



PUBLIC MEETING NOTICE AND AGENDA
COMMITTEE OF THE WHOLE MEETING

MAY 9, 2023
7:30 P.M.

AGENDA

1. Call to Order
2. Pledge of Allegiance
3. Audience Participation
The public is invited to make an issue-oriented comment on any matter of public concern. The public comment may be no longer than 3 minutes in duration.
4. Staff Presentations
 - A. Finance
 1. Ordinance approving Budget Amendments to the Operating Budget for the Fiscal Year Ending December 31, 2022
 - B. Community Development
 1. Ordinance amending Chapter 45, "Potable Water" and Appendix B, "Comprehensive Fine and Fee Schedule" of the Lake in the Hills Municipal Code
 - C. Public Works
 1. Waive the Competitive Bidding Process and Award a Pavement Rejuvenator Contract
 2. Resolution for LeRoy Guy Basketball Court Renovation and Budget Amendment Ordinance
5. Board of Trustees
6. Village President
7. Adjournment

MEETING LOCATION
Lake in the Hills Village Hall
600 Harvest Gate
Lake in the Hills, IL 60156

The Village of Lake in the Hills is subject to the requirements of the Americans with Disabilities Act of 1990. Individuals with disabilities who plan to attend this meeting and who require certain accommodations so that they can observe and/or participate in this meeting, or who have questions regarding the accessibility of the meeting or the Village's facilities, should contact the Village's ADA Coordinator at (847) 960-7400 [TDD (847) 658-4511] promptly to allow the Village to make reasonable accommodations for those persons.

Posted by: _____ Date: _____ Time: _____



REQUEST FOR BOARD ACTION

MEETING DATE: May 9, 2023

DEPARTMENT: Finance

SUBJECT: Ordinance Approving Budget Amendments to the Operating Budget for the Fiscal Year Ending December 31, 2022

EXECUTIVE SUMMARY

As part of the process to close Fiscal Year 2022, one final housekeeping budget amendment is being proposed for five separate funds as summarized below.

General Fund

The net effect on the total General Fund budget will be zero as both revenues and expenditures are proposed to increase by \$32,400.

Due to higher program registrations in the Recreation Division, an additional \$10,200 in part-time salaries and \$14,600 in contractual payments were needed in FY22. Also, an additional \$7,600 was required for the 2022 Summer Sunset Festival. The total \$32,400 in expenditures is offset entirely by additional revenue generated by recreation program registrations and the 2022 Summer Sunset Festival.

Police Seizure Fund

Three categories of costs were incurred in the Police Seizure Fund in FY22. \$8,000 was spent on laser measurement technology equipment, software, and training to assist with crash and crime scene mapping needs; \$17,800 was needed for the female locker room expansion project; and \$300 was spent on liquor compliance checks. It should be noted that no budget is established for this fund as part of the annual budget process as this fund cannot supplant other funds available in the budget. Expenditures are only made from this fund once forfeiture revenue has been confirmed and received.

Veterans Memorial Fund

An additional \$100 is required in the Veterans Memorial Fund to cover the credit card processing fees for memorial brick purchases made online.

Special Service Area #4A Fund

Due to unanticipated wildlife trapping and relocation services required in FY22 in Special Service Area #4A, an additional \$2,100 is required to cover those costs in this fund.

Special Service Area #24 Fund

An additional \$700 is required in the Special Service Area #24 Fund to cover inhouse labor and equipment costs for Harvest Gate detention maintenance related to mowing, spraying, and tree removal activities.

FINANCIAL IMPACT

There is no financial impact of approving the proposed budget amendment Ordinance as these are budgetary dollars only, however, it will ensure that all funds have sufficient budgets for Fiscal Year 2022 to cover all expenditures incurred.

ATTACHMENTS

1. Proposed Ordinance

RECOMMENDED MOTION

Motion to approve an Ordinance Approving Budget Amendments to the Operating Budget for the Fiscal Year Ending December 31, 2022.

VILLAGE OF LAKE IN THE HILLS

ORDINANCE NO. 2023- _____

**An Ordinance Approving a Budget Amendment
to the Operating Budget for the
Fiscal Year Ending December 31, 2022**

WHEREAS, the Village of Lake in the Hills, an Illinois municipal corporation (the "Village"), situated in McHenry County, Illinois, is a home rule municipality as contemplated under Article VII, Section 6, of the Constitution of the State of Illinois, and the passage of this Ordinance constitutes an exercise of the Village's home rule powers and functions to provide for the financial welfare of the Village and its residents, as granted in the Constitution of the State of Illinois; and

WHEREAS, the Village of Lake in the Hills acting by and through its President and Board of Trustees has previously approved an Operating Budget for the Fiscal Year ending December 31, 2022 as part of Ordinance No. 2021-45; and

WHEREAS, the Village of Lake in the Hills acting by and through its President and Board of Trustees has previously approved seven Operating Budget Amendments for the Fiscal Year Ending December 31, 2022 as part of Ordinance No. 2022-07, Ordinance No. 2022-09, Ordinance No. 2022-13, Ordinance No. 2022-21, Ordinance No. 2022-28, Ordinance No. 2022-33, and Ordinance No. 2022-39; and

WHEREAS, it is necessary and appropriate to delete, add to, or otherwise change certain sub-classes within object classes and certain object classes themselves in said Operating Budget as provided in Exhibit A to this Ordinance;

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the VILLAGE OF LAKE IN THE HILLS, McHenry County, Illinois, as follows:

SECTION 1: That amendments to the Operating Budget for the Fiscal Year Ending December 31, 2022 are hereby approved in the form and content as provided in Exhibit A which is attached hereto and made a part thereof.

SECTION 2: If any section, paragraph, subdivision, clause, sentence or provision of this Ordinance shall be adjudged by any Court of competent jurisdiction to be invalid, such judgment shall not affect, impair, invalidate or nullify the remainder thereof, which remainder shall remain and continue in full force

and effect.

SECTION 3: All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

SECTION 4: This Ordinance shall be in full force and effect immediately from and after its passage by a vote of two-thirds of the corporate authorities and approval and publication in pamphlet form (which publication is hereby authorized) as provided by law.

Passed this 9th day of May, 2023 by roll call vote as follows:

	Ayes	Nays	Absent	Abstain
Trustee Stephen Harlfinger	_____	_____	_____	_____
Trustee Bob Huckins	_____	_____	_____	_____
Trustee Bill Dustin	_____	_____	_____	_____
Trustee Suzette Bojarski	_____	_____	_____	_____
Trustee Diane Murphy	_____	_____	_____	_____
Trustee Wendy Anderson	_____	_____	_____	_____
President Ray Bogdanowski	_____	_____	_____	_____

APPROVED THIS 9TH DAY OF MAY, 2023

Village President, Ray Bogdanowski

(SEAL)

ATTEST: _____
Village Clerk, Shannon DuBeau

Published:

Exhibit A

05-09-2023

Village of Lake in the Hills
Budget Transfer/Amendment
For the Fiscal Year Ending December 31, 2022

Account Number	Account Description	Current Budget Amount	Revised Budget Amount	Increase (Decrease)	Amendment Description
GENERAL FUND					
General Fund Revenues					
100.00.00-44.34	Recreation Programs	361,650	390,350	28,700	Increased Recreation Program Registrations in FY22
100.00.00-47.16	Sunset Fest Revenue	172,650	176,350	3,700	Sunset Festival Revenue Higher Than Anticipated in FY22
	Total - General Fund Revenues			32,400	
Recreation Expenditures					
100.65.00-50.12	Salaries & Wages Part Time	226,900	237,100	10,200	Additional Staff Needed for Increased Program Registrations
100.65.00-60.24	Other Professional Services	51,564	66,164	14,600	Additional Instructors Needed for Increased Program Registrations
100.65.00-63.32	Festival & Event	165,625	173,225	7,600	Additional Carnival & Other Festival Costs Offset by Additional Revenue
	Total - Recreation Expenditures			32,400	
POLICE SEIZURE FUND					
Police Seizure Fund Expenditures					
210.00.00-52.04	Professional Dev-Conferences/Schools/Training	-	2,000	2,000	Laser Measurement Technology Training
210.00.00-61.08	Maintenance-Buildings & Structures	-	17,800	17,800	Female Locker Room Expansion
210.00.00-63.36	Miscellaneous Expense	-	300	300	Liquor Compliance Checks
210.00.00-70.16	Supplies & Parts-Equipment	-	4,500	4,500	Crash and Crime Scene Mapping Equipment
210.00.00-70.20	Supplies & Parts-Information Systems	-	1,500	1,500	QuickMap 3D Software for Crash and Crime Scene Mapping
	Total - Police Seizure Fund Expenditures			<u>26,100</u>	
VETERANS MEMORIAL FUND					
Veterans Memorial Fund Expenditures					
220.00.00-60.24	Other Professional Services	-	100	100	Credit Card Processing Fees for Donations
	Total - Veterans Memorial Fund Expenditures			<u>100</u>	

Exhibit A

05-09-2023

Village of Lake in the Hills
 Budget Transfer/Amendment
 For the Fiscal Year Ending December 31, 2022

Account Number	Account Description	Current Budget Amount	Revised Budget Amount	Increase (Decrease)	Amendment Description
SPECIAL SERVICE AREA #4A					
<u>Special Service Area #4A Fund Expenditures</u>					
316.00.00-60.24	Other Professional Services	-	2,100	2,100	Wildlife Trapping and Relocation
	Total - Special Service Area #4A Fund Expenditures			<u>2,100</u>	
SPECIAL SERVICE AREA #24					
<u>Special Service Area #24 Fund Expenditures</u>					
356.00.00-50.08	Personnel Services Reimbursement	500	900	400	Labor Costs for Harvest Gate Detention Maintenance
356.00.00-63.24	Equipment Services Reimbursement	200	500	300	Equipment Costs for Harvest Gate Detention Maintenance
	Total - Special Service Area #24 Fund Expenditures			<u>700</u>	



REQUEST FOR BOARD ACTION

MEETING DATE: May 9, 2023

DEPARTMENT: Community Development

SUBJECT: Ordinance Amending Chapter 45, "Potable Water", and Appendix B, "Comprehensive Fine and Fee Schedule", of the Lake in the Hills Municipal Code

EXECUTIVE SUMMARY

Resident David Manuel of 65 Hilltop Drive raised a concern that he had been charged the full cost of a water tap-in fee (\$11,800.00) when he applied for a permit to rebuild a portion of his home damaged due to fire. Staff had applied the fee to the permit because during construction, Mr. Manuel had upgraded the number of fixture units in the home and in doing so, upgraded the service line from ¾" to 1", which is the Village's new minimum standard for single family homes. The tap-in fee is traditionally intended to be a one-time cost at the time of new construction, to account for the impact of the new water service on the water system infrastructure.

As staff was reviewing Mr. Manuel's concern, it was agreed that the second tap-in charge should not have been applied. In addition, there was deeper discussion and support for adding language regarding fees for upgraded services that would allow staff to charge the difference between two tap sizes, as the current Code was found to be silent on this issue. In addition, it was identified that the current fee structure for tap-ins needed to be reworked to eliminate future confusion. Therefore, staff has drafted amendments to Section 45.31 of the Municipal Code to resolve the inconsistencies in the fee structure and to allow the Village to charge fees equal to the difference between tap sizes in certain circumstances.

Several years ago, the Illinois Department of Public Health (IDPH) published a memorandum on water services attached to public water supplies. The memorandum clearly documents that a combined water service, serving both the domestic water system and fire protection systems is required when connected to a public water main to prevent fire protection supply lines from creating dead ends. The Village has implemented the requirement in the IDPH memorandum for all new buildings, but Section 45.25 of the Municipal Code still includes language that requires establishments to maintain separate water services for domestic and fire suppression purposes. Therefore, staff has also drafted amendments to Section 45.25.

Finally, the tap-in fees established by Section 45.31 of the Municipal Code are also reflected in the Comprehensive Fine and Fee Schedule in Appendix B of the Municipal Code. Therefore, staff has drafted amendments to Appendix B to reflect the corrections in Section 45.31.

Staff recommends approval of the attached Ordinance and asks for the authority to issue a refund to Mr. Manuel in the amount of \$11,800, as he should not have been charged a second tap-in fee.

FINANCIAL IMPACT

With Board approval, the refund due to Mr. Manuel is calculated to be \$11,800.00.

ATTACHMENTS

1. Ordinance

RECOMMENDED MOTIONS

Motion to Approve the Ordinance Amending Chapter 45, "Potable Water", and Appendix B, "Comprehensive Fine and Fee Schedule", of the Lake in the Hills Municipal Code, and to authorize the Village Administrator to issue a refund to Mr. David Manuel in the amount of \$11,800.00.

VILLAGE OF LAKE IN THE HILLS

ORDINANCE NO. 2023 - ____

**An Ordinance Amending Chapter 45, "Potable Water",
and Appendix B, "Comprehensive Fine and Fee Schedule",
of the Lake in the Hills Municipal Code**

WHEREAS, the Village of Lake in the Hills, McHenry County, Illinois (the "Village"), is a home rule municipality as contemplated under Article VII, Section 6, of the Constitution of the State of Illinois, and the passage of this Ordinance constitutes an exercise of the Village's home rule powers and functions as granted in the Constitution of the State of Illinois; and

WHEREAS, Section 45.25 of the Lake in the Hills Municipal Code regulates the number of water service connections required for each building or user in the Village; and

WHEREAS, Section 45.31 of the Lake in the Hills Municipal Code establishes fees related to the use of the potable water system in the Village; and

WHEREAS, Exhibit B of the Lake in the Hills Municipal Code sets forth a comprehensive schedule of fines and fees, including but not limited to fees related to the use of the potable water system in the Village; and

WHEREAS, the Illinois Department of Public Health has published a memorandum which documents that a combined water service serving both the fire protection systems and domestic water system is required when connected to a public water main to prevent fire protection supply lines from creating dead ends; and

WHEREAS, the existing code language in Section 45.31 regarding water tap-in fees requires clarification; and

WHEREAS, in order to comply with the policy of the Illinois Department of Public Health, and to provide for more clarity regarding the calculation of required water tap-in fees, the Village desires to amend the Lake in the Hills Municipal Code to require all newly constructed buildings with fire protection systems to include a combined water service for fire protection and domestic water, and to amend the Lake in the Hills Municipal Code to clearly describe the tap-in fees to be charged for different types of residential dwelling units and for non-residential buildings (collectively, the "Proposed Amendments"); and

WHEREAS, the Village President and Board of Trustees have considered the Proposed Amendments and have determined that adoption

of the Proposed Amendments, as set forth in this Ordinance, will serve and be in the best interest of the Village and its residents;

NOW, THEREFORE, BE IT ORDAINED by the Village President and Board of Trustees of the Village of Lake in the Hills, McHenry County, Illinois as follows:

SECTION 1: The Corporate Authorities find that the statements in the foregoing preambles are true, and the statements are incorporated into, and made a part of, this Ordinance as the findings of the Village President and Board of Trustees.

SECTION 2: Section 45.25, "Separate Service Required", of Chapter 45 of the Lake in the Hills Municipal Code shall be amended to read as follows:

45.25 SEPARATE WATER SERVICE DESIGN REQUIREMENTS

A. ~~A separate water service shall be required w~~Where a building contains more than one commercial, ~~or~~ industrial ~~or multi-family~~ user or combination thereof, there shall be one combined water service connection, for domestic and fire suppression purposes from the water main to the building, and at the building exterior the water service shall be manifolded to provide a separate domestic water line, water meter and shut-off valve for each user. A separate water service shall be required where a building contains more than one single-family residential user unless otherwise approved by the Superintendent.

B. ~~All commercial establishments within the Village shall maintain separate water services for domestic and fire suppression purposes. Any commercial establishment built prior to May 1, 2009 that currently maintains a single water service for domestic and fire suppression purposes may sign an Authorization Allowing Access furnished by the Village in lieu of installing a unique fire suppression service. All buildings provided with an automatic sprinkler system within the Village shall maintain a combined water service connection for domestic and fire suppression purposes. The combined service shall be designed such that the Village may terminate the domestic water service in accordance with Section 45.10 of this Chapter without shutting off the water to the automatic sprinkler system, subject to compliance with design standards that may be implemented by the Superintendent. The owner of the premises shall provide the Village with access to the water service shut off valve at all times.~~

C. With respect to all buildings built prior to May 1, 2023 that currently maintain separate domestic water service and fire suppression service connections the owner(s) of each such building shall maintain both services in good condition. If the owner of such a building chooses to install a larger pipe size for either

service connection, one of the two connections must be eliminated and the new connection shall provide water for both domestic and fire suppression purposes. The building shall thereafter be limited to one combined water service connection for domestic and fire suppression purposes in compliance with this Section.

SECTION 3: Section 45.31, "Fees", of Chapter 45 of the Lake in the Hills Municipal Code shall be amended to read as follows:

45.31 FEES

The following fees and charges, in addition to and supplementing those previously described herein, be and are hereby established for use and services of the Department facilities:

* * *

F. Water tap-in fees to be charged for connecting onto the potable water system are as follows and must be paid at the time of application for service connection:

1. Single-family equivalent dwelling unit (including, single-family detached dwelling units, duplex dwelling units, and attached townhouses dwelling units): \$11,800.00 per unit.
2. Multiple-family dwelling units:
 - a. One bedroom unit, \$6,500.00 per unit.
 - b. Two bedroom unit, \$9,740.00 per unit.
 - c. Three bedrooms or more unit, \$11,800.00 per unit.
3. The Village ~~Engineer~~ shall review and must approve the water service size for commercial, industrial and ~~multiple dwelling other non-residential~~ units ~~and advise the Building and Zoning Division of the Community Development Department and Department as to the water service size required. The cost of the Engineer's review shall be charged to the customer and must be paid prior to occupancy of the building.~~ The Tap-in fees for the following water line sizes shall be as follows:

1" Connection	\$11,800.00
1¼" Connection	\$16,650.00
1½" Connection	\$22,650.00

2" Connection \$34,380.00

3" Connection \$67,260.00

4", 6", and 8" Connections shall be determined and approved by staff recommendation the Village at the time of permit application, based on the proportionate share of the cost or anticipated cost of capital improvements for the expansion and extension of the potable water system made necessary by the connection.

4. Fire service connections shall not be subject to any tap-in fees. For buildings provided with a combined water service connection for domestic and fire suppression purposes, the commercial, industrial and other non-residential tap-in fees above shall be based on the connection pipe size that would be required for domestic water purposes per the standards of the Illinois Plumbing Code, and any additional pipe upsizing for fire suppression purposes shall not be subject to additional tap-in fees.

5. When an existing building with an existing water service connection is demolished and replaced with a new building, the water tap-in fee to be charged shall be calculated as follows:

a. No tap-in fee shall be required for the demolition and replacement of a single-family equivalent dwelling unit.

b. For the demolition and replacement of multiple-family dwelling units, the tap-in fee shall be the difference in the fee that would be required based on the number of bedrooms in the replacement units compared to the number of bedrooms in the units demolished. If the number of bedrooms in the replacement units are less than the number of bedrooms in the units demolished, no tap-in fee shall be required.

c. For the demolition and replacement of commercial, industrial, and other non-residential units, the tap-in fee shall be the difference in the fee that would be required based on the connection size of the replacement unit compared to the connection size of the unit demolished. If the connection size of the replacement unit is smaller than the connection

size of the demolished unit, no tap-in fee shall be required.

6. When additional plumbing fixtures are added to an existing building with an existing water service connection, and the Village determines that a larger water service size is required because of the additional fixtures, the water tap-in fee to be charged shall be calculated as follows:

a. No tap-in fee shall be required for adding plumbing fixtures to an existing single-family equivalent dwelling unit or a multiple-family dwelling unit.

c. For commercial, industrial, and other non-residential units, the tap-in fee shall be the difference in the fee that would be required based on the new connection size compared to the demolished connection size.

75. Reconnection fee for cross-connection violations shall be \$250.00.

* * *

SECTION 4: Appendix B, "Comprehensive Fine and Fee Schedule", of the Lake in the Hills Municipal Code shall be amended to read as follows:

* * *

CHAPTER 45, POTABLE WATER		
Section 45.31.F.1	Water Tap-In, Single-Family Equivalent Dwelling, Includes <u>Single-family Detached, Duplex, and Attached</u> Townhouses, Per Unit	11,800.00
Section 45.31.F.2.a	Water Tap-In, One Bedroom <u>Multi-Family</u> Unit, Per Unit	6,500.00
Section 45.31.F.2.b	Water Tap-In, Two Bedroom <u>Multi-Family</u> Unit, Per Unit	9,740.00
Section 45.31.F.2.c	Water Tap-In, Three Or More Bedrooms <u>Multi-Family</u> Unit, Per Unit	11,800.00
Section 45.31.F.3	<u>Non-Residential</u> Water Tap-In, 1" Connection	11,800.00
Section 45.31.F.3	<u>Non-Residential</u> Water Tap-In, 1 1/4" Connection	16,650.00
Section 45.31.F.3	<u>Non-Residential</u> Water Tap-In, 1 1/2" Connection	22,650.00
Section 45.31.F.3	<u>Non-Residential</u> Water Tap-In, 2" Connection	34,380.00

Section 45.31.F.3	<u>Non-Residential</u> Water Tap-In, 3" Connection	67,260.00
Section 45.31.F.3	<u>Non-Residential</u> Water Tap-In, 4" - 6" - And 8" Connection TBD By Staff Recommendation	Varies
Section 45.31.F.4	Water Tap-In, Fire Service Connections, No Fees	0.00
* * *		

SECTION 5: If any section, paragraph, subdivision, clause, sentence or provision of this Ordinance shall be adjudged by any Court of competent jurisdiction to be invalid, such judgment shall not affect, impair, invalidate or nullify the remainder thereof, which remainder shall remain and continue in full force and effect.

SECTION 6: All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

SECTION 7: This Ordinance shall be in full force and effect immediately from and after its passage by a vote of two-thirds of the corporate authorities and approval and publication in pamphlet form (which publication is hereby authorized) as provided by law.

Passed this 9th day of May, 2023 by roll call vote as follows:

	Ayes	Nays	Absent	Abstain
Trustee Stephen Harlfinger	_____	_____	_____	_____
Trustee Bob Huckins	_____	_____	_____	_____
Trustee Bill Dustin	_____	_____	_____	_____
Trustee Suzette Bojarski	_____	_____	_____	_____
Trustee Diane Murphy	_____	_____	_____	_____
Trustee Wendy Anderson	_____	_____	_____	_____
President Ray Bogdanowski	_____	_____	_____	_____

APPROVED THIS 9TH DAY OF MAY, 2023

Village President, Ray Bogdanowski

(SEAL)

ATTEST: _____
Village Clerk, Shannon DuBeau

Published: _____



REQUEST FOR BOARD ACTION

MEETING DATE: May 9, 2023

DEPARTMENT: Public Works

SUBJECT: Waive the Competitive Bidding Process and Award a Pavement Rejuvenator Contract

EXECUTIVE SUMMARY

Staff seeks Board approval to award a contract to Corrective Asphalt Materials of Sugar Grove, IL, for the 2023 Pavement Rejuvenator Project in the amount of \$42,000.00.

The Village is in the seventh year of applying a pavement rejuvenator product to help prolong the life cycle of Village streets. An asphalt rejuvenator is a maltene-based petroleum product designed to penetrate and seal the surface, thereby preventing raveling and stripping. The Village, along with the Village of Algonquin, Cary and the City of Woodstock, have partnered together through the McHenry County Municipal Partnering Initiative to jointly procure pavement rejuvenator application services. The Village applies the product to 100% of all resurfaced roadways from the previous year.

This year the McHenry County Municipal Partnering Initiative joined the Lake-Cook Municipal Partnering Initiative for the Reclamite contract. Corrective Asphalt Materials (CAM) is the sole provider of this product. In 2023, CAM provided the Lake-Cook Municipal Partnering Initiative with updated pricing for 2023. The updated pricing includes a 10% price increase as the industry continues to experience a great deal of challenges regarding inflationary cost increases. The Option 1 pricing is the one the Village has participated in all previous years. The updated pricing for 2023 is \$1.03 per square yard, up from \$0.94, which is an increase of \$0.09 and includes sweeping, cleanup, traffic control and resident notification. If the contract award is approved, Village staff will hire CAM to apply their pavement rejuvenator product to all sections of pavement that were resurfaced in 2022, estimated to total 40,350 square yards.

FINANCIAL IMPACT

The FY 2023 Village Budget contains \$42,000.00 in the General Fund for pavement rejuvenator application services and the total expense for 2023 are expected to be under budget at \$41,560.50.

ATTACHMENTS

1. Schedule of updated pricing
2. List of roadways receiving pavement rejuvenator in 2023

RECOMMENDED MOTION

Motion to waive the competitive bidding process and award a contract to Corrective Asphalt Materials for the 2023 Pavement Rejuvenator Project in the amount of \$42,000.00.

Corrective Asphalt Materials

Mailing Address:
300 Daniel Boone Trail
South Roxana, IL 62087
Phone: 618-254-3855
Fax: 618-254-2200

Locations:
300 Daniel Boone Trail, South Roxana, IL 62087
43W630 Wheeler Road, Sugar Grove, IL 60554

3/21/2023

Emily Grimm
Village of Winnetka
Office: 847-716-3532
Email: egrimm@winnetka.org

RE: MPI Joint Bid: Pavement Rejuvenation Contract 021-008

Hello Emily,

Thank you for your continued business and partnership with Corrective Asphalt Materials, LLC (CAM). We appreciate your willingness to participate in the MPI Joint Bid for Pavement Rejuvenation. As you are aware our industry continues to experience a great deal of challenges regarding inflationary cost increases.

Below gives an outline of cost increase that CAM has incurred during the last year:

- Trucking rates increased between 20-30%
- Construction Wages are up between 5-10%
- Reclamite base oil has increased between 25-30 %
- Street sweeping has increased approximately 10%
- Aggregate cost is up between 10-17%
- Reclamite Base hauling has increase over 100%

CAM Realizes we are locked in a 3 year MPI contract and the contract will be re-bid next year. With an effort to offset the continued impact of these challenges we are asking if the municipalities participating would consider a 10% price increase for Reclamite on all options & a 15% price increase for CRF on all options.

Page 2 below lists the original and requested individual price increases by option and quantities.

Once again, we thank you for your continued partnership with CAM. Should you have any questions please feel free to contact me directly at 630-465-4142.

Respectfully,

Mike Sumrall
Operations Manager
Mike@cammidwest.com

Rachel Lang
Business Development

Option 1: Reclamite Turn Key Application - Contractor handles all responsibilities below:

1. Furnish and apply Reclamite
2. Furnish and apply lime screenings
3. All Traffic control and signs related to project
4. Handle any complaints or issues that may arise from application
5. Resident notification
6. Pre-street sweeping, if field conditions require
7. Post street sweeping/material disposal

Amount (Square Yards)	Price/SY	2023 Pricing/SY
Less than or equal to 19,999 SY	1.02	\$1.12
20,000 SY – 39,999 SY	.97	\$1.06
40,000 SY – 74,999 SY	.94	\$1.03
Greater than or equal to 75,000 SY	.90	\$0.99

Option 2: Reclamite CONTRACTOR Handles items 1,2,3,4 & Agency handles items 5,6,7

Amount (Square Yards)	Price/SY	2023 Pricing/SY
Less than or equal to 19,999 SY	.95	\$1.04
20,000 SY – 39,999 SY	.92	\$1.01
40,000 SY – 74,000 SY	.89	\$0.97
Greater than or equal to 75,000 SY	.86	\$0.94

Option 3: CRF Turn Key Application - Contractor handles all responsibilities below:

1. Furnish and apply CRF
2. Furnish and apply lime screenings
3. All Traffic control and signs related to project
4. Handle any complaints or issues that may arise from application
5. Resident notification
6. Pre-street sweeping, if field conditions require
7. Post street sweeping/material disposal

Amount (Square Yards)	Price/SY	2023 Pricing/SY
Less than or equal to 19,999 SY	1.47	\$1.69
20,000 SY – 39,999 SY	1.45	\$1.66
40,000 SY – 74,999 SY	1.42	\$1.63
Greater than or equal to 75,000 SY	1.39	\$1.59

Option 2: CRF CONTRACTOR Handles items 1,2,3,4 & Agency handles items 5,6,7

Amount (Square Yards)	Price/SY	2023 Pricing/SY
Less than or equal to 19,999 SY	1.35	\$1.55
20,000 SY – 39,999 SY	1.34	\$1.54
40,000 SY – 74,999 SY	1.32	\$1.51
Greater than or equal to 75,000 SY	1.29	\$1.48

** Field Testing excluded from SY pricing above. Cost of coring will be invoiced separately if customer requires field testing. Pricing @ \$3800 per 4 cores. (2 treated/2 untreated)



9010 Haligus Road
Lake in the Hills, IL 60156

(847) 960-7500
Fax: (847) 960-7501
www.lith.org

Village of Lake in the Hills

2023 Pavement Rejuvenator Locations

The Village plans to hire a contractor to apply a pavement rejuvenator product to the following sections of pavement in 2023:

Street	Beginning Street	Ending Street
Annandale Dr (South)	Crossview Ln	Steeplechase Way
Annandale Dr (South)	Steeplechase Way	Crossview Ln
Annandale Dr (South)	Crossview Ln	Ferryville Dr
Annandale Dr (South)	Ferryville Dr	Windgate Way
Annandale Dr (South)	Windgate Way	Whitmore Way
Annandale Dr (South)	Whitmore Way	Tenneyson Ct
Chadwick Ln	Princeton Ln	Highwood Ln
Chadwick Ln	Highwood Ln	Princeton Ln
Courtney Dr	Impressions Dr	Albrecht Rd
Haligus Rd	Corporate Limits	Wildspring Dr
Haligus Rd	Wildspring Dr	Grafton Farm Dr
Haligus Rd	Grafton Farm Dr	Geneva Ln
Princeton Ct	Princeton Ln	End
Princeton Ln	Chadwick Ln	Princeton Ct
Princeton Ln	Princeton Ct	Chadwick Ln
Princeton Ln	Chadwick Ln	Thistle Ln
Sierra Ct	Viewpoint Dr	End
Stickley Ln	Alexandria Dr	Winslow Way
Sussex Ct	Stanton Cir	End
Terramere Ln	Alexandria Dr	Chancery Way
Windermere Way	Windermere Way	Annandale Dr (North)



REQUEST FOR BOARD ACTION

MEETING DATE: May 9, 2023

DEPARTMENT: Public Works

SUBJECT: Change Order for the Leroy Guy Basketball Court Renovation

EXECUTIVE SUMMARY

Staff is seeking Board approval for a Resolution approving a change order in the amount of \$19,500.00 for the Leroy Guy Basketball Court Renovation being performed by Obsidian Asphalt Paving Incorporated (Obsidian) and approve the Ordinance for the corresponding budget amendment.

At the February 9, 2023 Village Board meeting, Obsidian Asphalt Paving Incorporated (Obsidian) was awarded a contract in the amount of \$28,700.00 to replace the asphalt surface of the basketball court at Leroy Guy Park. Obsidian's Request for Proposal (RFP) response for the project had assumed that there would be a minimal amount of base work necessary to complete the project. Unfortunately, when Obsidian lifted the existing surface of the 25-year-old court, it was found that the sub base soils under the court were deficient and require additional mitigation falling outside the original scope of the RFP.

Obsidian has provided a quote or an additional \$19,500.00 for the mitigation necessary to complete the project. This brings the project total to \$48,200.00, requiring a change order prior to proceeding. It also changes the categorization of the project to be a capital expenditure, requiring a budget amendment to shift the expenditure from the General Fund to the Capital Improvement Fund (CIP).

Responses to the original RFP had ranged from a high of \$66,000.00 to a low of \$28,700.00 from Obsidian; however, none of the responses had contemplated or included pricing for the base work necessary on this project. Although staff has not worked with Obsidian Paving in the past, their references provided staff with positive feedback on other similar projects they performed.

FINANCIAL IMPACT

The FY2023 Village Budget included \$27,500.00 for this project within the General Fund. The cost for this project has now escalated to be \$48,200.00, which is \$20,700.00 over budget. A budget amendment will be required to shift the expenditure from the General Fund to the CIP. This will reduce the General Fund budget by \$27,500.00 in line item 30.32-61.08 and increase the CIP budget by \$48,200.00.

ATTACHMENTS

1. Change Order Resolution
2. Original RFP Specifications
3. Budget Amendment Ordinance

RECOMMENDED MOTION(S)

Motion to approve the Resolution approving a change order in the amount of \$19,500.00 for the Leroy Guy Park Basketball Court Renovation Project.

Motion to approve an Ordinance Approving Budget Amendments to the Operating Budget for the Fiscal Year Ending December 31, 2023.

VILLAGE OF LAKE IN THE HILLS

RESOLUTION NO. 2023- _____

**A Resolution approving Change Order 1
for the LeRoy Guy Park Basketball Court Renovation Project with
Obsidian Asphalt Paving Inc. from \$28,700.00 to \$48,200.00**

WHEREAS, on February 9, 2023 the Village of Lake in the Hills approved a contract with Obsidian Asphalt Paving Incorporated for the removal and replacement of the LeRoy Guy Basketball court; and

WHEREAS, during construction, it was found that the sub base soils under the court surface were deficient and require additional mitigation to complete the project; and

WHEREAS, the Board of Trustees of the Village of Lake in the Hills has determined that the circumstances said to necessitate the foregoing change were not reasonably foreseeable at the time the contract with Obsidian Asphalt Paving was approved, the change is germane to the original contract as signed and the change is in the best interest of the Village of Lake in the Hills as authorized by law; and

WHEREAS, the Board of Trustees recognizes the impracticability of rebidding the project entirely or bidding the additional scope of soil mitigation separately, and that the best financial interest of the Village is to proceed without formal competitive bidding to obtain the work provided through the change order with the original, selected contractor.

NOW, THEREFORE, BE IT RESOLVED by the President and Board of Trustees of the Village of Lake in the Hills, McHenry County, State of Illinois.

SECTION 1: The foregoing recitals are hereby incorporated herein as if fully set forth as findings of the President and Board of Trustees.

SECTION 2: The change listed above set forth in this resolution for an increase of \$19,500.00 in the project cost is incorporated herein and made a part hereof, are hereby approved.

SECTION 3: This Resolution shall constitute the written determination required by 720 ILCS 5/33E-9 and shall be in full force and effect from and after its adoption, and that the

requirements of 65 ILCS 5/8-9-1 and corresponding requirements of the Village Code are hereby waived.

Passed this 9th day of May, 2023 by roll call vote as follows:

	Ayes	Nays	Absent	Abstain
Trustee Stephen Harlfinger	_____	_____	_____	_____
Trustee Bob Huckins	_____	_____	_____	_____
Trustee Bill Dustin	_____	_____	_____	_____
Trustee Suzette Bojarski	_____	_____	_____	_____
Trustee Diane Murphy	_____	_____	_____	_____
Trustee Wendy Anderson	_____	_____	_____	_____
President Ray Bogdanowski	_____	_____	_____	_____

APPROVED THIS 9TH DAY OF MAY 2023

Village President, Ray Bogdanowski

(SEAL)

ATTEST: _____
Village Clerk, Shannon DuBeau

Published: _____

CHANGE ORDER

No. 2023-00000052

Project: Leroy Guy Basketball Court Renovation Project 5/3/2013

Owner: Village of Lake in the Hills
9010 Haligus Road
Lake in the Hills, Illinois 60156

Contractor: Obsidian
Dexter Torres

Engineer: Not Applicable

Contract: Obsidian Asphalt Paving

Project No: _____

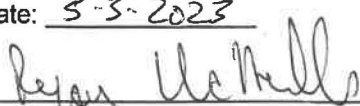
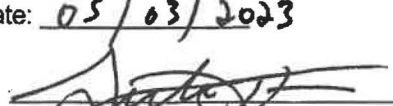
You are directed to make the following changes in the Contract Documents.

Description:

The contractor to undercut the court, removing unacceptable existing soils and replacing it with twelve inches of three-inch fractured rock and CA6 as a suitable sub-base to make the court stable for paving.

Attachments:

CHANGE IN CONTRACT PRICE:	CHANGE IN CONTRACT TIME:
Original Contract Price \$28,700.00	Original Contract Time No change <small>days or date</small>
Previous Change Orders NO. 1 None	Net change from previous Change Orders No change <small>days</small>
Contract Price prior to this Change Order \$28,700.00	Contract Time Prior to this Change Order No change <small>days or date</small>
Net Increase / decrease of this Change Order \$ 19,500.00	Net Increase or decrease of this Change Order No change <small>days</small>
Contract Price with all approved Change Orders \$ 48,200.00	Contract Time with all approved Change Orders No change <small>days or date</small>

RECOMMENDED	AGREED	APPROVED
Date: <u>5-3-2023</u>	Date: <u>05/03/2023</u>	Date: _____
		
By: Dept. of Public Works <small>Director of Public Works</small>	By: _____ <small>Contractor</small>	By: Village of Lake in the Hills <small>Owner</small>

Ship To

9010 Haligus Road
Lake in the Hills, IL 60156

Bill To

9010 Haligus Road
Lake in the Hills, IL 60156

Purchase Order
No. 2023-00000052

DATE 02/23/2023

VENDOR 11070 - OBSIDIAN ASPHALT PAVING, INC

PURCHASE ORDER NUMBER MUST APPEAR ON
ALL INVOICES, SHIPPERS, BILL OF LADING AND
CORRESPONDENCE

Reprint Purchase Order

OBSIDIAN ASPHALT PAVING, INC
3523 AYRES DRIVE
AURORA, IL 60506

DELIVER BY
SHIP VIA
FREIGHT TERMS
PAGE 1 of 1
ORIGINATOR: Stephanie Raupp

REFERENCE

QUANTITY	UNIT	DESCRIPTION	STATUS	UNIT COST	TOTAL COST
1.0000	Each	Structural - 2023 Leroy Guy Park Basketball Court Renovation Project 100.30.32-61.08 - Maintenance Buildings & Structures 28,700.00 <div style="border: 1px solid black; padding: 5px; margin-left: 20px;"> Total Cost \$28,700.00 Amount Voided \$0.00 Amount Expensed \$0.00 Amount Encumbered \$28,700.00 Amount Discounted \$0.00 Amount Remaining \$28,700.00 </div>	Open	28,700.0000	\$28,700.00

SUBTOTAL \$28,700.00

SALES TAX \$0.00

TOTAL DUE \$28,700.00

Special Instructions

SPECIFICATIONS

Leroy Guy Park Basketball Court Renovation Project

Scope of Work

The Village of Lake in the Hills (“Village”) intends to hire a qualified contractor (“Contractor”) to provide all labor, equipment, and materials necessary to reconstruct and expand the full-sized basketball court at Leroy Guy Park (201 Lakewood Road, Lake in the Hills, IL, 60156). The Project Manager for the Village is Scott Parchutz, Public Properties Superintendent.

Court Dimensions

- The existing court is 68’ x 44’. The Contractor shall reconstruct the existing asphalt court and expand the court to 80’ long x 50’ wide = 4,000 square feet. While the existing asphalt court shall be reconstructed and expanded, the existing basketball goals shall be reused and remain in their current locations. Further, the playable court area shall remain the same, but the additional asphalt surface will allow for a safety zone on all sides of the court.

Asphalt Reconstruction and Expansion

- The Contractor shall set-up and install temporary construction fencing around the entire construction area.
- The Contractor shall remove and dispose of the existing asphalt and furnish and install CA-6 where needed to ensure that the court base has a minimum thickness of eight inches of compacted CA-6. The Contractor shall excavate the soil on the court expansion areas, disposing of all spoils and furnishing and installing CA-6 to ensure that the court base has a minimum thickness of eight inches of compacted CA-6 stone. The Contractor shall treat the whole area with a sterilant to prevent future flora growth and shall compact the entire base with not less than a five-ton vibratory roller, two passes minimum in each direction. The base shall not deviate more than ½ inches when measured with a 10-foot straight edge.
- The Contractor shall supply and install HMA surface course (Mix “C” N50). The surface course shall be placed in two layers each 1.5 inches thick when compacted, for a total compacted thickness of 3.0 inches. The asphalt shall be installed machine laid and compacted with vibratory asphalt rollers. The Contractor shall roll smooth the asphalt surface course and the surface shall not vary more than ¼ inch from the established grade. The Contractor shall ensure all drainage flow is directed towards the edge of the asphalt and the slope of the court shall be .8 - 1.2%, from end to end. When performing the asphalt overlay, the Contractor shall transition all edges of the asphalt to prevent pedestrian trip hazards and shall hand-tamp all exposed edges.

Court Surfacing

- One hundred percent premium blend acrylic color finish system to include the following and to be obtained from one supplier:
 - Patching material (acrylic)
 - Resurface coating
 - Color coating
 - Line paint
- Acceptable manufacturers (or equivalent) are:
 - Novacrylic by Nova Sports U.S.A (508-473-6540)
 - Plexipave Sport Surfacing (978-623-9980)
 - DecoColor by Deco Turf (800-332-6178)

- The Village desires for the Contractor to use court colors that match existing; however, the Contractor shall receive written approval from the Village Project Manager before applying any color coats to the new asphalt surface.

Execution

- Follow manufacturer's instructions regarding installation of base coats, finish coats, and all final curing duration.
- Low Spot-Birdbath Identification- The entire court surface shall be flooded with clean potable water. Allow 1 hour at 70 degrees Fahrenheit of favorable drying conditions, and then check for birdbaths using a U.S. nickel. Any areas where water covers the nickel shall be patched and leveled with Latexite Acrylic Patch Binder.
- Resurface Coats- After bituminous asphalt has cured for at least two days, **two** resurface coats shall be applied over the bituminous asphalt surface. One coat shall be applied lengthwise of the court(s) and the second coat shall be applied crosswise.
- Color Coats- After resurface coating; two coats of color shall be applied except for high traffic area three feet behind baseline to service line which shall receive one initial extra coat.
- Line Striping:
 - Sweep and clean surface to eliminate loose material and dust.
 - Line shall be taped in order to assure razor sharp edges prior to painting.
 - Two coats of acrylic line paint shall be applied accurately and in accordance with the USTA.

Other

- The Village requires that contractors must apply for and receive a contractor's license with the Village prior to work start.
- The Contractor shall be responsible for all (JULIE) utility locates and permitting.
- All contractors working for the Village will be required to obtain a building permit (from the Community Services Department) for the work that they are performing and obtain and pass all required inspections; however, the fee for the building permit and associated inspections will be waived by the Village
- The Contractor shall be responsible for cleaning up the work site area including removing any and all work-related debris from the site.
- Contractor shall be responsible for the repair of any ruts or any other damage that are caused during the execution of this contract. Any damage to the infrastructure by the contractor during the terms of this contract shall be repaired at the sole expense of the Contractor within ten (10) days of the damage.
- The contractor shall notify the Village of Lake in the Hills two weeks prior to the start of construction. Construction hours are limited to 7:00 a.m. to 7:00 p.m. Monday through Friday, unless otherwise authorized by the Village. No work is allowed on Saturday or Sundays unless authorized by the Village.
- The Village will in no way be responsible for any extra equipment rental or charges for such equipment rented by the Contractor that might be required to complete this contract, as contract pricing is not to exceed.
- The Contractor will be responsible for cleaning up the worksite area, including removing all work-related debris from the site.
- The Contractor will be responsible for site restoration where all disturbed areas shall be final graded and top-dressed using clean pulverized topsoil sourced from a clean borrow source or supplier. Final grading may be completed by use of grader, machine, and or by hand raking or other similar landscape rakes, including skid steer attachments to accomplish an even and smooth grade free of loose stone larger than (1/2) inch and debris. All depressions and tracks made by heavy machinery shall be leveled covered with topsoil and evenly graded

to match the existing profile and contour of the property. The contractor shall use Conserve's seed mix (Axcella 2 / Sunny seed mix) or varieties of seeds % per 50 lbs. that match the following ratios: Blue Bonnet Kent 34.68 %, Esquire Perennial Rye 24.67%, Boreal Creeping Red Rye 24.77 %, Axcella 2 Annual Rye 14.97%. Apply the seed mix at the manufactures recommended application rate for this product is 5-lbs./1000 Ft. and lightly rake it in. Apply fine seed blanket or hydro mulch no deeper than (1/4) of an inch laid over the seed bed.

Completion Date

- This contract shall be completed by May 31, 2023; if the Contractor fails to complete the work by the above-specified date, the Contractor will be charged \$200.00 per calendar day over this date as liquidated damages. A written statement from the Contractor indicating completion of the project will be required to initiate a final punch-list walkthrough by the Village.
- If the contractor experiences a delay in the project due to circumstances not under the contractor's control, the contractor may request an extension to the completion date; however, any/all extensions must be granted in writing by the Village Project Manager.

VILLAGE OF LAKE IN THE HILLS

ORDINANCE NO. 2023- _____

**An Ordinance Approving a Budget Amendment
to the Operating Budget for the
Fiscal Year Ending December 31, 2023**

WHEREAS, the Village of Lake in the Hills, an Illinois municipal corporation (the "Village"), situated in McHenry County, Illinois, is a home rule municipality as contemplated under Article VII, Section 6, of the Constitution of the State of Illinois, and the passage of this Ordinance constitutes an exercise of the Village's home rule powers and functions to provide for the financial welfare of the Village and its residents, as granted in the Constitution of the State of Illinois; and

WHEREAS, the Village of Lake in the Hills acting by and through its President and Board of Trustees has previously approved an Operating Budget for the Fiscal Year ending December 31, 2023 as part of Ordinance No. 2022-38; and

WHEREAS, the Village of Lake in the Hills acting by and through its President and Board of Trustees has previously approved an Operating Budget Amendment for the Fiscal Year Ending December 31, 2023 as part of Ordinance No. 2023-09; and

WHEREAS, it is necessary and appropriate to delete, add to, or otherwise change certain sub-classes within object classes and certain object classes themselves in said Operating Budget as provided in Exhibit A to this Ordinance;

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the VILLAGE OF LAKE IN THE HILLS, McHenry County, Illinois, as follows:

SECTION 1: That amendments to the Operating Budget for the Fiscal Year Ending December 31, 2023 are hereby approved in the form and content as provided in Exhibit A which is attached hereto and made a part thereof.

SECTION 2: If any section, paragraph, subdivision, clause, sentence or provision of this Ordinance shall be adjudged by any Court of competent jurisdiction to be invalid, such judgment shall not affect, impair, invalidate or nullify the remainder thereof, which remainder shall remain and continue in full force and effect.

SECTION 3: All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

SECTION 4: This Ordinance shall be in full force and effect immediately from and after its passage by a vote of two-thirds of the corporate authorities and approval and publication in pamphlet form (which publication is hereby authorized) as provided by law.

Passed this 9th day of May, 2023 by roll call vote as follows:

	Ayes	Nays	Absent	Abstain
Trustee Stephen Harlfinger	_____	_____	_____	_____
Trustee Bob Huckins	_____	_____	_____	_____
Trustee Bill Dustin	_____	_____	_____	_____
Trustee Suzette Bojarski	_____	_____	_____	_____
Trustee Diane Murphy	_____	_____	_____	_____
Trustee Wendy Anderson	_____	_____	_____	_____
President Ray Bogdanowski	_____	_____	_____	_____

APPROVED THIS 9TH DAY OF MAY, 2023

Village President, Ray Bogdanowski

(SEAL)

ATTEST: _____
Village Clerk, Shannon DuBeau

Published:

Exhibit A

05-09-2023

**Village of Lake in the Hills
Budget Transfer/Amendment
For the Fiscal Year Ending December 31, 2023**

Account Number	Account Description	Current Budget Amount	Revised Budget Amount	Increase (Decrease)	Amendment Description
GENERAL FUND					
Public Works-Public Properties Expenditures					
100.30.32-61.08	Maintenance-Buildings & Structures	146,142	118,642	(27,500)	Transfer Leroy Guy Basketball Court Renovation Project to CIP Fund
	Total - Public Works-Public Properties Expenditures			(27,500)	
CIP Fund					
CIP Fund Expenditures					
490.00.00-80.08	Capital-Buildings & Structures	1,668,000	1,716,200	48,200	Transfer Leroy Guy Basketball Court Renovation Project to CIP Fund
	Total - CIP Fund Expenditures			48,200	