYE

ALL AYES. NO NAYS. MOTION CARRIED.

IV. Transit Service

- A. Manager's Report: Information

Jerry Kane updated the Board as follows:

1. Mr. Kane said that a sealed bid auction of the four Champion buses and the two Turtle Top, Coach-on-Chassis vehicles, was held and the results are included in the Board packet. Without exception, the vehicles brought more than the staff expected. Mr. Kane said that the sealed-bid method will also be used to dispose of the Orion II buses that will be removed from service by June 1, 1998.

Mr. Kane mentioned that the District has a pending lawsuit with Champion regarding the payment for the Telma brake retarders that were installed on the Champion buses, and asked Attorney Beatty if the District needs to do anything prior to disposing of the vehicles.

Attorney Beatty recommended photographing the vehicles and give Champion notice of buyer's name and address.

2. Mr. Kane said that Phase III of the new Bus Garage construction is progressing much faster than the previous phases. The paint booth is the final major construction item to be bid, and it should be advertised the week of May 4th.

Mr. Kane said that the new garage will need a fire pump to boost the water pressure in order to meet the code requirements for the fire suppression sprinklers. The District's Civil Engineer, Jimmy Stuart, investigated alternatives with Illinois American Water Company and the Pontoon Beach Public Water District, but nothing in their plans will improve the pressure. The cost of the pump and additional wiring is anticipated to cost approximately \$40,000.00.

3. Mr. Kane said that our transit system depends on a viable two-way communication system that is 100% dependable. Recent power outages caused by storms have interrupted the two-way radio repeater service. In the past, the District had the use of a back-up radio repeater in St. Louis. Nextel, a new communications provider in the St. Louis region, purchased the St. Louis repeater and licenses for their own service and hence it is no longer available to our transit fleet. Therefore, Mr. Kane said that there is a need for installing a propane-powered generator at the radio tower to insure uninterrupted communication. Mr. Kane asked for approval in securing quotations and then will pole the Board to award the contract in order to install the equipment.

Chairman Ronald Selph called for a motion.

TRUSTEE PAYNIC MADE MOTION, SECONDED BY TRUSTEE ALLAN, TO AUTHORIZE THE MANAGING DIRECTOR TO SECURE QUOTATIONS FOR A BACKUP PROPANE-POWERED GENERATOR. ALL AYES. NO NAYS. MOTION CARRIED.

4. Jerry Kane said that a few months ago the Board approved a purchase order for the EDAC system radios for installation on the new buses. Included in the purchase order were seven portable radios at a cost of \$1,256.00 each. Due to the complexity of the program needed for both the door-to-door and the fixed route service, the portables originally recommended by the District's vendor, Secom Communications, won't work. Mr. Kane said that the bottom line is that we need seven portable radios at an increased cost of \$1,125.60 each, which are capable of accepting the software programs necessary for our communication. All prices for the radios were obtained through the Illinois Central Management Services, and were on the State's bid list. Mr. Kane asked for Board approval to amend the purchase order to accomplish this.

TRUSTEE DAVIS MADE MOTION, SECONDED BY TRUSTEE PAYNIC, TO AMEND THE ORIGINAL PURCHASE ORDER TO ORDER SEVEN PORTABLE RADIOS AT AN ADDITIONAL COST OF \$1,125.60 PER RADIO.

BOGIE REDMON	AYE
OPAL DAVIS	AYE
ANTHONY PAYNIC	AYE
J. TERRY ALLAN	AYE
RONALD SELPH	AYE

ALL AYES. NO NAYS. MOTION CARRIED.

Jerry Kane presented the following action items:

5. **Adoption of a Formal Ethics Policy**

Jerry Kane said that the District is required to have a written Ethics Policy that meets the guidelines as stipulated by Federal Transit Administration (FTA).

Attorney Beatty said that the major portion of the policy language came from federal requirements. If the District accepts federal money, then the District would have to adopt the policy, and it covers contracts and/or gratuities. The policy prevents self-dealing or contracting between members of the Board and/or employees. Attorney Beatty said that the Ethics Policy is a standard document that is common in governmental service. Mr. Kane said that this doesn't change the manner in which the District does business but, rather is put into words what has been the practice in the past.

TRUSTEE REDMON MADE MOTION, SECONDED BY TRUSTEE ALLAN, TO APPROVE THE FORMAL ETHICS POLICY.

A ROLL CALL VOTE FOLLOWED:

BOGIE REDMON	AYE
OPAL DAVIS	AYE
ANTHONY PAYNIC	AYE
J. TERRY ALLAN	AYE
RONALD SELPH	AYE

ALL AYES. NO NAYS. MOTION CARRIED.

6. **Resolution Appointing the Board Members of the Agency for Community Transit**

Jerry Kane said that the Agency for Community Transit-ACT, the not-for-profit agency that has been in existence since 1985, today provides most of the District's transit service. Due to the tremendous growth and importance of the service, the Board members of ACT realizing that the District as the governmental entity with statutory authority to operate the mass transit system, needs to formally control the Agency that provides the service. Therefore, ACT has voluntarily changed their by-laws to request that the District appoint the ACT Board members.

Attorney Beatty stated that this gives MCT formal control over ACT. In a way, this is how it has informally been accomplished all along.

TRUSTEE DAVIS MADE MOTION, SECONDED BY TRUSTEE REDMON, TO APPROVE THE RESOLUTION TO APPOINT THE BOARD MEMBERS OF THE AGENCY FOR COMMUNITY TRANSIT BY THE MCT BOARD.

A ROLL CALL VOTE FOLLOWED:

BOGIE REDMON	AYE
OPAL DAVIS	AYE
ANTHONY PAYNIC	AYE
J. TERRY ALLAN	AYE
RONALD SELPH	AYE

ALL AYES. NO NAYS. MOTION CARRIED.

- B. BI-State Report Tom Sturgess presented the BI-State report as follows: (1) BI-State announced their intention to raise fares. The BI-State Board of Commissioners has authorized public hearings to be held. Following the hearings, comments will be reviewed, and a decision will be made in June for a possible implementation about August 3, 1998. (2) BI-State staff is currently in the stage of finalizing the FY 1999 budget, and there is a gap of at least \$9 million between revenue and expenses. BI-State has used some innovation to reduce this gap and last year all of the facilities were sold, known as a lease back, except the Illinois facility and the same has been done with rail cars and buses. Mr. Sturgess said that fares bring in about 25 percent of the cost of the rides. Twenty years ago BI-State was getting about \$24 million from the federal government. Ten years ago, it was about \$10.5 million, and currently receiving \$800,000. Ten years ago, BI-State received \$16 million from the city of St. Louis and still getting \$16 million today. St. Louis County, ten years ago, capped the amount to BI-State at \$30 million, and in 1992 they did increase the amount to \$33.5 million and has remained capped, but that was to increase Call-A-Ride service and did not help with the rail or bus bills. Mr. Sturgess reported that BI-State's last fare increase was in 1991. Fare proposals of \$1.25 adult fare; \$.60 elderly, disabled and children. Booklets of 10-tickets for \$11.00; a 1-day pass for \$4.00; weekly pass for \$13.00; monthly pass for \$44.00; student ticket for \$6.00; no change in transfers. A new weekly and monthly pass for elderly and disabled: weekly for \$6.50 and the monthly pass for \$22.00. A one-hour reduction in the Ride Free Zone is anticipated. Mr. Sturgess said this should bring in about \$2.4 million, which will not close the \$9 million gap. (3) Fifth and Missouri MetroLink Station still remains the top weekday rail station since its opening day, followed by Convention Center, Central West End, Eighth & Pine and Grand. Number One on Saturdays is Convention Center and Sundays it is Union Station. (4) Celebrating BI-State's 35th Anniversary, the next open house will be held at the Illinois Station on May 2, 1998. (5) The BI-State Board authorized, at their March 27th meeting, the purchase of sixteen additional CNG Neoplan buses with anti-locking brakes and closed circuit TV, and will replace the diesel-power buses. These buses should begin arriving in October 1998.**

V. Other Business

A. Requests for Special Transportation

Jerry Kane presented three requests for special transportation that were received by the District: (1) River Bend Growth Association for a development tour along I-255 on May 6, 1998; (2) Women of Achievement Awards Dinner In St. Louis on May 6, 1998; (3) Metro-East Regional Stormwater Committee to view flooding problem areas on May 29, 1998.

TRUSTEE PAYNIC MADE MOTION, SECONDED BY TRUSTEE DAVIS, TO APPROVE THE THREE REQUESTS FOR SPECIAL TRANSPORTATION AS SUBMITTED.

A ROLL CALL VOTE FOLLOWED:

BOGIE REDMON	AYE
OPAL DAVIS	AYE
ANTHONY PAYNIC	AYE
J. TERRY ALLAN	AYE
RONALD SELPH	AYE

ALL AYES. NO NAYS. MOTION CARRIED.

VI. Executive Session to Discuss the Acquisition of Property (5ILCS 120/2 et. seq., 2C5 of the Open Meetings Act).

There was no Executive Session.

VII. Adjournment

TRUSTEE ALLAN MADE MOTION, SECONDED BY TRUSTEE PAYNIC, TO ADJOURN SAID MEETING AT 10:15 a.m. ALL AYES. NO NAYS. MOTION CARRIED.



 Administrative Secretary

MADISON COUNTY TRANSIT DISTRICT CODE OF ETHICS

I Preamble

The Board of Trustees of the Madison County Transit District affirms to its officers, employees, contractors and agents that the mission of the District is to serve and benefit the residents of Madison County, Illinois. All individuals acting on behalf of the District, directly or indirectly, shall be expected to exercise high ethical standards reflective of personal and professional integrity.

The purpose of this Code of Ethics is to communicate appropriate standards for ethical behavior for all individuals who act for the District in any formal capacity. Specifically, the Code defines and prohibits certain acts, relationships, or other conflicts of interest that are incompatible with the public interest. All District Trustees, employees, officers or agents are urged to carry out their duties and responsibilities in a manner that avoids any credible perception that actions are motivated by a desire for personal gain or advantage.

II Prohibited Interests

The District shall not enter into any contract or other arrangement with nor shall any District Trustee, employee, officer or agent of the grantee shall participate in a selection, or an award or administration of a contract supported by State or Federal Funds if a conflict of interest, real or apparent, would be involved. A prohibitive interest is that which is defined by Illinois Compiled Statutes, Section 50 ILCS 105/3.1 and 3.2 and shall apply to all District Trustees, employees, officers or agents. Such a conflict would arise when any of the parties set forth below has a financial or other interest in the firm selected for award:

- A. District Trustee, employee, officer or agent; including but not limited to the following persons:
 - 1. Any members or staff of the United States Representatives or the United States Senate.
 - 2. Any members or staff of the Illinois House of Representatives or Senate.
 - 3. Any officers or members of the board of directors of the East-West Gateway Coordinating Council.
 - 4. Any County Board member of the County of Madison.

This prohibition extends to such individuals; (a) during their tenure in office or employment and for one year thereafter; (b) any member of his or her immediate family; (c) his or her partner; and (d) an organization which employs or is about to employ any of the above.

- B. No trustee, officer or employee of the Madison County Transit District shall engage in any business or commercial transaction, or engage in any professional activity, or have employment, or incur any obligation, as a result of which, directly or indirectly, such individual would have an interest that would impair the individual's independence of judgment or action in the performance of the individual's duties for the District or that would be in conflict with the performance of such duties.
- C. No District Trustee, employee, officer or agent shall enter into any contract, oral or written, with any individual, organization or other party which has a contract with the District, unless the contract between the party and the District is or has been awarded pursuant to the competitive bidding procedures established by the District or applicable Federal and State agencies.
- D. If a District Trustee, employee, officer or agent entered into a contract prior to becoming affiliated with the District, or has any involvement, direct or indirect, in such a contract, that individual shall furnish to the District's Managing Director or Chairman as appropriate, a written assurance that individual shall henceforth abstain from any performance of duties related to the contract, and shall not exercise or attempt to exercise any influence on behalf of the contract or any party to it.
- E. If a District Trustee, employee, officer or agent has any interest, direct or indirect, in any proposal, bid or other offer to provide goods or services to the District, that individual shall furnish to the District's Managing Director or Chairman as appropriate, a written explanation of such interest along with an assurance that individual will not participate in any aspect of the competitive procurement process leading to award of a contract, purchase order or other purchase agreement.

III Prohibited Third Party Interests

- A. No District Trustee, employee, officer or agent shall discuss, vote on, decide or take part in formally, or informally, any matter proposed or pending before any third party agency or organization in which the individual has an interest. A third party agency is any entity, private or public, which has a contract or financial arrangement in effect or pending with the District.
- B. In the event that a District Trustee, employee, officer or agent has a third party interest in any matter, but believes such interest to be minimal, the individual shall so notify in writing the District's Managing Director or Chairman as appropriate, in advance of the individual's participation in the matter. The notification must disclose the following:
 - 1. The individual's interest, that is, the benefit or advantage that would be gained or lost if the District acts on the matter; and

2. Any tangible basis of the individual's interest, such as ownership, an investment, a contract or claim, employment, or a relationship.

IV Illegal Acts

No District Trustee, employee, officer or agent shall commit, engage in or contemplate any action that is illegal under applicable Federal, State or local laws, or prohibited by regulations, rules or guidelines promulgated by any entity with jurisdiction over matters engaged in by the District.

V Non-Collusion

No District Trustee, employee, officer or agent of the District shall engage in collusion, consultation, lobbying or other communication or agreement, for the purpose of restricting competition as to any matter relating to contracts for goods and services entered into or contemplated by the District.

VI Solicitation or Acceptance of Gratuities

No District Trustee, employee, officer or agent shall solicit, accept or receive any gift having a value of \$25.00 or more, regardless of the form of gift, from any contractor, subcontractor, potential contractor or subcontractor, or any other firm or individual who has an interest in any matter proposed or pending before the District or any such individual who is reasonably expected to contract or do business with the District in the foreseeable future.

VII Organizational Conflicts of Interest

In the event that a District Trustee, employee, officer or agent of the District or the District's Managing Director or Chairman, believes that there may be a question as to whether or not the individual has an interest in a contract or other matter, whether minimal or substantial, the question shall be submitted to the District's legal counsel for an opinion. Pending the opinion from the District's legal counsel, such individual shall not participate in any way in the matter before the District.

VIII District's Relationship with Agency for Community Transit

The Madison County Transit District initiated locally operated, county wide, door-to-door service in 1985, with a newly formed not-for-profit corporation, the Agency for Community Transit Inc., (ACT). ACT was formed solely for the purpose of assisting the Transit District with the fulfillment of its transportation goals and mission. By contractual agreement, ACT provides all administrative services to the Transit District, and acts directly on behalf of the Transit District in the provision of the day-to-day operations and providing Transit District services to the public. Therefore, the on-going contractual relationship between the Madison County Transit

District and ACT and the close working relationship between the ACT's Directors, employees, officers and agents thereby are not prohibited interests as prescribed hereinabove. Consistent with these past practices, ACT has adopted this same Code of Ethics as applies to the Madison County Transit District.

Approved by the Board of Trustees of the Madison County Transit District,
at the Board meeting held on Thursday, April 30, 1998.

MINUTES
Board of Trustees Meeting
Madison County Mass Transit District
9:30 a.m., Thursday, May 27, 2004
One Transit Way, Granite City, Illinois

I Call to Order

Chairman Ronald Selph called the meeting to order at 9:32 a.m.

MEMBERS PRESENT: Ronald Selph, Daniel Corbett, Frank Laub,
Terry Allan arrived at 9:34 a.m
Bogie Redmon arrived at 9:37 a.m

OTHERS PRESENT: Jerry Kane, Managing Director; Dean Sweet, Attorney; Mary Ruth Kettenbach, ACT; Kristine Stankus, ACT; Deanna Followell, ACT; Julie Hauser, The Hauser Group; Scott Cousins, Suburban Journals; and Norman Henke, Citizen

II Consideration of the Minutes of April 29, 2004

TRUSTEE LAUB MADE THE MOTION, SECONDED BY TRUSTEE CORBETT, TO APPROVE THE MINUTES OF THE APRIL 29, 2004, REGULAR MEETING FOR INCLUSION IN THE OFFICIAL RECORDS OF THE DISTRICT.

ALL AYES. NO NAYS. MOTION CARRIED.

III Financial

A. Payments and Claims: Consideration of May 2004 Claims for Payment.

TRUSTEE CORBETT MADE THE MOTION, SECONDED BY TRUSTEE ALLAN, APPROVING THE PAYMENTS AND CLAIMS REPORT FOR MAY 2004 AS PRESENTED.

A ROLL CALL VOTE FOLLOWED:

J. TERRY ALLAN	AYE
DANIEL CORBETT	AYE
FRANK LAUB	AYE
RONALD SELPH	AYE
BOGIE REDMON	ABSENT

ALL AYES. NO NAYS. MOTION CARRIED.

- B. Monthly Financial Report: Review of the monthly financial records as of May 27, 2004. Jerry Kane submitted report.

TRUSTEE LAUB MADE THE MOTION, SECONDED BY TRUSTEE CORBETT, TO APPROVE THE MONTHLY FINANCIAL RECORDS AS OF MAY 27, 2004.

A ROLL CALL VOTE FOLLOWED:

J. TERRY ALLAN	AYE
DANIEL CORBETT	AYE
FRANK LAUB	AYE
RONALD SELPH	AYE
BOGIE REDMON	ABSENT

ALL AYES. NO NAYS. MOTION CARRIED.

IV Transit Service

- A. Managing Director's Report was given by Jerry Kane.
- B. TRUSTEE LAUB MADE THE MOTION, SECONDED BY TRUSTEE CORBETT, THAT MADISON COUNTY TRANSIT DISTRICT NOT PROVIDE SERVICE TO THE 2004 FAIR ST. LOUIS.

A ROLL CALL VOTE FOLLOWED:

J. TERRY ALLAN	AYE
DANIEL CORBETT	AYE
FRANK LAUB	AYE
BOGIE REDMON	AYE
RONALD SELPH	AYE

ALL AYES. NO NAYS. MOTION CARRIED.

- C. TRUSTEE CORBETT MADE THE MOTION, SECONDED BY TRUSTEE LAUB, TO APPROVE ORDINANCE 04-002; RESOLUTIONS 04-038, 04-039, and 04-040.

A ROLL CALL VOTE FOLLOWED:

J. TERRY ALLAN	AYE
DANIEL CORBETT	AYE
FRANK LAUB	AYE
BOGIE REDMON	AYE
RONALD SELPH	AYE

ALL AYES. NO NAYS. MOTION CARRIED.

V Other Business

- A. Mr. Kane presented Special Transportation Requests received by the District and recommended approval.

TRUSTEE LAUB MADE THE MOTION, SECONDED BY TRUSTEE REDMON, TO APPROVE THE SPECIAL TRANSPORTATION REQUESTS AS PRESENTED.

ALL AYES. NO NAYS. MOTION CARRIED.

- B. Mr. Kane presented Consideration of FY 2005 Board of Trustees Meeting Dates.

TRUSTEE LAUB MADE THE MOTION, SECONDED BY TRUSTEE REDMON, TO APPROVE THE PROPOSED FY 2005 BOARD OF TRUSTEES MEETING DATES AS PRESENTED.

ALL AYES. NO NAYS. MOTION CARRIED.

- C. TRUSTEE LAUB MADE THE MOTION, SECONDED BY TRUSTEE REDMON, TO GO INTO EXECUTIVE SESSION.

A ROLL CALL VOTE FOLLOWED:

J. TERRY ALLAN	AYE
FRANK LAUB	AYE
BOGIE REDMON	AYE
RONALD SELPH	AYE
DAN CORBETT	ABSENT

ALL AYES. NO NAYS. MOTION CARRIED.

VI Executive Session to Discuss Acquisition and/or Sale of Property (5 ILCS 120/2 et seq., 2C5) and Litigation 5 ILCS 120/2 et seq., 2C11) of the Open Meetings Act.

- A. TRUSTEE REDMON MADE THE MOTION, SECONDED BY TRUSTEE LAUB, TO RETURN TO OPEN SESSION.

A ROLL CALL VOTE FOLLOWED:

J. TERRY ALLAN	AYE
FRANK LAUB	AYE
BOGIE REDMON	AYE
RONALD SELPH	AYE
DAN CORBETT	ABSENT

ALL AYES. NO NAYS. MOTION CARRIED.

VII Adjournment

There was no further business before the Board.

TRUSTEE LAUB MADE THE MOTION, SECONDED BY TRUSTEE REDMON, TO
ADJOURN. ALL AYES. NO NAYS. MOTION CARRIED.

Meeting was adjourned at 10:21 a.m.



Recording Secretary

ORDINANCE NO. 04-02

**AN ORDINANCE IMPLEMENTING THE PROVISIONS OF THE STATE
OFFICIALS AND EMPLOYEES ETHICS ACT (5 ILCS 430/1-1 ET SEQ.)
IN THE MADISON COUNTY MASS TRANSIT DISTRICT**

WHEREAS, the Illinois General Assembly has enacted the State Officials and Employees Ethics Act, 5 ILCS 430/1-1 et seq., ("Act") which is a comprehensive revision of the State statutes regulating ethical conduct, political activities and the solicitation and acceptance of gifts by State officials and employees; and

WHEREAS, pursuant to Section 70-5 of the Act (5 ILCS 430/70-5), all units of local government and school districts are required to adopt an ordinance or resolution regulating the political activities of, and the solicitation and acceptance of gifts by, their respective officers and employees, "in a manner no less restrictive" than the provisions of the Act,

WHEREAS, the District desires to come into compliance with the provisions of the Act;

NOW, THEREFORE, BE IT ORDAINED BY THE CHAIRMAN AND THE BOARD OF TRUSTEES OF THE MADISON COUNTY MASS TRANSIT DISTRICT, AS FOLLOWS:

SECTION 1:

- A. The regulations of Sections 5-15 (5 ILCS 430/5-15) and Article 10 (5 ILCS 430/10-10 through 10-40) of the State Officials and Employees Ethics Act, 5 ILCS 430/1-1 et seq., (hereinafter referred to as the "Act" in this Section) are hereby adopted by reference and made applicable to the officers and employees of the Transit District to the extent required by 5 ILCS 430/70-5.
- B. The solicitation or acceptance of gifts prohibited to be solicited or accepted under the Act, by any officer, Trustee or any employee of the Transit District, is hereby prohibited.
- C. The offering or making of gifts prohibited to be offered or made to an officer, Trustee or employee of the Transit District under the Act is hereby prohibited.
- D. The participation in political activities prohibited under the Act, by any officer, Trustee or employee of the Transit District, is hereby prohibited.
- E. For purposes of this Section, the terms "officer" and "employee" shall be defined as set forth in 5 ILCS 430/70-5(c).
- F. The penalties for violations of this Section shall be the same as those penalties set forth in 5 ILCS 430/50-5 for similar violations of the Act.
- G. This Section does not repeal or otherwise amend or modify any existing ordinances or policies which regulate the conduct of the Transit District officers and employees. To the extent that any such existing ordinances or policies are less restrictive than this Section, however, the provisions of this Section shall prevail in accordance with the provisions of 5 ILCS 430/70-5(a).

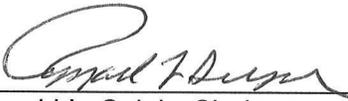
H. Any amendment to the Act that becomes effective after the effective date of this Section shall be incorporated into this Section by reference and shall be applicable to the solicitation, acceptance, offering and making of gifts and to prohibited political activities. However, any amendment that makes its provisions optional for adoption by municipalities shall not be incorporated into this Section by reference without formal action by the corporate authorities of the Transit District.

I. If the Illinois Supreme Court declares the act unconstitutional in its entirety, then this Section shall be repealed as of the date that the Illinois Supreme Court's decision becomes final and not subject to any further appeals or rehearings. This Section shall be deemed repealed without further action by the Board of Trustees of the Transit District if the Act is found unconstitutional by the Illinois Supreme Court.

J. If the Illinois Supreme Court declares part of the Act unconstitutional but upholds the constitutionality of the remainder of the Act, or does not address the remainder of Act, then the remainder of the Act as adopted by this Section shall remain in full force and effect; however, that part of this Section relating to the part of the Act found unconstitutional shall be deemed repealed without further action by the Board of Trustees of the Transit District.

SECTION 2: This Ordinance shall be in full force and effect upon its passage, approval and publication in pamphlet form as provided by law.

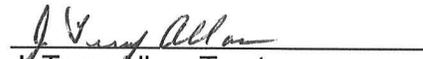
ADOPTED this 27th day of May, 2004, by the Board of Trustees of the Madison County Mass Transit District.



Ronald L. Selph, Chairman



Bogie Redmon, Trustee



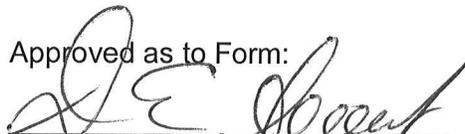
J. Terry Allan, Trustee

Daniel L. Corbett, Trustee



Frank Laub, Trustee

Approved as to Form:



Dean E. Sweet, Legal Counsel

CERTIFICATE

I, Kristine A. Stankus, do hereby certify that I am the fully qualified and acting Secretary of the Board of Trustees of the Madison County Mass Transit District, and as such Secretary, I am the keeper of the seal, records and files of the Madison County Mass Transit District.

I do further certify that at a duly constituted and legally convened meeting of the Board of Trustees of the Madison County Mass Transit District held on Thursday, May 27, 2004, an ordinance was adopted in full accordance and conformity with the by-laws of the Madison County Mass Transit District and the statutes of the State of Illinois, as made and provided, and that the following is a full, complete and true copy of the pertinent provisions of said Ordinance.

NOW, THEREFORE, BE IT ORDAINED BY THE CHAIRMAN AND THE BOARD OF TRUSTEES OF THE MADISON COUNTY MASS TRANSIT DISTRICT, AS FOLLOWS:

SECTION 1:

A. The regulations of Sections 5-15 (5 ILCS 430/5-15) and Article 10 (5 ILCS 430/10-10 through 10-40) of the State Officials and Employees Ethics Act, 5 ILCS 430/1-1 et seq., (hereinafter referred to as the "Act" in this Section) are hereby adopted by reference and made applicable to the officers and employees of the Transit District to the extent required by 5 ILCS 430/70-5.

B. The solicitation or acceptance of gifts prohibited to be solicited or accepted under the Act, by any officer, Trustee or any employee of the Transit District, is hereby prohibited.

C. The offering or making of gifts prohibited to be offered or made to an officer, Trustee or employee of the Transit District under the Act is hereby prohibited.

D. The participation in political activities prohibited under the Act, by any officer, Trustee or employee of the Transit District, is hereby prohibited.

E. For purposes of this Section, the terms "officer" and "employee" shall be defined as set forth in 5 ILCS 430/70-5(c).

F. The penalties for violations of this Section shall be the same as those penalties set forth in 5 ILCS 430/50-5 for similar violations of the Act.

G. This Section does not repeal or otherwise amend or modify any existing ordinances or policies which regulate the conduct of the Transit District officers and employees. To the extent that any such existing ordinances or policies are less restrictive than this Section, however, the provisions of this Section shall prevail in accordance with the provisions of 5 ILCS 430/70-5(a).

H. Any amendment to the Act that becomes effective after the effective date of this Section shall be incorporated into this Section by reference and shall be applicable to the solicitation, acceptance, offering and making of gifts and to prohibited political activities. However, any amendment that makes its provisions optional for adoption by municipalities shall not be incorporated into this Section by reference without formal action by the corporate authorities of the Transit District.

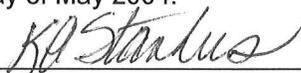
I. If the Illinois Supreme Court declares the act unconstitutional in its entirety, then this Section shall be repealed as of the date that the Illinois Supreme Court's decision becomes final and not subject to any further appeals or rehearings. This Section shall be deemed repealed without further action by the Board of Trustees of the Transit District if the Act is found unconstitutional by the Illinois Supreme Court.

J. If the Illinois Supreme Court declares part of the Act unconstitutional but upholds the constitutionality of the remainder of the Act, or does not address the remainder of Act, then the remainder of the Act as adopted by this Section shall remain in full force and effect; however, that part of this Section relating to the part of the Act found unconstitutional shall be deemed repealed without further action by the Board of Trustees of the Transit District.

SECTION 2: This Ordinance shall be in full force and effect upon its passage, approval and publication in pamphlet form as provided by law.

I further certify that the original of the complete said ordinance is on file in the records of the Madison County Mass Transit District in my custody. I do further certify that the foregoing Resolution remains in full force and effect.

IN WITNESS WHEREOF, I have hereunto affixed my official signature and the seal of the Madison County Mass Transit District this twenty-seventh day of May 2004.



Secretary