



AGENDA

REGULAR VILLAGE BOARD MEETING

November 17, 2020
7:00 PM

1. CALL TO ORDER

2. PLEDGE OF ALLEGIANCE

INVOCATION (REVEREND MARIANNE OKUBO, SHINNYO-EN USA TEMPLE)

3. APPROVAL OF MINUTES OF OCTOBER 27, 2020

4. MAYOR & BOARD OF TRUSTEES' REPORT

5. ACCOUNTS PAYABLE WARRANT: OCTOBER 31, 2020 \$ 2,370,021.35
NOVEMBER 17, 2020 \$ 2,306,554.63

6. CONSENT AGENDA

- a. Consideration to authorize payment of \$2,000 in dues to the Illinois Municipal League for Fiscal Year 2021-2022.

(The Illinois Municipal League (IML) represents municipalities on legislation pending before the General Assembly.

(In addition, the Village dues payment includes subscriptions to the Illinois Municipal Review, a monthly publication that contains articles on programs and findings of member municipalities.

(Sufficient funds are budgeted and available for this purpose in the General Fund.)

- b. Consideration of a request from the Elk Grove Village Public Library, 1001 Wellington Avenue, to waive permit fees to renovate the north entrance sidewalk for ADA compliance in the amount of \$750.

(It has been past practice of the Village Board to grant fee waivers for governmental and non-profit organizations.

(The Director of Community Development recommends approval.)

- c. Consideration to approve the first quarter financial report ending July 31, 2020.

(As part of the new financial software system, staff has created quarterly financial reports comparing year to date numbers to the prior year.
(The Director of Finance recommends approval.)

- d. Consideration to award a purchase contract through the United States GSA Contract to Atlas Toyota of Elk Grove Village, IL for the purchase of two (2) Toyota fork lifts in the amount of \$57,392 from the General Fund and Water & Sewer Fund.

(Funds have been allocated in the FY2021 Budget to replace the fork lift trucks at both Public Works facilities, due to excessive age, poor reliability and repair part obsolescence. (Toyota Fork Lift trucks are available from Atlas Toyota of Elk Grove Village, IL through the United States GSA contract GS-07F-1099T.

(The truck for the James Paul Petri Public Works Facility will be replaced with a higher capacity truck more suitable to the needs of the department.

(The truck for the Public Works Biesterfield Facility will be replaced with a similar capacity truck.

(The cost for each fork lift truck is \$32,042 and \$25,350 respectively, for a total of \$57,392.

(Adequate funds are available in the Water & Sewer Fund and the General Fund.

(The Director of Public Works recommends approval.)

- e. Consideration to award a purchase contract through the Suburban Purchasing Cooperative (SPC) to Currie Motors of Frankfort, IL, for the purchase of a Ford F-250 service truck with plow, in the amount of \$46,047 from the Water & Sewer Fund.

(Funds have been allocated in the FY2021 Budget to replace unit 817, a 2008 Ford F-250 service truck.

(The Ford F-250 service truck with plow is available through the Suburban Purchasing Cooperative (SPC) Contract from Currie Motors of Frankfort, IL, in the amount of \$46,047.

(Adequate funds are available in the Water & Sewer Fund.

(The Director of Public Works recommends approval.)

- f. Consideration to award a purchase contract through the Sourcewell Purchasing Cooperative to TransChicago Truck Group of Elmhurst, IL for the purchase of a Freightliner Chipper Truck with plow in the amount of \$160,750 from the Capital Replacement Fund.

(Funds have been allocated in the FY2021 Budget to replace truck 704, a 2005 International 7400, due to excessive age and wear.

(The Freightliner Chipper Truck with plow is available through the SourceWell Purchasing Cooperative from TransChicago Truck Group of Elmhurst, IL in the amount of \$160,750.

(Adequate funds are available in the Capital Replacement Fund.

(The Director of Public Works recommends approval.)

- g. Consideration to concur with prior Village Board authorization to increase the 2020 Village-Wide Concrete Replacement Program construction contract with Strada Construction Company of Addison, IL for the fall restoration concrete work within the Village right-of-way in the amount not to exceed \$36,000 for a total contract amount of \$374,200 from the General and Water & Sewer Funds.

(Each fall the Public Works Department completes a fall restoration concrete list to repair areas disturbed during emergency infrastructure repairs.

(There are 32 locations throughout the Village that can be completed for a total of \$36,000.

(Strada Construction Company has agreed to honor their awarded prices from the 2020 Village-Wide Concrete Replacement Program.

(The original contract with Strada Construction Company was approved by the Village Board on April 14, 2020.

(Appropriated funds for the project are available in the General and Water & Sewer Funds.

(The Director of Public Works recommends approval.)

- h. Consideration to increase the construction contract with Gerardi Sewer & Water Company from Addison, IL for the Ridgewood Road and Crest Avenue Water Main Improvements project in the amount of \$63,231.23 for a total contract amount of \$1,043,185.14 from the Water & Sewer Fund.

(The Village awarded a construction contract to Gerardi Sewer & Water Company, of Addison on Tuesday, April 14, 2020 for the Ridgewood Road and Crest Avenue Water Main Improvements project.

(Unknown utility conflicts and an increase in pavement patching and sidewalk rehabilitation has necessitated a contract increase.

(The proposed increase of \$63,231.23 will result in a total contract amount of \$1,043,815.14.

(Adequate funds are available in the Water & Sewer Fund.

(The Director of Public Works has recommended approval.)

- i. Consideration to award a professional service contract to HR Green McHenry, IL for engineering design and bidding services for the Rehabilitation of Shenandoah Sanitary Lift Station in the amount of \$41,808 from the Water and Sewer Fund.

(A proposal was solicited from HR Green McHenry, IL for Engineering Services, which include: survey, develop contract plans and specifications, utility coordination and permitting to rehabilitate Shenandoah Sanitary Lift Station.

(The current lift station has exceeded its useful life expectancy and is in need of major rehabilitation.

(The proposed rehabilitation will ensure reliable sanitary services and decrease maintenance costs associated with maintaining an aging lift station.

(The Director of Public Works recommends approval.)

- j. Consideration to award a professional service contract to Engineering Resource Associates of Warrenville, IL for Phase II Engineering Services for a water main replacement project along Cottonwood Drive, Fleetwood Lane, Redwood Avenue and Rockwood Drive in the amount of \$62,059.75 from the Water and Sewer Fund.

(A proposal was solicited from Engineering Resource Associates of Warrenville, IL for Phase II Engineering Services to develop contract plans and specifications for a water main replacement project along Cottonwood Drive, Fleetwood Lane, Redwood Avenue and Rockwood Drive in the amount of \$62,059.75 from the Water and Sewer Fund.

(Engineering Resource Associates has successfully completed design and construction engineering services on a number of water main projects for the Village over the past few years.

(Adequate funds are available in the Water and Sewer Fund.

(The Director of Public Works has recommended approval.)

- k. Consideration to award a professional services contract to Engineering Enterprises, Inc. of Sugar Grove, IL for Professional Engineering Services to design the new Busse and Oakton Elevated Water Storage Tank in the amount of \$230,174.00 from the Busse-Elmhurst TIF Fund.

(A proposal for professional engineering services was solicited from Engineering Enterprises, Inc. of Sugar Grove, IL for the design of the new Busse and Oakton Elevated Water Storage Tank and demolition of the old Pratt Street Elevated Water Storage Tank.

(Engineering Enterprises, Inc. has successfully analyzed and designed several elevated water storage tanks for other Municipalities in the Chicagoland area. Engineering Enterprises has successfully completed engineering and construction supervision for various Village projects, including our water model improvements, water well rehabilitations, and street reconstruction projects.

(Adequate funds are available in the Busse Elmhurst TIF Fund.

(The Director of Public Works recommends approval.)

- l. Consideration to concur with the 2020 combined Village and Library property tax levy determination of \$32,028,712 less the proposed abatement of \$6,351,995 for a net levy \$25,676,717.

(This will be the 14th consecutive year that the Village Board is holding the line on property taxes. The Village tax levy will remain flat or zero increase.

(The Library request is up \$139,027 from last year.

(The Director of Finance recommends approval.)

- m. Consideration to award a professional service contract to HR Green, Inc. of Aurora, IL to undertake a topographic survey of Midway Court in an amount not to exceed \$29,155 from the Busse-Elmhurst TIF Fund.

(The Village is seeking a topographic survey of Midway Court for future design and reconstruction purposes.

(As part of the work, HR Green will be conducting surveys of the right-of-way, roadway topography, and drainage ditches, as well as creating a topographic survey base map of Midway Court.

(HR Green, Inc. has successfully provided consulting services to the Village for the construction management of the two new fire stations, two Public Works facilities, the Beisner Road R.O.W. Storm Sewer Replacement, Higgins Road watermain extension, as well as numerous other projects.

(The Deputy Village Manager recommends approval.)

- n. Consideration to award a purchase contract through the SPC Joint Purchasing Cooperative to Sutton Ford of Matteson, IL for the purchase of a Ford F-550 dump truck with plow and spreader, in the amount of \$74,321 from the Water & Sewer Fund.

(Funds have been allocated in the FY2021 Budget to purchase a Ford F-550 Dump Truck with plow and salt spreader.

(The Ford F-550 dump truck with plow and spreader is available through the Suburban Purchasing Cooperative (SPC) Joint Purchasing Contract from Sutton Ford of Matteson, IL in the amount of \$74,321.

(Adequate funds are available in the Water & Sewer Fund.

(The Director of Public Works recommends approval.)

- o. Consideration to adopt Ordinance No. 3687 annexing certain property to the Village of Elk Grove Village and rezoning same in accordance with the Village's Comprehensive Plan and Zoning Map (1920 E. Higgins and 1932 E. Higgins).

(The property located on Higgins Road is in unincorporated Cook County, which property is contiguous to the Village of Elk Grove Village.

(This property is not within the corporate limits of any municipality.

(The Mayor and Board of Trustees find and believe it to be in the best interest of the Village that said land and territory be annexed to the Village and be zoned I-1 Restricted Industrial District upon annexation.)

- p. Consideration to adopt Resolution No. 74-20 accepting the results of the canvass conducted by the canvassing board of the Cook County Clerk's Office of the votes of the Presidential Primary Election for an Advisory Referendum held on Tuesday, March 17, 2020 and proclaiming the results.

(A General Advisory Referendum regarding local neighborhood community events was placed on the ballot for the March 17, 2020 Presidential Primary Election.

(This Resolution accepts the results of the canvass conducted by the canvassing board of the Cook County Clerk's Office stating that the voters would like the Village to continue to offer local neighborhood community events.)

- q. Consideration to adopt Resolution No. 75-20 authorizing the Mayor to execute a Wetland Credit Agreement between Wetlands Mitigation of Illinois, LLC and the Village of Elk Grove Village as part of the Brickvale Drive Culvert Replacement.

(A Wetland Credit Agreement for improvements for the mitigation of wetlands at the Brickvale Drive Culvert over Willow as part of the Brickvale Drive Culvert Replacement project to be executed by and between the Wetlands Mitigation of Illinois, LLC and the Village of Elk Grove Village.

(The purchase of a total 0.00105 acres of wetland credit is required by the U.S. Army Corps of Engineers permit due to affecting 0.0007 acres of wetlands within the Brickvale Drive Culvert replacement.

(The Director of Public Works has recommended approval)

7. REGULAR AGENDA

8. PLAN COMMISSION - Village Manager Rummel

- a. PC Docket 20-9 - A request for a Public Hearing to consider a petition submitted by the Elk Grove Park District for a Special Use Permit to permit the development of a public dog park and associated parking lot in an A-2 Multiple-Family Residence District for property located at 614 Perrie Drive. (Continued - Date yet to be determined.)

9. ZONING BOARD OF APPEALS - Village Manager Rummel

10. YOUTH COMMITTEE - Trustee Franke

11. BUSINESS LEADERS FORUMS - Trustee Lissner

12. CABLE TELEVISION COMMITTEE - Trustee Lissner

13. HEALTH & COMMUNITY SERVICES - Trustee Czarnik

14. INFORMATION COMMITTEE - Trustee Lissner

15. RECYCLING & WASTE COMMITTEE - Trustee Feichter

16. PARADE COMMITTEE - Trustee Czarnik

17. PERSONNEL COMMITTEE - Trustee Franke

18. JUDICIARY, PLANNING AND ZONING COMMITTEE - Trustee Prochno

- a. Airbnb Short Term Rental
- b. Telecommunication Facilities

19. CAPITAL IMPROVEMENTS COMMITTEE - Trustee Czarnik

20. AIRPORT UPDATE

21. MID-SUMMER CLASSICS CONCERT SERIES UPDATE - Mayor Johnson

22. SPECIAL EVENTS COMMITTEE - Mayor Johnson

23. LIQUOR COMMISSION - Mayor Johnson

24. REPORT FROM VILLAGE MANAGER

25. REPORT FROM VILLAGE CLERK

26. UNFINISHED BUSINESS

27. NEW BUSINESS

28. PUBLIC COMMENT

29. ADJOURNMENT

In compliance with the Americans with Disabilities Act and other applicable Federal and State laws, the meeting will be accessible to individuals with disabilities. Persons requiring auxiliary aids and/or services should contact the Village Clerk, preferably no later than five days before the meeting.

ORDINANCE NO. _____

AN ORDINANCE ANNEXING CERTAIN PROPERTY TO THE VILLAGE OF ELK GROVE VILLAGE AND REZONING SAME IN ACCORDANCE WITH THE VILLAGE'S COMPREHENSIVE PLAN AND ZONING MAP (1920 E. HIGGINS AND 1932 E. HIGGINS)

WHEREAS, there exists certain contiguous property, as legally described herein, in unincorporated Cook County, which property is less than sixty (60) acres in size and is wholly bounded by the Village of Elk Grove Village; and

WHEREAS, said property is not within the corporate limits of any municipality; and

WHEREAS, the corporate authorities of the Village of Elk Grove Village are desirous of annexing said property to the Village of Elk Grove Village; and

WHEREAS, the corporate authorities of the Village of Elk Grove Village have given notice of the contemplated annexation by publication in the Daily Herald, a newspaper of general circulation in the territory hereinafter described, on October 23, 2020; said date being not less than ten (10) days prior to passage of this Ordinance; and

WHEREAS, any taxpayer, township supervisor, township clerk, township board member, township highway commissioner, fire protection district trustee, library district trustee, corporate authority of Cook County or other entity or person entitled to notice prior to the annexation of the subject property has been given such notice as is required by law; and

WHEREAS, the affidavits of service of such notices required herein are on deposit with the Village Clerk and have been recorded in the office of the Recorder of Deeds of Cook County, Illinois as is required by law; and

WHEREAS, the Mayor and Board of Trustees find and believe it to be in the best interest of the Village that said land and territory be annexed to the Village pursuant to the provisions of Article 7, Division 1 of the Illinois Municipal Code (65 ILCS 5/7-1-1, *et seq.*), specifically Section 7-1-13 of said Article (65 ILCS 5/7-1-13), and be zoned upon annexation.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Board of Trustees of the Village of Elk Grove Village, Counties of Cook and DuPage, Illinois as follows:

Section 1: That certain contiguous land and territory, which land and territory is less than sixty (60) acres in size and is wholly bounded by the Village of Elk Grove Village and is

not within the limits of any other municipality, and legally described hereinafter in Section 2, be and the same is hereby annexed to the Village of Elk Grove Village, so that said territory shall be included within the boundary limits of said Village as is by law in such case made and provided.

Section 2: That the subject property is legally described as follows:

PIN 08-26-101-014:

THAT PART OF THE WEST HALF OF THE NORTHWEST QUARTER OF SECTION 26, TOWNSHIP 41 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT IN THE CENTER LINE OF HIGGINS ROAD, 510 FEET SOUTHEASTERLY OF THE NORTH LINE OF SECTION 26, AFORESAID; THENCE SOUTHEASTERLY ALONG THE CENTER LINE OF HIGGINS ROAD 425 FEET; THENCE NORTH 49 DEGREES 25 MINUTES 49 SECONDS EAST, AT RIGHT ANGLES TO SAID CENTER LINE, 257.02 FEET; THENCE NORTH 43 DEGREES 48 MINUTES 56 SECONDS EAST, 92.50 FEET TO A LINE 82.5 FEET SOUTHWESTERLY OF AND PARALLEL WITH THE SOUTHWESTERLY LINE OF THE TOLL ROAD; THENCE NORTHWESTERLY ON SAID PARALLEL LINE 440.21 FEET; THENCE NORTHWESTERLY 161.97 FEET TO A POINT IN THE SOUTH LINE OF OAKTON STREET 82.5 FEET WEST OF THE SOUTHWESTERLY LINE OF TOLL ROAD; THENCE NORTHWESTERLY PARALLEL WITH THE SOUTHWESTERLY LINE OF SAID TOLL ROAD, 69.22 FEET TO THE NORTH LINE OF SECTION 26 AFORESAID; THENCE WEST ALONG THE NORTH LINE OF SECTION 26 AFORESAID 17.86 FEET; THENCE SOUTH AT RIGHT ANGLES TO THE NORTH LINE OF SECTION 26 AFORESAID 101.1 FEET; THENCE SOUTHEASTERLY ALONG A LINE PARALLEL WITH AND 200 FEET NORTHEASTERLY OF THE CENTERLINE OF HIGGINS ROAD 205.47 FEET; THENCE SOUTHWESTERLY TO THE POINT OF BEGINNING, (**EXCEPT** THAT PART TAKEN FOR HIGGINS ROAD AS WIDENED AND THAT PART FALLING IN OAKTON STREET), ALSO (**EXCEPT** THAT PART LYING NORTHWESTERLY OF THE FOLLOWING DESCRIBED LINE: **BEGINNING** AT A POINT IN THE CENTER LINE OF HIGGINS ROAD AFORESAID 615.14 FEET SOUTHEASTERLY OF ITS INTERSECTION WITH THE NORTH LINE OF THE NORTHWEST QUARTER OF SECTION 26 AFORESAID; THENCE NORTH 49 DEGREES 25 MINUTES 49 SECONDS EAST, AT RIGHT ANGLES TO SAID CENTER LINE, 272.28 FEET; THENCE NORTH 36 DEGREES 10 MINUTES 27 SECONDS WEST 33.70 FEET; THENCE NORTH 49 DEGREES 30 MINUTES 28 SECONDS EAST 25 FEET, MORE OR LESS, TO A LINE 82.50 FEET SOUTHWESTERLY OF AND PARALLEL WITH THE SOUTHWESTERLY LINE OF TOLL ROAD AFORESAID, BEING THE TERMINUS OF THE LINE HEREIN DESCRIBED), IN COOK COUNTY, ILLINOIS.

CONTAINING 87,376 SQUARE FEET (2.006 ACRES), MORE OR LESS.

PIN 08-26-101-017:

THAT PART OF THE WEST HALF OF THE NORTHWEST QUARTER OF SECTION 26, TOWNSHIP 41 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS:

(FOR THE PURPOSE OF THIS DESCRIPTION, THE EAST LINE OF THE WEST HALF OF THE NORTHWEST QUARTER OF SECTION AFORESAID IS ASSIGNED A BEARING OF NORTH 0 DEGREES 31 MINUTES 38 SECONDS EAST) **BEGINNING** AT A POINT IN THE SOUTHWESTERLY LINE OF PROPERTY CONVEYED TO THE NORTHERN ILLINOIS GAS COMPANY (BY DEED DATED NOVEMBER 10, 1958 AND RECORDED DECEMBER 18, 1958 AS DOCUMENT 17408538) 58.96 FEET NORTHWESTERLY OF THE SOUTHEAST CORNER THEREOF; THENCE NORTHWESTERLY ALONG SAID SOUTHWESTERLY LINE BEING AN ARC CONVEX SOUTHWESTERLY AND HAVING A RADIUS OF 3072.29 FEET FOR A DISTANCE OF 26.55 FEET; THENCE SOUTH 43 DEGREES 48 MINUTES 56 SECONDS WEST 92.16 FEET; THENCE SOUTH 61 DEGREES 04 MINUTES 23 SECONDS EAST, 72.84 FEET; THENCE NORTH 13 DEGREES 49 MINUTES 25 SECONDS EAST, 88 FEET TO THE POINT OF BEGINNING, IN COOK COUNTY, ILLINOIS.

CONTAINING 3,839 SQUARE FEET (0.088 ACRES), MORE OR LESS.

A plat of annexation accurately depicting the subject property is attached hereto as Exhibit A and made a part hereof. If applicable, the annexed boundary shall extend to the far side of any unincorporated adjacent highway and shall include all or every highway within the area annexed, and these highways shall be considered annexed even though not included in the property description.

Section 3: That upon annexation, said property shall be automatically classified in the Village of Elk Grove as the zoning district I-1 Restricted Industrial District in accordance with Chapter 6, Section 6-4, of the Zoning Code of the Village of Elk Grove Village.

Section 4: That the Mayor is hereby authorized to execute and the Village Clerk is hereby authorized to attest to the plat of annexation of said property.

Section 5: That the Village Clerk of the Village of Elk Grove Village is directed to record a certified copy of this ordinance together with a plat of annexation of said territory, as appended hereto, with the Recorder of Deeds of Cook County, Illinois.

Section 6: That the Village Clerk is hereby directed to file with the County Clerk and the Cook County Election Department a certified copy of this ordinance together with a plat of annexation of said territory, as appended hereto, and to report the annexation of the territory to the proper postal service officials.

Section 7: That the Village Clerk is directed to amend the official Village map in accordance with the provisions of this ordinance.

Section 8: That the Village Clerk is authorized to publish this ordinance in pamphlet form.

Section 9: That this ordinance shall be in full force and effect from and after its passage, approval and publication in pamphlet form according to law.

VOTE: AYES: _____ NAYS: _____ ABSENT: _____

PASSED this _____ day of _____ 2020.

APPROVED this _____ day of _____ 2020.

APPROVED:

Mayor Craig B. Johnson
Village of Elk Grove Village

ATTEST:

Loretta M. Murphy, Village Clerk

PUBLISHED this _____ day of _____ 2020 in pamphlet form.

RESOLUTION NO. _____

A RESOLUTION ACCEPTING THE RESULTS OF THE CANVASS CONDUCTED BY THE CANVASSING BOARD OF THE COOK COUNTY CLERK'S OFFICE OF THE VOTES OF THE PRESIDENTIAL PRIMARY ELECTION FOR AN ADVISORY REFERENDUM HELD ON TUESDAY, MARCH 17, 2020 AND PROCLAIMING THE RESULTS

WHEREAS, a Presidential Primary Election was held in and for the Village of Elk Grove Village, Counties of Cook and DuPage, Illinois, on Tuesday, March 17, 2020, for the purpose of presenting an advisory referendum; and

WHEREAS, the Cook County Clerk canvassed the results of the election and as required by Statute provided the following totals to the Village Clerk.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Trustees of the Village of Elk Grove Village, Cook and DuPage Counties, Illinois, as follows:

Section 1: That said primary election was duly held as provided by law.

Section 2: That a total of 5,789 votes were cast for an advisory referendum asking:

“Should the Village have local neighborhood community events?”

VOTE: YES 5,095 NO 694

By Elk Grove Township received 3,760 votes

By Schaumburg Township received 2,029 votes

Section 3: That the Proclamation of the Canvassing Board is hereby accepted in total.

Section 4: That this Resolution shall be in full force and effect from and after its passage and approval according to law.

VOTE: AYES: _____ NAYS: _____ ABSENT: _____

PASSED this _____ day of _____ 2020.

APPROVED this _____ day of _____ 2020.

APPROVED:

Mayor Craig B. Johnson
Village of Elk Grove Village

ATTEST:

Loretta M. Murphy, Village Clerk

Cook County Clerk's Office

**Suburban Cook County Election Results
Official Certificate of Results**

[Back to Election Summary Results](#)

[Print Results](#)

March 17, 2020 Presidential Primary Election

The Cook County Clerk, having completed a canvass of all votes cast for Village of Elk Grove Village, Community Events, hereby certifies the following vote totals:

Candidates	Percentage	Votes
YES	88.01%	5,095
NO	11.99%	694
Total:	100%	5,789

There being more YES votes than NO votes, the referendum succeeds.

Below is the abstract of votes by precinct.

Dated this April 07, 2020.



Karen A. Yarbrough, Cook County Clerk

Township - Village of Elk Grove Village, Community Events

Township	Registered Voters	Ballots Cast	Ballots Cast		Total Votes
			YES	NO	
Elk Grove	14,507	4,012	3,351	409	3,760
Schaumburg	9,050	2,173	1,744	285	2,029
Suburban Cook County Total	23,557	6,185	5,095	694	5,789

Precinct - Village of Elk Grove Village, Community Events

Precinct	Registered Voters	Ballots Cast	Ballots Cast		Total Votes
			YES	NO	
Elk Grove 2	957	199	174	13	187
Elk Grove 3	1,073	313	265	35	300
Elk Grove 4	1,040	256	223	17	240
Elk Grove 9	930	270	228	23	251
Elk Grove 12	596	194	171	14	185
Elk Grove 13	960	265	222	21	243

Elk Grove 17	1,047	202	175	16	191
Elk Grove 18	1,375	330	278	33	311
Elk Grove 20	1,026	265	220	31	251
Elk Grove 29	877	286	241	21	262
Elk Grove 33	619	189	151	28	179
Elk Grove 43	882	246	203	28	231
Elk Grove 45	773	203	163	25	188
Elk Grove 47	1,082	405	324	49	373
Elk Grove 51	1,270	389	313	55	368
Schaumburg 47	905	297	243	41	284
Schaumburg 52	1,286	373	305	43	348
Schaumburg 56	1,028	283	224	46	270
Schaumburg 57	1,232	369	286	47	333
Schaumburg 64	919	127	111	9	120
Schaumburg 69	790	220	168	38	206
Schaumburg 73	1,204	7	6	0	6
Schaumburg 74	746	217	187	15	202
Schaumburg 76	940	280	214	46	260
Suburban Cook County Total	23,557	6,185	5,095	694	5,789

RESOLUTION NO. _____

A RESOLUTION AUTHORIZING THE MAYOR AND VILLAGE CLERK TO EXECUTE A WETLAND CREDIT AGREEMENT BETWEEN THE VILLAGE OF ELK GROVE VILLAGE AND WETLANDS MITIGATION OF ILLINOIS, LLC

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Trustees of the Village of Elk Grove Village, Counties of Cook and DuPage, State of Illinois as follows:

Section 1: That the Mayor be and is hereby authorized to sign the attached documents marked:

WETLAND CREDIT AGREEMENT

a copy of which is attached hereto and made a part hereof as if fully set forth and the Village Clerk is authorized to attest said documents upon the signature of the Mayor.

Section 2: That this Resolution shall be in full force and effect from and after its passage and approval according to law.

VOTE: AYES: _____ NAYS: _____ ABSENT: _____

PASSED this _____ day of _____ 2020.

APPROVED this _____ day of _____ 2020.

APPROVED:

Mayor Craig B. Johnson
Village of Elk Grove Village

ATTEST:

Loretta M. Murphy, Village Clerk

WETLAND CREDIT AGREEMENT

THIS WETLAND CREDIT AGREEMENT (“Agreement”) is made and entered into this 2nd day of November 2020, (the “Effective Date”) by and between Mill Creek WB, LLC, an Illinois corporation (“Seller”) and the Village of Elk Grove Village (“Purchaser”).

WITNESSETH:

WHEREAS, Purchaser has applied to the U. S. Army Corps of Engineers for a permit under Section 404 of the Clean Water Act, the Illinois Department of Natural Resources under the IWPA and the DuPage County Stormwater Management (“Permitting Agencies”) for a permit to allow the discharge of clean non-toxic fill material into 0.0007 acres of a wetland within the Brickvale Drive Culvert Replacement, Project in Elk Grove Village, Illinois (“Project”). Project Number assigned by the USACOE is LRC-2020-886.

WHEREAS, as a condition to the issuance of a permit from the Permitting Agencies Purchaser is required to compensate for said wetland impacts, and elects to do so through the purchase of wetland credits in the Sellers’ Mill Creek Wetland Mitigation Bank (“Wetland Bank”).

WHEREAS, the Permitting Agencies have determined that Purchaser shall be required to purchase a total of 0.00105 acres of wetland credit due to the proposed impacts to the wetlands resulting from the development of the Project.

WHEREAS, the Project is located in the Des Plaines River watershed and the Wetland Bank is also located in the same watershed.

NOW, THEREFORE, for and in consideration of the mutual covenants herein contained and other good and valuable consideration, the receipt and sufficiency of which are hereby mutually acknowledged, it is agreed as follows:

1) RECITALS: The recitals are hereby incorporated by this reference.

a.) COMPENSATION: Purchaser shall, subject to the terms and conditions hereinafter provided, pay to the Seller the sum of ONE THOUSAND DOLLARS (\$1,000 = "Purchase Price") for 0.00105 wetland credits from the Wetland Bank. Seller has a minimum charge for credit transactions of \$1,000. Purchase Price shall be paid in the following manner:

b) PAYMENT: Upon signing this Agreement Purchaser shall pay Seller a non-refundable deposit of 100% of the Purchase Price, or \$1,000, as payment in full. Payments shall be made to Mill Creek WB, LLC. Upon payment of Purchase Price Seller shall notify Permitting Agencies that 0.00105 acres of wetland credit have been secured from the Wetland Bank.

c) TERMINATION: If, after one hundred and twenty (120) days after the Effective Date, Purchaser has not received the Project Permit, then at any time thereafter until Purchaser receives the Project Permit either party may terminate this Agreement by written notice to the other party and the parties shall have no further obligations hereunder.

2) SELLERS PERFORMANCE INDEMNITY: In consideration of Payment of the Purchase Price, Seller affirms that it has sufficient wetland credits released by the Permitting Agencies in the Wetland Bank to satisfy the wetland credits required by Purchaser and hereby does sell such credits to Purchaser. Purchaser shall have no

obligation to perform any of the responsibilities or assume any liabilities of Seller now or hereafter as set forth by the Permitting Agencies in the development and maintenance of the Wetland Bank.

3) NOTICES: Any notices required or permitted hereunder shall be sufficiently given if delivered by overnight courier, by United States mail, return receipt requested, or by facsimile to the parties hereto as follows:

If to Seller: Mill Creek WB, LLC
C/o Land and Water Resources, Inc.
9575 West Higgins Road, Suite 901
Rosemont, IL 60018
Attn: Mr. John H. Ryan
Phone: 847-692-7170
Fax: 847-9939-5214
Email: jryan@lawrinc.com

If to Purchaser: Village of Elk Grove Village
450 East Devon Avenue
Elk Grove Village, Illinois 60007
Phone: 630-734-8800
Attn: Brian Lovering, P.E.
Email: BLovering@elkgrove.org

Any notice given pursuant hereto by overnight courier shall be effective as of delivery; any notice given pursuant hereto by United States mail, return receipt requested, shall be effective as of the third business day following its posting and any notice given pursuant hereto by facsimile shall be effective as of receipt of confirmation by the sending party.

4) PRIOR AGREEMENTS: This Agreement shall supersede any and all prior understanding and agreements between the parties hereto, whether written or oral, with respect to the subject matter hereof and may be amended only by a written instrument executed by or on behalf of both Seller and Purchaser.

5) APPLICABLE LAW: Seller and Purchaser shall be contractually bound to this Agreement, which shall be governed by the laws of the state of Illinois and subject to the requirements of any applicable federal law or regulation. Changes in federal, state or local laws, which might have otherwise impacted this Agreement shall not be enforced retroactively after execution of this Agreement. Each party shall be held harmless for damages sustained by the other party as a result of changes in federal, state or local laws or their interpretation or enforcement.

6) SUCCESSORS AND ASSIGNS: This Agreement shall inure to the benefit of and be binding upon the successors and assigns of Seller and Purchaser, as the case may be, and their respective successors and assigns. Neither party hereto shall assign any interest hereunder without the prior written approval of the other firsthand.

7) CONTRACT ACCEPTANCE: This Agreement is null and void if not executed within thirty (30) days of the effective date on first draft of Agreement, or date first draft of Agreement was sent to Purchaser. This time limitation shall be extended only upon written approval by all parties to this Agreement.

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed on the day and year first above written.

PURCHASER:

Village of Elk Grove Village

By: _____

SELLER:

Mill Creek WB, LLC

By: _____

John H. Ryan, Managing Member



11/6/2020

TO: Colby J. Basham, Director of Public Works

FROM: Brian Lovering, P.E., Chief Engineer

SUBJECT: Wetland Credit Agreement - Brickvale Road Culvert over Willow Creek

BACKGROUND:

Attached is a Wetland Credit Agreement for improvements for the mitigation of wetlands at the Brickvale Drive Culvert over Willow Creek as part of the Brickvale Drive Culvert Replacement project to be executed by and between the Wetlands Mitigation of Illinois, LLC and the Village of Elk Grove Village.

The Village is required to purchase a total 0.00105 acres of wetland credit as a condition of the U.S. Army Corps of Engineers' permit issued for the project due to affecting 0.0007 acres of wetlands within the Brickvale Drive Culvert replacement.

I recommended that a Resolution authorizing the execution of the Wetland Credit Agreement be approved by the Village Board. The Mayor must execute the Agreement after the passage of the Resolution. Adequate funds to cover the \$1,000.00 payment to purchase the required .00105 acres of wetland bank was including in the Phase II engineering consultant contract with Civiltech Engineering.

Your concurrence with this recommendation is respectfully requested with subsequent forwarding for Village Board consideration.

APPROVALS:

Brian Lovering

Brian Southey

Colby Basham

Lorrie Murphy

Maggie Jablonski

Matthew Roan

Created/Initiated

Approved

Approved

Approved

Approved

Final Approval

ATTACHMENTS:

1. Resolution
2. Agreement