

Village of Homer Glen

**14933 South Founders Crossing
Homer Glen, Illinois 60491**

July 27, 2010

Board of Trustees

Board Meeting

**Village Council Chamber
14917 South Founders Crossing
Homer Glen, IL**

A. CALL TO ORDER

The meeting was called to order on July 27, 2010 by Mayor James Daley at 7:35 p.m. in the Village Council Chamber – 14917 South Founders Crossing, Homer Glen.

B. PLEDGE OF ALLEGIANCE TO THE FLAG**C. ROLL CALL**

Present at 7:35 p.m. were Mayor James Daley, Trustees Mike Costa, Russell Knaack, Mary Niemiec, Laurel Ward and George Yukich. All remained present throughout the meeting. Trustee Knaack arrived at 7:37 p.m. Trustee Sabo was not present. Also present on behalf of the Village were Village Clerk Gale Skroboton, Community Development Director Ed Cage, Development Services Director Mike Salamowicz, Village Treasurer John Sawyers, Administrative Assistant Heather Parker, and Village Attorney Cary Horvath.

A quorum was established.

D. APPROVAL OF AMENDMENTS TO AGENDA

There were no amendments to the agenda.

E. APPROVAL OF MINUTES***July 13, 2010 – Board Meeting***

Trustee Ward made a motion to approve the Board Minutes of July 13, 2010, as amended; second by Trustee Yukich.

Voice Vote:

All Ayes: (5) Trustees Costa, Knaack, Niemiec, Ward and Yukich

Nays: (0) None

Absent: (1) Trustee Sabo

Motion carried.

F. SCHEDULE OF ACCOUNTS PAYABLE

Trustee Ward made a motion to approve the Accounts Payable for the period July 24, 2010 to July 28, 2010 in the amount of \$496,296.54; second by Trustee Niemiec.

The Mayor asked the Clerk to call the Roll:

Roll Call Vote:

Ayes: (5) Trustees Costa, Knaack, Niemiec, Ward and Yukich

Nays: (0) None

Absent: (1) Trustee Sabo

The Mayor did not vote.

Motion Carried.

G. REPORTS AND COMMUNICATIONS FROM MAYOR AND OTHER OFFICERS

1. Mayor Daley reported:

- . The Village continues to work with the School Board on the Intergovernmental Agreement to build a new high school and hopes to secure “Build America Bonds” to help pay for the school. In the near future the Mayor would like the Village to host a public hearing that will allow the residents to provide their input on what they would like included in the agreement.

- . The Mayor had a discussion with representatives from Illinois American Water who came forward with a proposed franchise agreement. We are still in the preliminary stages and will continue to move forward with this issue. The Mayor signed a confidentiality agreement and the Trustees will also need to sign an agreement in order to view this document.
 - . The application period for the Village Manager position has closed. The Administration and Finance Committee will be meeting on July 29th to conduct the remaining interviews. It is hoped that the Committee will have a recommendation to the Village Board for their review and that a Village Manager will be appointed at the August 10th Board meeting.
 - . Development is continuing at a steady pace in the Village with (11) new home starts this month. There are (13) commercial projects that have received permits and over (460) miscellaneous permits that have been issued for work on residential homes.
 - . Firestone Tires has recently broken ground on the construction of a 7,575 sq. ft., 10 bay, auto service and retail center on Bell Road. The Village welcomes Firestone Tires and looks forward to a grand opening later this year.
2. Trustees:
- a. Trustee Niemiec reported:
- . While she looks forward to seeing the proposed franchise agreement with IAW, she isn't certain why a confidentiality agreement needs to be signed, since this will become a public document.
 - . The Village has been notified by Attorney Richard Balough that the Illinois Attorney General has appealed the final order of the Illinois Commerce Commission rate case and the Village had decided not to appeal the decision based on the issues. Illinois American has filed a cross-appeal to the Attorney General raising two issues that will affect the Village of Homer Glen and any other municipalities. Illinois American is cross-appealing: (1) The operating expenses that were in the final order where the Commission reduced Illinois American's operating expenses in revenues because the company did not offer sufficient proof for all the expenses; (2) The municipal rate comparisons, with the Commission stating in the final order that it considered comments made by the public, as required by statute. Illinois American is contending that public comments should not be considered by the Commission.
- Trustee Niemiec asked if the Board could go into Executive Session to discuss Potential and Imminent Litigation regarding this issue.
- Mayor Daley asked the Trustees if they would like to go into Executive Session at this meeting; however, he informed the Board that Attorney Balough had stated there would be very little cost to appeal this case and we should proceed with the appeal.
- b. Trustee Knaack reported the Parks and Recreation Committee has completed a prioritization of all the neighborhood parks that are planned according to the Parks Master Plan. This list includes all of the parks in the Plan and their ranking as to which ones the Village should focus on first. Trustee Knaack asked if the Board does go into Executive Session this evening, he would like to add discussion on Land Acquisition.
- c. Trustee Ward – No Report
- d. Trustee Yukich reported he received calls from residents who have concerns regarding:
- . Problems with the streets in Hidden Valley subdivision...
 - . Speeding issues in three different subdivisions.
 - . Landscape problems on Oakwood Court.
 - . Yangas Park flooding issues.

3. Village Treasurer John Sawyers read into the record the Treasurer's Report, with ending balances as of June 30, 2010.

General Fund	\$ 2,888,190.92
Motor Fuel Tax Fund	\$ 1,184,015.45
Park Fund	\$ 698,837.46
Land Acquisition Fund	\$ 119,139.93
Capital Project Fund	\$ 1,057,517.50
Tollway Fund	\$ 424,658.75

4. Clerk – No Report
5. Village Manager – No Report
6. Village Attorney – No Report
7. Task Force Chairperson(s) – No Report
8. Public Safety Officials – No Report

H. PUBLIC COMMENT

1. John Kooi, 12056 Venetian Way voiced his concern about Yangas Park and how previous engineering, including wetland banking, has increased the flooding problem.
2. Bob Schmidt, 13515 W. 159th Street questioned if the proposed expenditures for the 319 Grant Program for Long Run Creek would help with the flooding problems. He also asked why the Village has not informed the businesses about the future improvements along 159th Street. He voiced his concern that the businesses on the south side of 159th Street in Homer Glen will not be able to continue in business because of the road construction.

I. LEGISLATION

1. Motion to Authorize the Expenditure of \$2,500 during FY 2011 and \$2,500 during FY 2012 for Participation in the 319 Grant Program for Long Run Creek.

Trustee Niemiec made a motion to authorize the Expenditure; second by Trustee Yukich.

Development Services Director Mike Salamowicz stated the Lower Des Plaines Ecosystem Partnership is looking for partners in the Illinois Environment Protection Agency "319 Grant" application. This would be at a cost of \$5,000, shared over a 2-year period. This grant will be used to identify and ultimately address erosion, sedimentation and water quality issues along Long Run Creek. There will be no duplication of previously collected data.

Trustee Ward asked if the water shed plan is solely within Will County, or will it cross county lines.

Mr. Salamowicz stated the Partnership **is trying to partner with other entities as well** and across the county lines; however, the majority of Long Run Creek is in Homer Glen.

The Mayor asked the Clerk to call the Roll:

Roll Call Vote:

Ayes: (5) Trustees Costa, Knaack, Niemiec, Ward and Yukich

Nays: (0) None

Abstain: (0) None

Absent: (1) Trustee Sabo

The Mayor did not vote.

Motion carried.

2. Motion to Approve Special Use Extensions

Trustee Ward made a motion to approve the Special Use Extensions; second by Trustee Costa.

Community Development Director Ed Cage stated that due to the slow economy, some of the Special Uses have expired. Letters were sent out to the developers giving them the option of extending their existing Special Use Permit or declining the option. Three developers have requested a (1) year extension for the following projects: Homer Glen Center; M & D Farms; and Squisito.

The Mayor asked the Clerk to call the Roll:

Roll Call Vote:

Ayes: (5) Trustees Costa, Knaack, Niemiec, Ward and Yukich

Nays: (0) None

Abstain: (0) None

Absent: (1) Trustee Sabo

The Mayor did not vote.

Motion carried.

3. Motion to Authorize Staff to Notify IDOT Concerning the Installation of Improvements on 159th Street.

Trustee Knaack made a motion to authorize staff to notify IDOT; second by Trustee Ward.

Mayor Daley stated that IDOT is moving along very quickly with the expansion on 159th Street and have asked the Village if we want the following improvements to be made:

- . **Lighting:** Improvements to 159th Street will not include roadway lighting and any lighting would be paid entirely by Homer Glen.
- . **Concrete medians or landscaped medians:** If the Village wishes to have landscaped medians, IDOT will construct the medians, including the landscaping; however, the Village will be responsible for their maintenance.
- . **Sidewalks and/or multi-use paths.**

Development Services Director Mike Salamowicz stated that IDOT has been holding meetings with the municipalities along 159th Street from Gougar to La Grange Road and are looking for some input as to whether each municipality wants sidewalks and/or multi-use paths and if so, on which side of the street; concrete or landscaped medians; and street lighting.

IDOT will be installing a 5-ft. concrete sidewalk on each side; however, construction of the multi-use path may require additional right-of-way which will be paid for by the Village at the 80/20 cost share. If the Village wants sidewalks and/or a multi-use path, we must decide on which side of the street they should be located.

At this time, any decision by the Board regarding these improvements does not commit the Village to any construction. IDOT is currently finishing their Phase I plans, will hold a Public Hearing at the end of the year, and will then start the Phase II design plans. When the final costs are determined by IDOT, the Village may opt out of any desired improvements if they are too high. IDOT will put together the estimates and provide them to the municipalities.

Mayor Daley noted that the Township is not interested in any lighting along 159th Street.

Mr. Salamowicz stated that if the Village wants lighting, the entire length of the roadway would have to be lighted due to lighting requirements.

Trustee Knaack stated the Trails Task Force had reaffirmed that they want a backbone trail along 159th Street. One of their objectives was to connect the residents to our commercial areas, which includes the 159th corridor. The Task Force wants to see paths along both sides of the street. He suggested that the plan includes at least one multi-use, 10-ft. asphalt path.

Trustee Knaack stated that the design of the future crossing for the trail at the ComEd easement near Annico Drive needs to be considered in IDOT's design of the roadway.

Mayor Daley stated that IDOT builds to certain standards when building the roads and very few options are available, but he will bring this concern to IDOT. The Mayor suggested that, since there is no cost, we ask IDOT for estimates on all the options.

Mr. Salamowicz stated that IDOT is asking which options the Village would like to include, and they will incorporate them into the plans and will provide estimates.

Trustee Ward suggested that we put a multi-use trail on one side and a sidewalk on the alternate side. She is concerned about multi-use on both sides because of the additional right-of-way needed and it will take away some of our commercial property and limit future development. Trustee Ward questioned who would be responsible for the maintenance of the multi-use trail and sidewalk.

Mr. Salamowicz stated that IDOT has not indicated that the maintenance would be the responsibility of the municipality, but this has not been confirmed.

Mayor Daley noted that the Village will need to coordinate with Lockport regarding the preference of a trail or sidewalk on the south side of 159th Street.

Trustee Knaack suggested that if we do a multi-use path on one side and a sidewalk on the other, we may want to consider putting in a 6 ft. sidewalk since this is a major corridor.

Mayor Daley commented that the loop of the water system that will eventually go out to the unincorporated areas is down 159th Street and some of the right-of-way will need to be used for that line.

Trustee Niemiec commented that she is not comfortable putting in a multi-use trail without any lighting, and the issue of public safety needs to be considered.

Trustee Knaack asked if it is possible to have any type of recapture agreement on lighting along the roadway for future businesses that develop.

Attorney Horvath commented that lighting along a roadway wouldn't benefit one business more than the general public, in which case the Village does not have the ability to recapture. If a future business specifically requested lighting and the municipality put it in, perhaps there could be a recapture agreement.

Trustee Yukich suggested putting lighting down the middle of the road on the 30 ft. medians. The Mayor stated he will ask IDOT.

Trustee Niemiec asked if the construction will have a detrimental impact on the businesses on the south side of 159th Street.

Mr. Salamowicz stated that IDOT's plan does not have them taking any businesses, only right-of-way.

Mayor Daley stated that he will contact IDOT and let them know that the Board has a number of unanswered questions, and one involves an adjacent community. Information from IDOT and Lockport will be given to the Board as it is received.

Trustee Knaack made a motion to defer consideration of this item to the next Board meeting; second by Trustee Ward.

Voice Vote:

All Ayes: (5) Trustees Costa, Knaack, Niemiec, Ward and Yukich

Nays: (0) None

Absent: (1) Trustee Sabo

Motion carried.

4. Motion to Authorize the Mayor to Approve Expenses not to Exceed \$500.00 for the Development of a Public Information Website Dedicated to the School Issue.

Trustee Ward made a motion to authorize the Mayor to approve expenses; second by Trustee Yukich.

Trustee Ward reported that this was discussed at the Community and Economic Development Committee meeting regarding the school overcrowding and safety issue. The Committee recommended establishing a stand alone website to educate the public about the proposal that is being considered and is asking the Board to authorize the expenditure if the Board does decide to move forward with the “Build America Bonds”. The Committee believes that a separate website domain name that is specific to the school would be easier for the public to access and use and it would be linked to the Village website. This site could be populated with information about the proposal and serve as a means to answer resident’s questions. The website would not be activated if the “Build America Bonds” proposal is not being pursued by the Village Board or the School Board. Committee member Ken Lomasney and his company U-Marketing are volunteering their labor to design and populate the site and Homer Glen would create the information to be included.

The Mayor asked the Clerk to call the Roll:

Roll Call Vote:

Ayes: (5) Trustees Costa, Knaack, Niemiec, Ward and Yukich

Nays: (0) None

Abstain: (0) None

Absent: (1) Trustee Sabo

The Mayor did not vote.

Motion carried.

J. WORKSHOP ITEMS

1. School Proposal – Discussion of Potential Intergovernmental Agreement

Mayor Daley stated that the School Board has not decided which option they are committing to, and cost figures have not been compiled for the option of Homer Glen building a new school. The School Board will be meeting on August 3rd to discuss the three options.

The Mayor read a letter from Chapman & Cutler regarding the Intergovernmental Agreement and Lease for the purpose of financing a new high school on land owned by the District within the Village of Homer Glen. The letter reviewed the proposed conditions of the Intergovernmental Agreement including the lease agreements, operating costs, and issuing of bonds. The letter stated that since Chapman & Cutler are acting as Bond Counsel to the School District, and anticipate also serving as Bond Counsel to the Village, they could not negotiate the lease terms to either party and would only advise as to the minimum lease terms that would be necessary for them to render their opinions. Formal Conflict of Interest waivers from the Village and School District would be necessary for the transactions to move forward, and time spent beyond what they have contributed to date would be subject to payment by the Village. Chapman & Cutler will be sending information describing the engagement and terms of payment.

Attorney Horvath voiced his concern about Chapman and Cutler requiring a Waiver of Conflict of Interest from the District and Village, and suggested that the Village consider retaining independent Bond Counsel that would have no conflict of interest, or potential conflict because of the magnitude of this transaction.

The Mayor reviewed the points previously discussed by the Board for inclusion in the Intergovernmental Agreement:

- . Ownership of the building
- . Operations
- . Parks and fields
- . Public Building Committee
- . Attendance
- . Sewer Line

Trustee Ward clarified that the School District will allow Homer Glen to use the land to build the school and will not be giving the land to the Village; and stated that the decision is not whether to build the sewer line or the school, as both are important to the community. In order for the school to be built, the sewer line needs to be constructed. Part of the concept of the "Build America Bonds" incorporates the extension of the sewer line to the school facility and would be built into the bonds and be part of the recapture. Each project would be itemized, separated and include a recapture on the sewer line.

Trustee Ward stated that a draft Intergovernmental Agreement needs to be submitted to the School Board for consideration at their August 3rd meeting.

Mayor Daley stated that School Board President Ron Svava indicated that he will ask the School Board for direction and does not need an Intergovernmental Agreement at this point. If the School Board determines that building a new school is the best option, the agreement can be drafted.

Tom Polke, noted that School Board President Svava commented that the District and Administrative Team have outlined some of the issues they would like to see included in the agreement.

Trustee Niemiec suggested that the type of school should be included in the agreement, and language be included to tie-in the athletic fields to the school.

Trustee Ward stated that the concept being discussed is for Homer Glen to have a 4-year school, or possibly a 3-year school using the Freshman Center concept at the east campus. Trustee Ward suggested that a plan for implementation of co-curricular activities be included in the agreement.

Mayor Daley noted that the plan being discussed is to build a school for 2,000 students and will be built in a fashion to allow for future growth. The school would begin as a sophomore/junior/senior campus and over time will be built-out to a 4-year campus.

Mr. Polke commented on other topics discussed by the Steering Committee to be included in the Intergovernmental Agreement :

- . Ownership of the building to be structured in a way to qualify for State grant money and preserve the opportunity for future grant funds.
- . Construction Manager vs. General Contractor and take every opportunity to get as many bids as possible.
- . Set criteria for the selection of architects.

Trustee Knaack noted that the Board had previously discussed the possibility of the School District paying back the Village in-kind with land for a community park, and if that were to happen, shared parking would be beneficial to the Village for a park, and suggested this be put into the agreement.

Village Attorney Horvath stated that he would like to submit the concept or the letter from Capman & Cutler to Vince Cainkar, who previously met with the Board concerning the possibility of acting as Bond Counsel for a different project. Attorney Horvath stated he would like to get Mr. Cainkar's opinion as to

what would be necessary for an intergovernmental agreement. The attorney commented that if the Village can avoid even the potential of a conflict of interest in a project of this magnitude, an independent Bond Counsel should be considered who would have more of the Village's interest at heart. While Chapman & Cutler would give the Village the best advice, they can only advise as to minimum lease terms, and a minimum may not be sufficient to the Village. If Mr. Cainkar is retained as Bond Counsel he probably will not charge an excessive fee to comment on this agreement. Attorney Horvath stated he will ask Mr. Cainkar to keep the fee between \$1,000 and \$2,500.

Trustee Ward asked for clarification as to what the President of the School Board needed from the Village for the August 3rd meeting when discussing the three options. She voiced her concern that the School Board will be looking for more concrete ideas and many not have the expected information from the Village.

Mr. Polke suggested that the Mayor contact the Board President to hear what the School Board is doing and offer topics to be summarized and discussed. He suggested that the Village not proceed with anything until after the School Board meets. Mr. Polke commented that it is always good to get second opinions or advice, but noted that Chapman & Cutler deals with the State Board on a daily basis.

Mayor Daley suggested that the Board wait on spending any money to get a second opinion until the School Board decides what direction they will follow. The Mayor suggested that the Trustees direct their comments to Administrative Assistant Heather Parker so a list can be compiled.

The Mayor commented that we can give the School Board an outline with our concerns and what we feel needs to be addressed in an intergovernmental agreement; however, the school has to make a decision as to which option they want to pursue.

Trustee Niemiec reiterated that we need to hear from the School Board if this concept is something they see as viable and want to pursue. The next step would be to take the details to our residents to get their feedback and input. The Board would then, based on the feedback and financial outline of the agreement, make the decision to proceed.

K. OLD BUSINESS

1. Roads in Hidden Valley Subdivision

Trustee Knaack asked if there was any update on the road improvements in the subdivision.

Mr. Salamowicz commented that last year an inspection was completed on the roads in Unit 5 of the subdivision, and a letter was sent to the developer with a punch list of items that needed to be done before the Village could accept the roads. Nothing was done, a follow-up letter was sent this year, but there has been no response. We will be talking to the developer again within the next few weeks.

Trustee Knaack questioned if we could compel the developer to fix the road.

Mayor Daley noted that the Village cannot make the developer fix the roads because there is no Letter of Credit for this subdivision. The Mayor asked if the Village could sue the developer if the condition of the roads became a life safety issue.

Attorney Horvath stated that the Village could file a lawsuit to enforce our ordinance, but we would have to prove that the developer failed to follow the ordinance.

The Mayor suggested that an up-dated list be given to the Village Attorney of what improvements have not been completed and what would be considered life safety issues. The Mayor suggested that the Village Attorney contact the developer as to why the improvements have not been done and give him the options available, which would include a personal lawsuit.

Trustee Yukich commented that the subdivision entrance has not been completed, the streets have many potholes, the snow is not plowed and residents cannot get out of their driveways, and this is a life safety issue.

Mayor Daley stated he will meet with the developer and explain the situation, and the liability issues the developer is facing.

Trustee Ward asked if an action plan could be prepared and notify the residents of what is being done.

Mayor Daley commented that because of the cost of carrying a Letter of Credit, developers are asking if they can turn the subdivision over to the Village if final improvements are done and get back their LOC, even though there are open lots.

2. Alignment of Walking Path through Yangas Park

Mayor Daley stated that he walked through Yangas Park and saw major issues with flooding. While it may be the right place for a walking path in the future, he strongly opposes putting in this part of the walking path until the flooding issue is addressed. Mayor Daley commented that residents have voiced their concern because this year the water has never fully receded in this area. The water that is currently on this property is equal to a ten-year flood, and when there are 20, 30, 50 and 100-year floods the conditions will be much worse.

Trustee Knaack commented that the trail was designed by professional engineers and approved by IDOT based on existing conditions. There is a portion of the trail where it enters the park near Venetian Way where a few inches of grade needs to be added and can be done with a change order. Trustee Knaack stated that all but approximately 10% of the trail will be built above a 2-year flood elevation and the concept of the 2-year flood elevation is that over time, on an average, it will flood once every two years. This is based on a hydraulic study of the area which was recently done by Robinson Engineering. He noted that this area is a flood plain and we will never be able to change that, but a usable, acceptable trail can be put through the park by having competent engineers design the trail and make the best of the situation that we have now.

Trustee Knaack suggested that we need to move on with the trail that has been planned since 2006, unless we receive new information that changes the situation.

Trustee Yukich stated that he walked the area and agrees that the flooding problem needs to be addressed before putting in the walking path, and noted that the creek has to be cleaned up and the bridge has to be removed.

Dana Ludwig from Robinson Engineering stated in that particular location, the path is going to be approximately one foot higher than the existing grade. New culverts with a larger capacity will be built at each crossing of the creek or tributary at both of the locations through Yangas Park.

Trustee Knaack stated that the dam will be removed and replaced with culverts.

Mayor Daley commented that by cleaning the creek and removing the obstructions the water could have a better chance of moving downstream. If the obstructions are not removed, the overrun from the nearby waste water treatment plant goes right into the creek and remains there. The Mayor suggested that the creek be cleaned at the same time that the culverts are removed.

Trustee Yukich suggested that Robinson Engineering look at the area to determine what has to be done to correct the problems.

3. Speeding Problems

Trustee Yukich stated the counters are on the streets and will be placed in each area for one week. Highway Commissioner Mike DeVivo will be taping the streets and he will absorb the cost. Signs are

being made up with the message “What’s the Rush” and will be put in certain areas throughout the Village.

4. Oakwood Court

Trustee Yukich stated he has received calls from residents of Oakwood Court concerning the lack of maintenance of the landscaping on the traffic circle.

Trustee Niemiec suggested that maintenance of this area be added to our landscape contract.

L. NEW BUSINESS

1. Trustee Knaack asked the Board to review the prioritization list for the neighborhood parks that was prepared by the Parks and Recreation Committee, and consider future land purchases, budgeting and possible grants so these proposed parks can be developed in the future.

M. EXECUTIVE SESSION

Trustee Ward made a motion to go into Executive Session to discuss Imminent and Pending Litigation; Land Acquisition; and IAW Rate Case; second by Trustee Costa.

Voice Vote:

All Ayes: (5) Trustees Costa, Knaack, Niemiec, Ward and Yukich

Nays: (0) None

Absent: (1) Trustee Sabo

Motion carried.

The Board recessed to Executive Session at 10:11 p.m.

Mayor Daley stated that the Board chose not to go into Executive Session due to lack of necessary recording equipment.

Trustee Ward made a motion to reconvene the Board meeting; second by Trustee Yukich.

Voice Vote:

All Ayes: (5) Trustees Costa, Knaack, Niemiec, Ward and Yukich

Nays: (0) None

Absent: (1) Trustee Sabo

Motion carried.

The meeting reconvened at 10:19 p.m.

Trustee Niemiec asked if the Board was in agreement to authorize Richard Balough to file an appeal along with the Attorney General regarding the cross-appeal of Illinois American. If the appeal goes further, at this point he estimates the cost will not exceed \$1,000.00. Should it extend beyond that amount, Trustee Niemiec recommended that it be brought back to the Board for discussion.

The Board agreed to file the appeal and authorize the cost.

N. ADJOURNMENT

Trustee Costa made a motion to adjourn the meeting; second by Trustee Yukich.

The meeting was adjourned at 10:22 p.m.

Respectfully Submitted,

Gale Skroboton, Village Clerk

Approved at the Board of Trustees Meeting dated August 10, 2010