



AGENDA
REGULAR VILLAGE BOARD MEETING
MAY 23, 2023
7:00 PM

1. CALL TO ORDER

2. PLEDGE OF ALLEGIANCE

INVOCATION (PASTOR DAN GREG, LUTHERN CHURCH OF THE HOLY SPIRIT)

3. APPROVAL OF MINUTES OF MAY 9, 2023

4. MAYOR & BOARD OF TRUSTEES' REPORT

5. ACCOUNTS PAYABLE WARRANT: MAY 23, 2023

6. CONSENT AGENDA

- a. Consideration of a request from the Fraternal Order of Police Elk Grove Village Lodge No. 35 to waive FY 2023-24 business license fees in the amount of \$50.

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

(The Director of Finance recommends approval.)

- b. Consideration of a request from Queen of the Rosary School, located at 690 Elk Grove Boulevard, to waive the FY 2023-24 business license fees in the amount of \$50.

(The Queen of the Rosary School is respectfully requesting the business license fee in the amount of \$50 to be waived for one vending machine that is located at 690 W. Elk Grove Boulevard.

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

(The Director of Finance recommends approval.)

- c. Consideration of a request from the Prairie Lake School, located at 408 E. Devon Avenue, to waive FY 2023-24 business license fees in the amount of \$100.

(The Prairie Lake School is seeking a waiver of FY2023-24 business license fees related to the school's resale of food.

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

(The Director of Finance recommends approval.)

- d. Consideration of a request from the Elk Grove Park District, located at 499 Biesterfield Road, to waive FY 2023-24 business license fees in the amount of \$135 for their Art in the Park event.

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

(The Director of Finance recommends approval.)

- e. Consideration of a request from the Elk Grove Park District to waive permit fees for the installation of an electrical line for new lights and outlets at Lions Park, 180 Lions Drive, in the amount of \$168.

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

(The Director of Community Development recommends approval.)

- f. Consideration of a request from the Society of St. Vincent de Paul located at 12731 S. Wood Street, Blue Island, IL to waive FY 2023-24 business license fees for the placement of a collection box at Queen of the Rosary Church in the amount of \$450.

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

(The Director of Finance recommends approval.)

- g. Consideration of a request from the Elk Grove Park District, located at 499 Biesterfield Road, to waive FY 2023-24 business license fees in the amount of \$3,135.

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

(The Director of Finance recommends approval.)

- h. Consideration to award a professional services contract to TruePoint Solutions of Incline Village, NV for Accela Software fire inspection management module implementation in the amount of \$30,000 from the General Fund.

(The Fire and Community Development Departments currently use Accela software for the processing and issuance of permits.

(In an effort to enhance customer service, the Fire Department is seeking to add an inspection management module to track fire permit inspection progress and increase permit coordination with the Community Development Department.

(The proposed contract provides for custom expansions to current software capabilities to allow for advanced inspection management and enhanced reporting.

(TruePoint Solutions is the authorized third-party implementation vendor for revisions to Accela software.

(The Fire Department has a positive working relationship with TruePoint Solutions.

(Adequate funds are available in the FY24 Fire Department General Fund budget.

(The Acting Fire Chief recommends approval.)

- i. Consideration to award a purchase contract to Heartland Business Systems of Lisle, IL for the purchase of HP desktop computers in the amount of \$31,326 from the FY 24 budget.

(The Village previously established a four year rotating replacement cycle for its PC hardware.

(The Village also previously standardized on a hardware vendor (HP) whose units have been proven to handle the demands of our increasingly complex networks.

(Each desktop will come with a 512 gb solid state hard drive, 16gb of ram, Windows 10, and a 3-year warranty.

(The favorable price of these units is available to the Village by virtue of HP's contract with the State of Illinois (contract number MNNVP-133-ILTPP).

(The Director of Information Technology recommends approval.)

- j. Consideration to award a professional service contract to Rebechini Studios, Inc. of Elk Grove Village, IL to manufacture an illuminated gateway sign for the amount of \$84,020 from the Busse Elmhurst Redevelopment Fund.

(Rebechini Studios, Inc., of Elk Grove Village, IL has provided the Village with a quote to fabricate and install a fountain gateway sign for the amount of \$84,020.

(The sign is to be located at the corner of Busse Road and Oakton Avenue.

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

(The Director of Public Works has recommended approval.)

- k. Consideration to award a professional services contract to HR Green of McHenry, IL for engineering/bidding services, construction observation and project management services related to the demolition and restoration of property located at 2300 E. Higgins Road in an amount not to exceed \$91,820 from the Capital Projects Fund.

(HR Green, Inc. submitted a proposal to provide the necessary engineering/bidding, construction observation and project management services for the demolition and site restoration for property located 2300 E. Higgins Road.

(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 several other projects.

(Additionally, HR Green has provided similar services in relation to the demolition and restoration of the former Elk Grove Bowl, former Shell Gas Station, Elk Grove Hotel, Motel 6, Days Inn, 1550 E. Higgins, and 1932 E. Higgins sites.

(The Village Manager recommends approval.)

- l. Consideration to award a contract through the Municipal Partnering Initiative Joint Bid pricing to Corrective Asphalt Materials, LLC of South Roxana, IL for the Preventative Street Maintenance 2023 project in the amount of \$119,645 from the Busse-Elmhurst Redevelopment, General, and Business Leader Forum Funds.

(A proposal for applying Reclamite, a maltene-based rejuvenation agent, to Village roadways was submitted by Corrective Asphalt Materials, LLC.

(The proposal extends the unit prices from the Municipal Partnering Initiative Joint Bid opened by the Village of Winnetka, IL, on March 11, 2021.

(In 2023, the Village will be placing Reclamite on the 7.4 miles of roadways that were resurfaced in 2022.

(The Director of Public Works recommends approval.)

- m. Consideration to award a professional service contract to Engineering Enterprises Inc. of Sugar Grove, IL for Design Engineering Services for the Devon Avenue and Tonne Road Intersection Resurfacing project in the amount of \$162,610 from the Business Leaders Forum and Capital Project Funds.

(The Village has secured Surface Transportation Program (STP) Grant funds amounting to seventy-five percent (75%) of the cost of construction and construction engineering for the resurfacing of the Devon Avenue and Tonne Road Intersection.

(Engineering Enterprises Inc. of Sugar Grove, Illinois submitted a proposal to provide Design Engineering Services for this intersection rehabilitation project for the amount of \$162,610.

(Adequate funds are budgeted and available in the Business Leaders Forum and Capital Projects Funds.

(The Director of Public Works recommends approval.)

- n. Consideration to concur with prior authorization to award a purchase contract through the Sourcewell Purchasing Cooperative to TransChicago Truck Group of Elmhurst, IL for the purchase of a 2.5 ton single axle dump with plow and spreader in the amount of \$229,068 from the Capital Replacement Fund.

(Funds have been carried over from the FY2023 budget and will be used in the FY2024 Budget to replace truck 722, a 2007 International 7400, due to excessive age, wear and costly repairs.

(The 2.5 Ton Single Axle Dump with plow and spreader is available through the SourceWell Purchasing Cooperative from TransChicago Truck Group of Elmhurst, IL in the amount of \$229,068.

(Adequate funds are available in the Capital Replacement Fund.

(The Director of Public Works recommends approval.)

- o. Consideration to award a professional service contract to BLA, Inc. of Itasca, IL to provide the necessary construction engineering services for the Oakton Street Side Path project in the amount of \$55,000 from Higgins Road Corridor Redevelopment Fund.

(BLA, Inc. submitted a proposal to provide the necessary construction engineering services for the Oakton Street Side Path project.

(The Oakton Street Side Path project will include complete sidewalk replacement and widening to an 8' foot side path from Bonnie Lane to Crossen Avenue.

(BLA, Inc. has successfully completed construction supervision for the Village in recent years for the Meacham Road side path and Biesterfield Road side path projects, and is the design engineer of record for the Oakton Street Side Path Project plans and specifications.

(Adequate funds are budgeted and available in the Higgins Road Corridor Redevelopment Fund.

(The Director of Public Works has recommended approval.)

- p. Consideration to award a construction contract to the lowest responsive and responsible bidder Triggs Construction, Inc. of West Chicago, IL for the Oakton Street Side Path project in the amount of \$293,201 from the Higgins Road Corridor Redevelopment Fund.

(On Tuesday, May 9, 2023, the Village opened sealed bids for the Oakton Street Side Path project.

(This project will include installing a new concrete multi-use path along Oakton Street from Bonnie Lane to Crossen Avenue.

(Five (5) contractors obtained bid documents and two (2) submitted bids.

(The lowest responsive and responsible bid was received from Triggs Construction Inc. of West Chicago, IL.

(The Village received a grant from the Invest in Cook program and will be reimbursed in the amount of \$125,000 for this side path project.

(Adequate funds are budgeted and available in the Higgins Road Corridor Redevelopment Fund.

(The Director of Public Works recommends approval.)

- q. Consideration to adopt Ordinance No. 3813 granting a variation of Section 3-7:D(3) of the Zoning Ordinance to permit the construction of a six (6') foot high fence extending approximately seven (7') feet beyond the nearest front corner of the principal structure on the adjacent single-family residential lot to the south at 517 Edgewood Lane for property located at 511 Willow Lane, Elk Grove Village.

(This item was discussed at the May 9, 2023 Village Board Meeting and currently appears under Unfinished Business.)

- r. Consideration to adopt Ordinance No. 3814 amending the Position Classification and Salary Plan of the Village of Elk Grove Village (Staff Engineer - Public Works Department; Senior Engineer - Public Works Department).

(This Ordinance adds one Senior Engineer and removes one Staff Engineer.

(The Director of Human Resources recommends approval.)

- s. Consideration to adopt Resolution No. 27-23 authorizing the Mayor and Village Clerk to approve a First Amendment to the Intergovernmental Agreement between the County of Cook and the Village of Elk Grove Village for the Touhy Avenue Intersection Improvement Project (Elmhurst Road to Mount Prospect Road), previously approved under Resolution 28-20.

(The County of Cook has prepared the First Amendment to a previously approved Intergovernmental Agreement, which outlines the cost share and maintenance responsibilities for the Touhy Avenue Intersection Improvements Project (Elmhurst Road to Mount Prospect Road), previously executed by and between the County of Cook and Village of Elk Grove Village.

(The amendment extends the deadline for the project to be under contract, as the work is expected to be under contract by the end of 2023, but without an Amendment the agreement would become void in September 2023.

(The scope of work for the Touhy Avenue Intersection Improvements Project (Elmhurst Road to Mount Prospect Road) includes construction of a new quadrant bypass connector roadway from Old Higgins Road to Touhy Avenue. This section also includes the installation and interconnection of traffic signals at Touhy Avenue and the Old Higgins Road connector, at Touhy Avenue and Elmhurst Road, and at Elmhurst Road and Old Higgins Road/Estes Avenue.

(The project also includes construction of a new grade separation structure carrying

Touhy Avenue over the Elgin O'Hare Western Access and the Union Pacific Railroad (UPRR).

(Also included is the installation of drainage improvements, water main relocation, pavement markings, signing, roadway lighting, multi-use paths, sidewalk, landscaping, retaining walls, and all other work necessary to complete the improvements.

(The Village's total cost for the Project has been updated and is now estimated as \$1,956,715, representing an increase of \$300,424 from the original IGA.

(The Director of Public Works recommends approval.)

- t. Consideration to adopt Resolution No. 28-23 establishing revised Personnel Rules and Regulations of the Village of Elk Grove Village Effective May 23, 2023.

(This item replaces the former Personnel Rules and Regulations adopted in 2022.

(The revised Personnel Rules and Regulations incorporates changes in Federal and State law, and updates new provisions.

(A copy of the revised Personnel Rules and Regulations is available for viewing in the Village Clerk's Office.

(The Director of Human Resources recommends approval.)

- u. Consideration to adopt Resolution No. 29-23 authorizing the Mayor to execute a Letter of Receipt stipulating the terms of an agreement for an application seeking a Cook County Class 6B Property Tax Exemption status pursuant to the Cook County Real Property Classification Ordinance as amended July 27, 2018 for certain real estate located at 605 Bonnie Lane.

(The Law Offices of Sarnoff & Baccash, on behalf of their client CIF I 605 Bonnie, LLC, (Applicant) is seeking a Cook County Class 6B property tax exemption for property located at 605 Bonnie Lane.

(The Applicant intends to purchase the subject property and rehabilitate the 22,000 square foot building for lease to a warehousing, manufacturing, and/or distribution user.

(The Applicant will rehabilitation and improve the subject property at an estimated cost of \$452,000.

(Improvements include a new façade on the west elevation of the building, repairs to the roof, replacement of the concrete drive apron, new signage, new landscaping, updates to electrical, plumbing, and HVAC, painting of the existing dock doors, and installation of new sidewalk and curbs.

(The eligibility requirements for 6B status are new construction, substantial rehabilitation or buildings that have been vacant for a period of time. This site qualifies as it includes a purchase for value with a vacancy of less than two years with special circumstances and significant rehabilitation.

(Property approved for Class 6B status allows the owner of the property to have the assessment level lowered for a period of twelve years. The assessment schedule is 10% of fair market value for ten years, then 15% in the eleventh year and 20% in the twelfth year. Industrial property is currently assessed at 25% of fair market value in Cook County.

(Upon approval, the Director of Business Development & Marketing will issue a Letter of Receipt to the Applicant. The Letter of Receipt will allow the Applicant to file an application with Cook County. Final approval is at the discretion of the Village Board and contingent on the Applicant completing the improvements stated in their application.

(The Director of Business Development & Marketing recommends issuing a Letter of

Receipt.)

7. REGULAR AGENDA

8. PLAN COMMISSION - Village Manager Roan

- a. PC Docket #23-5 - Consideration of a petition submitted by IL 720 Rohlwing Road LLC for an annexation, rezoning from R-2 to O-T, and a special use permit to construct two new radio towers to replace existing towers; construct three data center structures and a ancillary electrical substation; and construct pickle ball courts, which will be operated for public use by the Elk Grove Park District at 720 Rohlwing Road. (PH 06-05-23)

- b. Consideration of a petition submitted by Riverpoint Property Trust, LLC for Rezoning from I-2 to I-1 for property located at 751 Pratt Boulevard. (A Public Hearing date is yet to be established.)

9. ZONING BOARD OF APPEALS - Village Manager Roan

- a. ZBA Docket 23-3 - Consideration of a petition submitted by Donald Dixon, Gewalt Hamilton Associates, Inc. representing Equinix, for a variation from the Elk Grove Village Zoning Ordinance as it pertains to permitted number of buildings, allowable building height, number of loading spaces, and height of fences in industrial zoning districts for property located at 1905 & 2001 Lunt Avenue. (PH 06-08-23)

10. RECYCLING & WASTE COMMITTEE - Trustee Franke

- a. Sustainability Plan

11. JUDICIARY, PLANNING AND ZONING COMMITTEE - Trustee Prochno

12. CAPITAL IMPROVEMENTS COMMITTEE - Trustee Schmidt

13. CABLE TELEVISION COMMITTEE - Trustee Lissner

14. YOUTH COMMITTEE - Trustee Franke

15. INFORMATION COMMITTEE - Trustee Miller

16. BUSINESS LEADERS FORUMS - Trustee Schmidt

17. HEALTH & COMMUNITY SERVICES - Trustee Prochno

18. PERSONNEL COMMITTEE - Trustee Franke

19. AIRPORT UPDATE - Mayor Johnson

20. PARADE COMMITTEE - Mayor Johnson

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

- a. Village Attorney - Prepare the necessary documents for a variation from the Elk Grove Zoning Ordinance as it pertains to permitted locations for fences in residential zoning districts for property located at 511 Willow Lane.

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 GRANTING A VARIATION OF SECTION 3-7:D(3) OF THE ZONING ORDINANCE TO PERMIT THE CONSTRUCTION OF A SIX (6') FOOT HIGH FENCE EXTENDING APPROXIMATELY SEVEN (7') FEET BEYOND THE NEAREST FRONT CORNER OF THE PRINCIPAL STRUCTURE ON THE ADJACENT SINGLE-FAMILY RESIDENTIAL LOT TO THE SOUTH AT 517 EDGEWOOD LANE FOR PROPERTY LOCATED AT 511 WILLOW LANE, ELK GROVE VILLAGE

WHEREAS, the Zoning Board of Appeals of the Village of Elk Grove Village, at a public hearing duly called and held according to law, considered the question of granting a variation of Section 3-7:D(3) of the Zoning Ordinance to permit the construction of a six (6') foot high fence which will extend approximately seven (7') feet beyond the nearest front corner of the principal structure on the adjacent single-family residential lot to the south at 517 Edgewood Lane for property located at 511 willow Lane, Elk Grove Village; and

WHEREAS, the Mayor and Board of Trustees of the Village of Elk Grove Village, after having considered the recommendation and finding of said Zoning Board of Appeals, find and believe that sufficient hardship exists so as to justify the granting of said variation.

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 there be granted a variation of Section 3-7:D(3) of the Zoning Ordinance to permit the installation of a six (6') foot high fence extending approximately seven (7') feet beyond the nearest front corner of the principal structure on the adjacent single-family residential lot to the south at 517 Edgewood Lane for property located at 511 Willow Lane, Elk Grove Village.

Section 2: That this Ordinance 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 _____ 2023

APPROVED this _____ day of _____ 2023

APPROVED:

Mayor Craig B. Johnson
Village of Elk Grove Village

ATTEST:

Loretta M. Murphy, Village Clerk

ORDINANCE NO.

AN ORDINANCE AMENDING THE POSITION CLASSIFICATION AND SALARY PLAN OF THE VILLAGE OF ELK GROVE VILLAGE (STAFF ENGINEER-PUBLIC WORKS DEPARTMENT AND SENIOR ENGINEER-PUBLIC WORKS DEPARTMENT

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 the Position Classification and Salary Plan of the Village of Elk Grove Village be and the same is hereby amended to read as follows:

Permanent Authorized Positions

<u>Public Works Department</u>	<u>Current</u>	<u>*Delete Full-Time</u>	<u>Add Full-Time</u>	<u>Total May 23, 2023</u>
Senior Engineer	1	0	1	2
Staff Engineer	1	1	0	0

Section 2: That this Ordinance 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 _____ 2023

APPROVED this _____ day of _____ 2023

APPROVED:

Mayor Craig B. Johnson
Village of Elk Grove Village

ATTEST:

Loretta M. Murphy, Village Clerk

RESOLUTION NO. _____

A RESOLUTION AUTHORIZING THE MAYOR AND VILLAGE CLERK TO APPROVE A FIRST AMENDMENT TO THE INTERGOVERNMENTAL AGREEMENT BETWEEN THE COUNTY OF COOK AND THE VILLAGE OF ELK GROVE VILLAGE FOR THE TOUHY AVENUE INTERSECTION IMPROVEMENT PROJECT (ELMHURST ROAD TO MOUNT PROSPECT ROAD), PREVIOUSLY APPROVED UNDER RESOLUTION 28-20

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 document marked:

FIRST AMENDMENT TO INTERGOVERNMENTAL 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 document 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 _____ 2023

APPROVED this _____ day of _____ 2023

APPROVED:

Mayor Craig B. Johnson
Village of Elk Grove Village

ATTEST:

Loretta M. Murphy, Village Clerk

FIRST AMENDMENT TO INTERGOVERNMENTAL AGREEMENT

COUNTY OF COOK

TOUHY AVENUE

Elmhurst Road to Mount Prospect Road

ELK GROVE VILLAGE

Section: 15-34117-01-RP

Federal Project No. 6CYP(041)

This **First Amendment to Intergovernmental Agreement** (the "First Amendment") is entered into this _____ day of _____, 2023, by and between the County of Cook, a body politic and corporate of the State of Illinois (the "County"), acting by and through its Department of Transportation and Highways, and the Village of Elk Grove Village, a municipal corporation of the State of Illinois (the "Village"). The County and Village are sometimes referred to herein individually as a "Party" and collectively as the "Parties."

RECITALS

WHEREAS, the County and Village entered into an Intergovernmental Agreement (the "Agreement") on September 24, 2020, establishing responsibilities and costs associated with improvements along Touhy Avenue from Elmhurst Road to Mount Prospect Road, identified as Section: 15-34117-01-RP (the "Project");

WHEREAS, the Agreement is incorporated into and made a part of this First Amendment and attached as Exhibit 1;

WHEREAS, the Parties wish to amend certain provisions in the Agreement, including provisions relating to term and termination of the Agreement, post-Project maintenance, and reimbursement by the Village for its share of Project costs;

WHEREAS, the County, by virtue of its powers as set forth in the Counties Code, 55 ILCS 5/1-1 et seq., and the Illinois Highway Code, 605 ILCS 5/1-101 et seq., is authorized to enter into this First Amendment;

WHEREAS, the Village, by virtue of its powers as set forth in the Illinois Municipal Code, 65 ILCS 5/1-1-1 et seq., is authorized to enter into this First Amendment; and

WHEREAS, this First Amendment is further authorized under Article VII, Section 10 of the Illinois Constitution and by the provisions of the Intergovernmental Cooperation Act, 5 ILCS 220/1 et seq.

NOW, THEREFORE, in consideration of the aforementioned recitals and the mutual covenants contained herein, the Parties agree as follows:

A. All provisions contained in the original Agreement that are not in conflict with the terms of this First Amendment shall remain in full force and effect.

B. The third sentence of the first paragraph of Section 2 (Term and Termination) of the Agreement is hereby stricken and replaced with the following:

This Agreement shall terminate upon completion of the Project and final payment by the Village to the County for the Village's share of Project costs.

C. The last sentence of the first paragraph of Section 2 (Term and Termination) of the Agreement is hereby stricken and replaced with the following:

Notwithstanding the foregoing, the Parties agree that the provisions of Sections 5.9 (Maintenance Agreement) and 5.11 (Post-Project Maintenance) herein shall survive termination of this Agreement, unless expressly terminated by the Parties in writing.

D. The second paragraph of Section 2 (Term and Termination) of the Agreement is hereby stricken in its entirety.

E. The last sentence of Section 3.2 is hereby stricken and replaced with the following:

The County's total cost for the Project is estimated as Forty-Nine Million Two Hundred Sixty-One Thousand Dollars and 00/100 Cents (\$49,261,000).

F. Section 3.3 of the Agreement is hereby stricken and replaced with the following:

3.3 Village's Share of the Project. This Section 3.3 sets forth the Village's financial responsibility for the Project (the "Village Costs").

The Village shall reimburse the County for all construction costs associated with the following work within the Village limits of the Project: (1) installation of new EVPD Systems, including at the intersection of Touhy Avenue and realigned Old Higgins Road; (2) installation of LED street name signs; (3) new water main installation and/or replacement; (4) installation of new decorative street lighting; and (5) installation of water service line, service boxes, and connections associated with the proposed landscaped median.

The Village shall also reimburse the County for fifty percent (50%) of all construction costs associated with the following work within the Village limits of the Project: (1) construction of new sidewalk and multi-use paths; and (2) removal and replacement of deteriorated sidewalk at locations not impacted by construction of the Project, but requested by the Village. The Village shall not be responsible for any costs associated with removing and replacing deteriorated sidewalk at locations impacted by Project construction.

The Village shall also reimburse the County for all construction costs in excess of One Hundred Fifty Thousand Dollars and 00/100 Cents (\$150,000.00) for the landscaped median with seeding along Touhy Avenue from Elmhurst Road to Old Higgins Road.

Finally, the Village shall reimburse the County for design and construction engineering costs in an amount equal to fifteen percent (15%) of total Village Costs (five percent (5%) for design engineering and ten percent (10%) for construction engineering). The Village's total cost for the Project is estimated as One Million Nine Hundred Fifty-Six Thousand Seven Hundred Fifteen Dollars and 00/100 Cents (\$1,956,715.00).

G. Section 3.4 of the Agreement is hereby stricken and replaced with the following:

3.4 Cost Estimates. A Cost Breakdown for the Village's Share of the Project is incorporated and attached hereto as Revised Exhibit A. The Cost Breakdown is only an estimate and does not limit the financial obligations of the Parties as described in Sections 3.1 through 3.3 above.

H. Section 5.3.3 is hereby stricken and replaced with the following:

5.3.3 The Village shall be responsible for fifty percent (50%) of the costs for new multi-use paths and sidewalk installed within the Village limits as part of the Project, and fifty percent (50%) of the costs for removal and replacement of deteriorated sidewalk at locations not impacted by construction of the Project.

I. Section 5.3.5 is hereby stricken and replaced with the following:

5.3.5 The Village shall be responsible for all construction costs in excess of One Hundred Fifty Thousand Dollars and 00/100 Cents (\$150,000.00) for the landscaped median with seeding along Touhy Avenue from Elmhurst Road to Higgins Road.

J. Section 5.3.7 is hereby stricken and replaced with the following:

5.3.7 The Village shall be responsible for design and construction engineering costs in an amount equal to fifteen percent (15%) of total Village Costs (five percent (5%) for design engineering and ten percent (10%) for construction engineering).

K. Section 5.11.3 (Post-Project Maintenance) is hereby stricken and replaced with the following:

5.11.3 Own, operate and maintain the multi-use paths, sidewalk (including detectable warnings), EVPD Systems at four (4) intersections within the Project limits identified in Section 4.4.9, LED street name signs, street lighting and water main installed or improved within the Village limits, as part of the Project. The Village agrees to maintain the multi-use paths and sidewalk in compliance with the

Americans with Disabilities Act, Public Right-of-Way Accessibility Guidelines, and all other applicable federal and state laws and regulations. Further, the Village shall be responsible for one hundred percent (100%) of the energy costs for said street lighting.

L. Section 5.13 (Payment to the County) is hereby stricken and replaced with the following:

5.13 Payment to the County. The costs that the Village are obligated to pay as described in Section 3 (Project Funds) shall be paid in four (4) installments as follows:

5.13.1 A first installment in the amount of One Million Dollars and 00/100 Cents (\$1,000,000.00) shall be invoiced by the County within ninety (90) days following award of the construction contract for the Project, and the Village shall pay the County within sixty (60) days after receipt of the invoice from the County.

5.13.2 A second installment in the amount of Four Hundred Thousand Dollars and 00/100 Cents (\$400,000.00) shall be invoiced by the County one (1) year following award of the construction contract for the Project, and the Village shall pay the County within sixty (60) days after receipt of the invoice from the County.

5.13.3 A third installment in the amount of Four Hundred Thousand Dollars and 00/100 Cents (\$400,000.00) shall be invoiced by the County two (2) years following award of the construction contract for the Project, and the Village shall pay the County within sixty (60) days after receipt of the invoice from the County.

5.13.4 A fourth installment for the remaining balance of the Village's total financial obligation for the Project, based upon the actual quantities used and the contract unit prices as awarded, shall be invoiced by the County subsequent to completion of the Project, and the Village shall pay the County within sixty (60) days after receipt of the invoice from the County.

5.13.5 Payments to the County shall be by check payable to the Treasurer of Cook County, for deposit into the County's Motor Fuel Tax Fund (600-585 Account) and identified as Section: 15-34117-01-RP. The check shall be delivered to the Superintendent of the Cook County Department of Transportation and Highways.

M. Section 6.6 (Notices) is hereby stricken and replaced with the following:

6.6 Notices. Unless otherwise specified, all notices and other communications related to this Agreement shall be in writing and shall be personally delivered or mailed via first class, certified or registered U.S. Mail or electronic mails delivery to the following persons at the following addresses:

To the County: Superintendent

Attn: Jennifer "Sis" Killen, P.E., PTOE
Cook County Department of Transportation and Highways
69 W. Washington Street, 24th Floor
Chicago, IL 60602
E-mail: jennifer.killen@cookcountyil.gov

To the Village: Village Manager
Matthew J. Roan
Village of Elk Grove Village
901 Wellington Avenue
Elk Grove Village, IL 60007
E-mail: mroan@elkgrove.org

- N. The original Exhibit A included as part of the Agreement is hereby replaced with Revised Exhibit A. The revised exhibit has been inserted into the Agreement (Exhibit 1).
- O. In the event of a conflict between a term or provision in this First Amendment and a corresponding term or provision in any attached exhibit(s), the term or provision in this First Amendment shall control.
- P. This First Amendment shall become effective upon proper execution by authorized signatories of the Parties and shall remain in effect until the Agreement is terminated under any relevant provision therein.
- Q. This First Amendment may be executed in counterparts, each of which shall be deemed an original and all of which together shall constitute one and the same instrument.
- R. This First Amendment shall be binding on and inure to the benefit of the Parties and their permitted successors and assigns, except that a Party shall not assign its obligations under this First Amendment without the other Party's express written consent, such consent not to be unreasonably withheld or delayed.
- S. The introductory recitals included at the beginning of this First Amendment are agreed to and incorporated into and made part of this First Amendment.

(signature page to follow)

IN WITNESS WHEREOF, the County and the Village have caused this First Amendment to be executed by their respective officials on the dates shown.

EXECUTED BY COUNTY OF COUNTY:

EXECUTED BY ELK GROVE VILLAGE:

Toni Preckwinkle
President
Cook County Board of Commissioners

Craig B. Johnson
Mayor

This ___ day of _____ A.D. 2023.

This ___ day of _____ A.D. 2023.

ATTEST: _____
County Clerk

ATTEST: _____
Village Clerk

RECOMMENDED BY:

APPROVED AS TO FORM:
Kimberly M. Foxx, State's Attorney

Jennifer "Sis" Killen, P.E., PTOE
Superintendent
County of Cook
Department of Transportation and Highways

Assistant State's Attorney

RESOLUTION NO. _____

A RESOLUTION ESTABLISHING REVISED PERSONNEL RULES AND REGULATIONS OF THE VILLAGE OF ELK GROVE VILLAGE

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:

Section 1: That the Mayor and Board of Trustees do hereby authorize revised Personnel Rules and Regulations of the Village of Elk Grove Village, a copy is attached hereto and made a part hereof as if fully set forth.

Section 2: This revision incorporates changes in Federal and State law, and updates new provisions.

Section 2: That this Resolution shall be in full force and effect May 23, 2023 after its passage and approval according to law.

VOTE: AYES: _____ NAYS: _____ ABSENT: _____

PASSED this _____ day of _____ 2023

APPROVED this _____ day of _____ 2023

APPROVED:

**Mayor Craig B. Johnson
Village of Elk Grove Village**

ATTEST:

Loretta M. Murphy, Village Clerk

RESOLUTION NO. _____

A RESOLUTION DETERMINING THE APPROPRIATENESS FOR CLASS 6B STATUS PURSUANT TO THE COOK COUNTY REAL PROPERTY CLASSIFICATION ORDINANCE AS AMENDED JULY 27, 2018 FOR CERTAIN REAL ESTATE LOCATED AT 605 BONNIE LANE, ELK GROVE VILLAGE, ILLINOIS

WHEREAS, the Village of Elk Grove Village desires to promote the development of industry in the Village of Elk Grove; and

WHEREAS, the Cook County Assessor is operating under an ordinance enacted by the Cook County Board of Commissioners, and amended from time to time, the most recent amendment becoming effective as of July 27, 2018, which has instituted a program to encourage industrial and commercial development in Cook County known as the Cook County Real Property Classification Ordinance; and

WHEREAS, in the case of abandoned property, if the municipality or the Mayor and Board of Trustees, finds that special circumstances justify finding that the property is "abandoned" for purpose of Class 6B, even though it has been vacant and unused for less than 24 months, that finding, along with the specification of the circumstances, shall be included in the resolution or ordinance supporting and consenting to the Class 6B application. Such resolution or ordinance shall be filed with the eligibility application. If the ordinance or resolution is that of a municipality, the approval of the Board of Commissioners of Cook County is required to validate such shortened period of qualifying abandonment, and a resolution to that effect shall be included with the Class 6B eligibility application filed with the Assessor; and

WHEREAS, the Petitioner has applied for or is applying for Class 6B property status pursuant to said aforementioned ordinance for certain real estate located at 605 Bonnie Lane, in the Village of Elk Grove Village, Cook County, Illinois, with the Property Index Number 08-27-102-084-0000, and has proven to this Board that such incentive provided for in said ordinance is necessary for development to occur on this specific real estate.

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

Section 1: That the request of the Petitioner to have certain real estate located at 605 Bonnie Lane, Elk Grove Village, Cook County, Illinois, identified by Property Index Number 08-27-102-084-0000, declared eligible for Class 6B special circumstances status pursuant to the Cook County Real Property Classification Ordinance as amended July 27, 2018, is hereby granted in that this Board and the Village of Elk Grove Village, Illinois, has determined that the incentive provided by the said Class 6B Tax Incentive Ordinance is necessary for the said development to occur on the subject property, legally described as follows:

LOT 21 IN TRITON INDUSTRIAL PARK UNIT 12, BEING A SUBDIVISION OF PART OF THE EAST 1/2 OF THE NORTHWEST 1/4 OF SECTION 27, TOWNSHIP 41 NORTH, RANGE 11, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED IN THE REGISTRAR OFFICE OF COOK COUNTY, ILLINOIS ON SEPTEMBER 10, 1975 AS DOCUMENT LR 2828608, IN COOK COUNTY, ILLINOIS.

Section 2: That the Special Circumstances as outlined by the petitioner are attached hereto as Exhibit "A" and made a part thereof.

Section 3: That the Village of Elk Grove Village, Illinois hereby supports and consents to the Class 6B Application and approves the classification of the subject property as Class 6B property pursuant to the Cook County Real Property Classification Ordinance and the Class 6B tax incentives shall apply to the property identified as Permanent Real Estate Index Number 08-27-102-084-0000. Elk Grove Village is in receipt of an economic disclosure statement that is required with the application packet.

Section 4: That the Mayor and Village Clerk are hereby authorized to sign any necessary documents to implement this Resolution subject to the petitioner completing the following conditions within twelve months of closing:

- a. New façade on the west elevation of the building, and repairs to the roof,
- b. Replacement of the concrete drive apron,
- c. New signage, landscaping, updates to the electrical, plumbing and HVAC,
- d. Painting of dock doors, and installation of new sidewalk and curbs.

Section 5: 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 _____ 2023.

APPROVED this _____ day of _____ 2023.

APPROVED:

Mayor Craig B. Johnson
Village of Elk Grove Village

ATTEST:

Loretta M. Murphy, Village Clerk

Special circumstances requested by CIF I 605 Bonnie, LLC, or an entity to be named 605 Bonnie Lane, Elk Grove Village, Illinois (PINs: 08-27-102-084-0000)

CIF I 605 Bonnie, LLC, or an entity to be named, (“Applicant”) is requesting a Resolution supporting and consenting to a Class 6b Incentive on the above-referenced property based on occupation of an abandoned property that has been vacant for less than 24 continuous months with a purchase for value, special circumstances and substantial rehabilitation. The Applicant plans on purchasing the subject property and rehabilitating the same to lease to a warehousing, manufacturing and/or distribution user.

The subject property consists of an approximately 40,640 square foot site with a roughly 22,000 square foot building has been 100% vacant and unused since April, 2023. The property is in need of substantial rehabilitation. Therefore, the Applicant plans to spend approximately \$400,000 to \$500,000 to immediately rehabilitate and improve the subject property. Based on initial inspections these improvements will be to update the landscaping, update/improve the façade, power wash the brick on the side of the building, add new signage, replace the concrete drive apron per Elk Grove Village standards, repair the roof, update the electrical, update the fire and life safety, update the plumbing and update the HVAC as well as to complete other general maintenance.

Note that there will likely be an additional \$25,000 for tenant improvements once a tenant is secured. Please note that all of the rehabilitation costs could significantly vary depending on a variety of factors such as market variances. Further inspections of the subject property may require additional improvements. The rehabilitation will create approximately 15 to 25 construction jobs.

The Applicant will be marketing the subject property to industrial users and has a strong history of purchasing properties in Elk Grove Village and filling them with industrial users. Additionally, the Applicant expects that an industrial user at the subject property will bring anywhere from 20 to 30 jobs to the same.

Elk Grove Village can also expect that an industrial user at the subject property and its employees will invest commercially back into the community by visiting local establishments such as restaurants, gas stations, grocery stores and more. In addition, Elk Grove Village can expect that an industrial user at the subject property will attract business and various customers to the Village in the course of its operations.

Based on our research and the additional costs that must be incurred to improve and rehabilitate the building for this to be a successful endeavor, the Applicant must possess a Class 6b Incentive to complete the improvements and to successfully operate the property. It is for these reasons that it is necessary to grant the Applicant a Resolution supporting and consenting to a Class 6b Incentive for the subject property based on occupation of an abandoned property that has been vacant for less than 24 continuous months with a purchase for value, special circumstances and substantial rehabilitation.