

A G E N D A

REGULAR MEETING OF THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF WILLOWBROOK TO BE HELD ON MONDAY, MAY 10, 2010, AT 7:30 P.M. AT THE VILLAGE HALL, 7760 QUINCY STREET, IN THE VILLAGE OF WILLOWBROOK, DUPAGE COUNTY, ILLINOIS

1. CALL TO ORDER
2. ROLL CALL
3. PLEDGE OF ALLEGIANCE
4. OMNIBUS VOTE AGENDA
  - a. Waive Reading of Minutes (APPROVE)
  - b. Minutes - Regular Board Meeting - April 26, 2010 (APPROVE)
  - c. Minutes - Executive Session - April 12, 2010 (APPROVE)
  - d. Minutes - Executive Session - April 26, 2010 (APPROVE)
  - e. Warrants - May 10, 2010 - \$131,363.32 (APPROVE)
  - f. PROCLAMATION - NATIONAL PUBLIC WORKS WEEK, MAY 16-22, 2010 (APPROVE)
  - g. MOTION TO APPROVE - PAYMENT FOR NORTHEAST MULTI REGIONAL MEMBERSHIP ASSESSMENT FEE FOR 2010/11 - \$2,610.00 (APPROVE)
  - h. RESOLUTION NO. 10-R-23 - A RESOLUTION AUTHORIZING THE PRESIDENT AND VILLAGE CLERK TO ENTER INTO A CERTAIN AGREEMENT - LINDA S. PIECZYNSKI - VILLAGE ORDINANCE PROSECUTIONS (ADOPT)
  - i. RESOLUTION NO. 10-R-24 - A RESOLUTION APPROVING A PLAT OF GRANT OF EASEMENT AND PLAT OF DEDICATION - 6502 CLARENDON HILLS ROAD (ADOPT)
  - j. RESOLUTION NO. 10-R-25 - A RESOLUTION PROCLAIMING MAY 13, 2010 POLICE OFFICERS MEMORIAL DAY AND THE WEEK OF MAY 10-16, 2010 AS POLICE WEEK IN THE VILLAGE OF WILLOWBROOK (ADOPT)
5. VISITOR'S BUSINESS (Public comment is limited to three minutes per person on agenda items only)

NEW BUSINESS

6. MOTION TO RECONSIDER MFT CONTRACT AWARD
7. RESOLUTION - A RESOLUTION AWARDING THE FISCAL YEAR 2010-11 MOTOR FUEL TAX ROADWAY MAINTENANCE PROGRAM CONTRACT TO JAMES D. FIALA PAVING COMPANY, INC. IN THE AMOUNT OF \$191,689.00
8. RECEIVE - PARKS AND RECREATION COMMISSION MEMORANDUM
9. DISCUSSION - THE POSITION OF VILLAGE ADMINISTRATOR
10. DISCUSSION - FISCAL 2010/2011 BUDGET

PRIOR BUSINESS

11. COMMITTEE REPORTS
12. ATTORNEY'S REPORT
13. CLERK'S REPORT
14. ADMINISTRATOR'S REPORT
15. PRESIDENT'S REPORT
16. EXECUTIVE SESSION
  - Personnel - To discuss a proposed Retirement Agreement between the Village of Willowbrook and the Deputy Chief
  - Collective Negotiating matters pursuant to Chapter 5 ILCS 120/2(c)2
17. MOTION - TO AUTHORIZE THE PRESIDENT'S EXECUTION OF A RETIREMENT AGREEMENT BETWEEN THE VILLAGE OF WILLOWBROOK AND THE DEPUTY CHIEF
18. ADJOURNMENT

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17. MOTION - TO AUTHORIZE THE PRESIDENT'S EXECUTION OF A RETIREMENT AGREEMENT BETWEEN THE VILLAGE OF WILLOWBROOK AND THE DEPUTY CHIEF
18. ADJOURNMENT

MINUTES OF THE REGULAR MEETING OF THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF WILLOWBROOK HELD ON MONDAY, APRIL 26, 2010, AT THE VILLAGE HALL, 7760 QUINCY STREET, IN THE VILLAGE OF WILLOWBROOK, DUPAGE COUNTY, ILLINOIS.

1. CALL TO ORDER

The meeting was called to order at the hour of 7:30 p.m. by Village President Robert Napoli.

2. ROLL CALL

Those present at roll call were Trustees Dennis Baker, Terrence Kelly, Michael Mistele, Sandra O'Connor, Paul Schoenbeck and President Napoli. ABSENT: None. Also present were Village Clerk Leroy Hansen, Village Attorney William Hennessy, Interim Village Administrator Larry Maholland, Interim Village Administrator Megan Pierce, Chief of Police Mark Shelton, Director of Municipal Services Timothy Halik, Director of Finance Sue Stanish and Administrative Intern Garrett Hummel.

A QUORUM WAS DECLARED

3. PLEDGE OF ALLEGIANCE

President Napoli asked everyone to join him in saying the Pledge of Allegiance.

4. MOTION - BOARD ADVICE AND CONSENT TO PRESIDENT'S APPOINTMENT OF ROBERT A. NOVELLE, JR. TO FILL A VACANCY IN THE OFFICE OF VILLAGE TRUSTEE

MOTION: Made by Trustee Baker, seconded by Trustee Kelly, to concur with the President's recommendation to appoint Robert A. Novelle, Jr. to fill the vacancy in the office of Village Trustee.

ROLL CALL VOTE: AYES: Trustee Baker; NAYS: Trustees Kelly, Mistele, Schoenbeck and O'Connor; ABSENT: None.

MOTION FAILED

5. OATH OF OFFICE

No Oath of Office.

6. ROLL CALL

No Roll Call.

7. OMNIBUS VOTE AGENDA
- a. Waive Reading of Minutes (APPROVE)
  - b. Minutes - Regular Board Meeting - April 12, 2010 (APPROVE)
  - c. Minutes - Executive Session - February 22, 2010 (APPROVE)
  - d. Minutes - Executive Session - March 8, 2010 (APPROVE)
  - e. Minutes - Executive Session - Budget Workshop - March 1, 2010 (APPROVE)
  - f. Minutes - Executive Session - March 15, 2010 (APPROVE)
  - g. Minutes - Executive Session - March 22, 2010 (APPROVE)
  - h. Minutes - Executive Session - April 12, 2010 (APPROVE)
  - i. Warrants - April 28, 2010 - \$171,841.15 (APPROVE)
  - j. APPLICATION FOR LICENSE TO HOLD A RAFFLE - WILLOWBROOK/BURR RIDGE KIWANIS CLUB - JUNE 26, 2010 (APPROVE)
  - k. RESOLUTION NO. 10-R-20 - A RESOLUTION AUTHORIZING THE VILLAGE PRESIDENT AND VILLAGE CLERK TO ENTER INTO A CERTAIN AGREEMENT BETWEEN THE VILLAGE OF WILLOWBROOK AND THE AMERICAN SOCIETY OF COMPOSERS, AUTHORS AND PUBLISHERS (ADOPT)

President Napoli asked if any Board Member(s) wanted to remove any item(s) from the Omnibus Vote Agenda for discussion. Trustee Schoenbeck requested that the Agenda Item Nos. 7h-Executive Session Minutes of April 12, 2010, 7i-Warrants and 7k-Resolution regarding Agreement with ASCAP be removed from the Omnibus Vote Agenda for further discussion.

Trustee Schoenbeck advised that he gave Village Clerk Hansen some suggested changes to the language in the second paragraph in Item 3 of the Executive Session minutes of April 12, 2010 and Clerk Hansen was comfortable with those changes.

Trustee Schoenbeck noted Item 7i, Warrants, specifically the Attorney invoice. He had written several questions to Attorney Hennessy this past week via email and has not received an answer so he was not comfortable with voting for that at this time.

Attorney Hennessy advised that he did respond to Trustee Schoenbeck's emails and sent an email to him. He provided Trustee Schoenbeck a copy of his response. Trustee Schoenbeck

stated that if he gets the response he would not have a problem with the approval of that item.

Trustee Schoenbeck noted that he did not understand Item 7k and there did not seem to be much of a backup for this item. He suggested that this item go through the Finance and Administration Committee and get a recommendation from the Committee on this matter. There is a \$305 expenditure connected with this item.

MOTION: Made by Trustee Schoenbeck, seconded by Trustee O'Connor, to approve the Omnibus Vote Agenda exclusive of Agenda Item Nos. 7h and 7k, which are deferred.

ROLL CALL VOTE: AYES: Trustees Baker, Kelly, Mistele, Schoenbeck and O'Connor; NAYS: None; ABSENT: None.

MOTION DECLARED CARRIED

NEW BUSINESS

8. VISITOR'S BUSINESS (Public comment is limited to three minutes per person on agenda items only)

There was no visitors business.

9. DELINQUENT WATER BILLS

Director Halik reported to the Village Board that there were three (3) delinquent water bills in the amounts of \$66.39, \$69.97 and \$168.16, respectively, and requested permission to proceed as per Village policy.

10. RESOLUTION - A RESOLUTION AUTHORIZING THE VILLAGE PRESIDENT AND VILLAGE CLERK TO ACCEPT A PROPOSAL FOR THE 2010 SPRING BRUSH COLLECTION PROGRAM - KRAMER TREE SPECIALISTS

Director Halik informed the Board that last fall, the Village accepted a proposal from Kramer Tree Specialist to complete a curb-side brush collection/grinding program as opposed to curb-side brush chipping program. The collection/grinding program was cheaper than the curbside brush chipping program. Staff solicited Kramer Tree to complete another collection/grinding program this spring; however, the cost received was 38% higher than last fall. The Municipal Services Committee agreed that the Village should complete a grinding program in the spring and

make the resulting mulch available to residents and complete a conventional chipping program in the fall. The Village will be able to make high quality mulch available to the community as well as still meet the FY 10/11 budget.

MOTION: Made by Trustee Mistele, seconded by Trustee Schoenbeck, to adopt Resolution No. 10-R-21.

PREVIOUS ROLL CALL VOTE: AYES: Trustees Baker, Kelly, Mistele, Schoenbeck and O'Connor; NAYS: None; ABSENT: None.

MOTION DECLARED CARRIED

11. MOTION TO APPROVE – FY10-11 BUDGET

Director Stanish presented the FY 2010-11 Budget to the Village Board for their approval. The Budget incorporates all items that were discussed at the last workshop. Not included are items discussed at the last meeting such as salary adjustments for all Village employees. The Budget has been adjusted for all changes in personnel and reflects all capital expenditures previously discussed.

President Napoli noted that prior Budgets have been approved when salaries were not included. Director Stanish responded yes, that is correct. In the years we were negotiating the Union contract, we did pass budgets not knowing the amounts of salary increases.

President Napoli noted that we have asked to exclude the Parks Department movie nights from the budget. He would like to put the two movies nights back in the budget for the benefit of Willowbrook families during the summertime.

Trustee Schoenbeck suggested that the Board defer the approval of the Budget. He wanted to see where we stood with regard to the items that are up for discussion in closed session this evening and also to discuss the impact on the Budget of any non-union pay increases that we may consider. The Board may want to schedule a special meeting this week so we can still try to get the Budget approved by the end of the Fiscal Year.

President Napoli thought it was clarified that in the past that we pass the Budget and once the negotiations and the raises are settled sometime in May or June, then we come back, we put it in the budget and we then finalize it.

Director Stanish advised that in years past, when the Appropriation Ordinance is past, if there is an increase in dollars we have exceeded the salary line items.

Trustee Mistele felt there were major management issues that need to be addressed within this budget. The negotiations, salaries for non-union personnel, the need for an Administrator or a continued consultant in that position, these are decisions this Board needs to address. He concurred with the concept of tabling this for now and scheduling our next workshop and try to finalize this budget within the next couple of weeks. It was his understanding that the Village had 90 days within the next Fiscal Year to get this done and submit an approved budget.

Director Stanish responded to submit an Appropriation Ordinance and 90 days are required to file with the County an Ordinance that provides us with the authority to expend funds.

Trustee O'Connor noted that this does put burden on Staff to manage spending if there is no approved budget.

President Napoli asked if there is any dollar amounts and if so how much has been put in the budget for any type of administration position.

Director Stanish responded that there is currently \$110,000 earmarked for whatever you choose for village administration.

MOTION: Made by Trustee Schoenbeck, seconded by Trustee Mistele, to defer the budget to another night for further discussion on the questions and concerns of the Board.

President Napoli noted that it would be an administrative chore for the Staff if the Budget is not approved.

ROLL CALL VOTE: AYES: Trustees Mistele, Schoenbeck and O'Connor  
NAYS: Trustees Baker and Kelly and President Napoli; ABSENT: None.

MOTION FAILED

MOTION: Made by Trustee Baker, seconded by Trustee Kelly, to approve the FY 2010-11 Budget.

ROLL CALL VOTE: AYES: Trustees Baker and Kelly and President Napoli; NAYS: Trustees Mistele, Schoenbeck and O'Connor; ABSENT: None.

MOTION FAILED

PRIOR BUSINESS

12. RESOLUTION - A RESOLUTION AWARDING THE FISCAL YEAR 2010-11 MOTOR FUEL TAX ROADWAY MAINTENANCE PROGRAM CONTRACT TO JAMES D. FIALA PAVING COMPANY, INC. IN THE AMOUNT OF \$191,689.00

President Napoli asked the Village Clerk for a Resolution Number with regard to this agenda item. Village Clerk Hansen gave Resolution No. 10-R-22.

Director Halik advised that after discussions at the April 12 meeting, the Village Board decided to defer this item. Since that time, additional information was provided by Staff to allow us to proceed. According to IDOT regulations, if the contract is not awarded within 45 calendar days the contractor can withdraw the bid.

Trustee Mistele noted that at the last meeting, he supported entering into a contract with Fiala for the road maintenance program for this year. He thought the road maintenance program is important to the Village of Willowbrook. The Board had some new information presented that evening relative to relationships between the President and our Village Attorney supporting a contractor that was retained by Fiala. Therefore, he suggested that this Board instead award this maintenance contract to our second low bidder, which would be Crowley Sheppard in the amount of \$209,045.00 to cover the same maintenance program. He felt this service was an important service as it protects the streets that we have in place, this would be a normal maintenance program resurfacing these streets.

MOTION: Made by Trustee Mistele, seconded by Trustee Schoenbeck, to award the Fiscal Year 2010-11 Motor Fuel Tax Roadway Maintenance Program Contract to Crowley Sheppard Asphalt, Inc. in the amount of \$209,045.00.

Trustee Kelly asked what was the motion before them this evening.

President Napoli responded that the motion was to award the contract to Crowley Sheppard Asphalt Inc. in the amount of \$209,045.00.

Trustee Kelly asked if this motion superseded the motion to award Fiala the contract at \$191,689.00.

President Napoli responded that we had a resolution number but there was no motion on that.

ROLL CALL VOTE: AYES: Trustees Mistele, Schoenbeck and O'Connor; NAYS: Trustees Baker and Kelly; RECUSED: President Napoli; ABSENT: None.

MOTION DECLARED CARRIED

13. DISCUSSION - THE OFFICE OF THE VILLAGE ADMINISTRATOR

President Napoli advised the Board that there has been discussion with respect to the position of a part-time Village Administrator or a fulltime Village Administrator. He had talked with a few Trustees over the past few months and the Board wanted to have a discussion and he thought it is the time to do this.

Trustee Schoenbeck asked if this was something the Board could discuss in closed session or not.

President Napoli responded that this can be done in open meeting, whether we want a fulltime or part-time person with respect to the administrator position, as far as he was concerned it is in open session.

Attorney Hennessy responded that the item is a general discussion as to whether or not the corporate body wants to go forward with respect to the contract or if you wish to go forward with an employee working in this position. That is a subject appropriate for either format, open session or executive session. If you are going into executive session then you are talking about an individual he thought it would be appropriate but there are no individuals; the Board is talking in the abstract and the discussion belongs in the public sector.

Trustee Schoenbeck noted the reason he suggested that is we also did not have on the agenda this evening any consideration for the contract with Sikich. There might be questions he might not want to ask in an open meeting in comparison to whether we hire

someone fulltime or we hire somebody to continue the relationship we have right now.

President Napoli felt that the discussion would be whether we wanted to go with a full-time administrator or with part-time administrator as we have now. We are not talking about Sikich individually, we are talking in general.

Trustee Mistele believed that a full-time administrator is important for Willowbrook, that a full-time leader in this village hall can improve the morale. A full-time leader not only here at the Village but functioning within DuPage County, whether on a Water Commission or some committee with DMMC, things we have seen in the past with our Administrators, creating a network of information and contacts within the political system we need to deal with.

Trustee Schoenbeck agreed with Trustee Mistele but one of the things discussed when we were looking at employing a firm like Sikich was our lack of an HR type of person for operational dependability, so he thought that still has some merit to stay outside for a firm to do that. But, when you are looking at what pace we are at for dollars with an outside firm doing our day to day administration, it is questionable whether the savings outweighs the benefits for our businesses and residents in addition to what Trustee Mistele had also said. He thought when this was discussed last budget we estimated roughly 3-6 months if we wanted to go to a full-time administrator, by the time we advertise for that, we went out and brought applicants in, started the interview process, we were looking at some period of time that was going to be roughly 3-6 months as it was anyway. He felt the worst case scenario is that we invest the dollars in that process and find that the cost of having that person in here has gone up. He thought that the cost has come down in this economy.

Trustee Mistele thought the marketplace in this economy is going to work to the Village's benefit when it comes to costs and personnel.

President Napoli noted that the question we have is the cost; we had a cost of \$202,000 and are spending around \$120,000. We have had some unusual situations here, unusual time amounts that we did not plan on with respect to this prior 3 or 4 months. He thought Sikich has done a good job and wanted to ask a few questions of the staff.

President Napoli asked Director Stanish if Sikich has done a good job; is a part-time situation, if it is not Sikich then someone similar to that, would they be good for the Village.

Trustee O'Connor thought it was not a fair question to ask Director Stanish.

President Napoli further asked if the last six months of management that we have has it worked well for the village.

Director Stanish responded that it would work, that from her perspective as far as finance, it would go along. The department is running well. She is getting the support that she needs. She noted that with a full-time manager she was also getting support and was doing a little less work than she is doing now. Again, she is getting what she needs for finance under both scenarios.

President Napoli asked Chief Shelton his opinion about if we need a fulltime or is the existing situation, not necessarily Sikich, but a part-time management firm being able to handle the duties from his end and the needs he has.

Chief Shelton responded that they answer any questions he has and their experience level is a good strength for him. The experience has been very positive for him.

President Napoli asked Director Halik the same question.

Director Halik responded that he agreed with Director Stanish and some of her comments. He thought it could probably work well either way. Our track record for the last six months with the different projects and workload along with keeping up with the core services means we have been a little busier. Overall it does work.

Trustee Schoenbeck felt that the Board had a responsibility to our constituents in the Village. It seems we have several Trustees over a period time that have either asked for something or have looked for things that have had a change or had some sort of concern to those elected officials to ask that this item be brought up and be discussed. He thought it is only fair unlike some of our past contractual relationships or decisions, this process should have a full backing. All we are asking here is that we have a time to sit down and discuss the differences. Create a job description and an idea of who this person might be if we did go to the outside in comparison with what we have experienced over these several months and then make a decision

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whether or not it is productive for us to go out and see what is out in the marketplace. That would simply be making a comparison to a contractual relationship that ended back on April 9 that needs to be taken care of. There is no contractual relationship at this point. And there is nothing on for this evening to extend that contract and this is the right time to make that decision. That way the whole Board is participating in that process.

Trustee O'Connor asked for clarification with regard to the \$110,000 in the budget and if that is for 15 hours of service. She felt if we were going to compare that to the \$202,000 that was for 40 hours a week. This is a much more expensive option. What we are saying is can we get by with 15 hours; that is the only way you save money. We are comparing apples and oranges. You have to compare them on an annual basis or what Mr. Modaff's portion was for 15 hours. She did not think it is \$110,000 versus \$220,000.

President Napoli noted that what was saved was on the benefits so the Village is not tied to the long term costs with respect to health care and pension.

Trustee Mistele added that this conversation was not intended to be negative in any way against Sikich. The services we have seen, the surveys, the analysis, the management ideas have been invaluable and they are helping us shape this organization. He wanted Sikich to understand the thinking here really deals with Willowbrook in the long term.

President Napoli noted that the Board should have a special meeting regarding the Administrator position, correct.

Trustee Mistele suggested that the Board have a financial planning workshop to try to close out the budget.

President Napoli inquired if we would have the budget workshop at the same time.

Administrator Pierce clarified that the financial planning workshop was not intended as a budget workshop that is a separate item.

Trustee Schoenbeck thought if we do tie the financial planning workshop (item 14) and budget workshop together, he did not know if we would need Sikich at that specific meeting. This might be something the Board itself might work through.

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Trustee O'Connor asked if Sikich was under contract or not under contract right now. They are coming to these meetings and the contract is expired.

Attorney Hennessy responded that the present status was that they are affecting a contract; the parties are clearly continuing their actions so their current conditions of the agreement are being extended as a passive agreement.

Trustee O'Connor wanted it noted that this is being done by their practice and they (Sikich) are not under contract.

President Napoli advised he will have Deputy Clerk Partyka contact the Board on a date for a special meeting with regard to consideration of the administrator position, what we can get accomplished on the budget and financial planning workshop.

Administrator Pierce noted that what they had proposed originally when they had started discussing the financial planning workshop as part of the organizational evaluation report was a four hour session probably a Saturday morning to have time. They would come prepared with research and information for discussion by the Board. She suggested that it is something that warrants full focus for four hours since there will be major discussions and decisions to take place in that time.

Trustee Schoenbeck suggested that when Deputy Clerk Partyka contacts them, she can ask about dates for the workshop as well.

President Napoli thought the Board could discuss the Administrator position and budget situation at another time. He inquired what the Board wanted to discuss first.

The consensus of the Board was to have the meeting regarding the administrator position and the budget first. Then the financial planning workshop would be second.

Administrator Maholland for clarification purposes asked if the agreement moved forward and noted that the agreement was an extension of the contract.

Trustee Schoenbeck and Trustee O'Connor noted that they did not get the Attachment A with their packet.

President Napoli requested Administrator Maholland provide a copy of the agreement to the Board by the following day.

Administrator Maholland advised the Board that the agreement is basically an extension of the current agreement for twelve months and either party can terminate the relationship with 30 days notice.

Administrator Maholland expressed concern if they would come back whether with an agreement or not, if they would get paid for the hours.

Trustee Schoenbeck responded that based upon what the contract states that expired on April 9, and focusing on any Village contract that expires, the Village Attorney feels that there must be some sort of continued relationship although he had not seen a letter or anything that says that. From his standpoint, he felt the agreement has expired and since there was nothing on the agenda this evening, there is no reason to believe that the Sikich agreement is in place.

Trustee Mistele felt that it would be at least a six month process if we were to decide to hire a fulltime administrator and we would need to depend on Sikich in the meantime to continue with their services.

President Napoli noted that Sikich can finish up the report they are working on and to finish up the other items that need to come back to the Board.

Trustee Schoenbeck asked if the Board wanted to have a consensus this evening so that the Sikich people would have a comfort level that what they are doing they will get paid for. He further asked for clarification of the original letter if the expiration of the agreement was April 9 or April 19 and have every Board member get a copy of that.

MOTION: Made by Trustee Schoenbeck, seconded by Trustee Mistele, to approve an extension of the Agreement between the Village of Willowbrook and Sikich for a period not to exceed six months at the terms as agreed to in the original agreement.

ROLL CALL VOTE: AYES: Trustees Baker, Kelly, Mistele, Schoenbeck and O'Connor; NAYS: None; ABSENT: None.

MOTION DECLARED CARRIED

14. DISCUSSION - VILLAGE BOARD FINANCIAL PLANNING WORKSHOP

See Agenda Item No. 13. A special meeting date to be determined for the Financial Planning Workshop.

15. DISCUSSION - NON-UNION PAY PLAN

Administrator Maholland noted that the Board received a memorandum in their packet suggesting a format for non-union pay. The process that is outlined in the Village's Personnel Manual was very complex and difficult to administer; it has been in place for a few years but for various reasons had not been followed.

Administrator Maholland noted the method he was suggesting was basically a step plan where you have ten steps, which is similar to what the police department has. The process that would be used is that other communities would be surveyed to determine what the pay ranges would be. The maximum pay will be established at the 60<sup>th</sup> percentile of the comparable communities and the minimum pay will be established at the 70th percentile of the maximum pay, the same as the union pay range.

Trustee Mistele felt there needs to be a little more discretion on the part of management as to how employees are compensated.

The Board requested that the Staff provide them with an updated comparable list with regard to salaries for non-union employees.

16. COMMITTEE REPORTS

Trustee Baker had no report.

Trustee Kelly had no report.

Trustee Mistele had no report.

Trustee Schoenbeck reported that former Commander Joe Pec would like to purchase a radar gun from the Village of Willowbrook to be used in connection with his part-time security position with the Lake Thunderbird Association. The Police Department has one radar gun that is not being used and is of low value. The Public Safety Committee recommended the Village sell the radar gun for \$1.00 in as is condition.

MOTION: Made by Trustee Schoenbeck, seconded by Trustee Mistele, to concur with the Public Safety Committee recommendation to sell a Road Runner Serial #2071 radar gun for \$1.00 in as is condition to the Lake Thunderbird Association.

ROLL CALL VOTE: AYES: Trustees Baker, Kelly, Mistele, Schoenbeck and O'Connor; NAYS: None; ABSENT: None.

MOTION DECLARED CARRIED

Trustee O'Connor had no report.

17. ATTORNEY'S REPORT

Attorney Hennessy had no report.

18. CLERK'S REPORT

Village Clerk Hansen had no report.

19. ADMINISTRATOR'S REPORT

Administrator Pierce had no report.

20. PRESIDENT'S REPORT

President Napoli had no report.

21. EXECUTIVE SESSION

MOTION: Made by Trustee Schoenbeck, seconded by Trustee Baker, to adjourn into Executive Session at the hour of 8:40 p.m. to discuss:

- Collective Negotiating matters pursuant to Chapter 5 ILCS 120/2(c)2
- Personnel matters pursuant to Chapter 5 ILCS 120/2(c)1
- Possible Litigation

PREVIOUS ROLL CALL VOTE: AYES: Trustees Baker, Kelly, Mistele, Schoenbeck and O'Connor; NAYS: None; ABSENT: None.

MOTION DECLARED CARRIED

\*\*\*SEE APPROPRIATE EXECUTIVE SESSION MINUTES\*\*\*

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PRESENTED, READ and APPROVED,

\_\_\_\_\_, 2010

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Village President

Minutes transcribed by Mary Partyka.

W A R R A N T S

May 10, 2010

GENERAL CORPORATE FUND	-----	\$112,721.76
WATER FUND	-----	13,892.49
HOTEL/MOTEL TAX FUND	-----	4,379.07
MOTOR FUEL TAX FUND	-----	370.00
TOTAL WARRANTS	-----	\$131,363.32

  
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Sue Stanish, Director of Finance

APPROVED:

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Robert A. Napoli, Village President

## VILLAGE OF WILLOWBROOK

BILLS PAID REPORT FOR APRIL, 2010

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GENERAL CORPORATE FUND

CHECKS &amp; DIR. DEBITS

DESCRIPTION	ACCOUNT NUMBER	AMOUNT
ACCURINT (21) 1009686/APR 10 FEES-DUES-SUBSCRIPTIONS 01-451-307	05/11 CK# 75117 01-30-630-307	\$30.00 30.00
ACE STORE NO. 11 (17) 408749/4 BUILDING MAINTENANCE SUPPLIES 01-405-351 408808/4 MAINTENANCE - EQUIPMENT 01-520-411 408818/4 OPERATING EQUIPMENT 01-451-401	05/11 CK# 75118 01-10-466-351 01-35-735-411 01-30-630-401	\$148.73 12.98 15.77 119.98
AFLAC (46) 089334ER/APR EMP DED PAY - AFLAC FEE 01-210-221	05/11 CK# 75119 01-210-221	\$42.00 42.00
AL WARREN OIL CO (2205) 1589691 GASOLINE INVENTORY 01-190-126	05/11 CK# 75120 01-190-126	\$3,137.86 3,137.86
AMATEUR SOFTBALL ASSOCIATION (69) 485188 SUMMER PROGRAM MATERIALS & SERVICES	05/11 CK# 75121 01-20-575-119	\$286.00 286.00
AMERICAN FIRST AID SERVICE INC (77) 92832 OPERATING EQUIPMENT 01-451-401 92833 BUILDING MAINTENANCE SUPPLIES 01-405-351	05/11 CK# 75122 01-30-630-401 01-10-466-351	\$47.00 30.10 16.90
ASPEN IVANOV (1862) WL70279 TRAFFIC FINES 01-310-502	05/11 CK# 75124 01-310-502	\$50.00 50.00
ASPEN VALLEY LANDSCAPE SUPPLY (131) 335795 STREET & ROW MAINTENANCE 01-535-328 355921 STREET & ROW MAINTENANCE 01-535-328	05/11 CK# 75125 01-35-750-328 01-35-750-328	\$381.42 258.22 123.20
AT & T LONG DISTANCE (66) 854192715/APR PHONE - TELEPHONES 01-420-201	05/11 CK# 75127 01-10-455-201	\$100.06 100.06
AT & T (67) 630-325-2761APR PHONE - TELEPHONES 01-451-201 630-325-2776APR PHONE - TELEPHONES 01-451-201 630-734-9661APR TELEPHONES 01-501-201 630-R26-5644APR PHONE - TELEPHONES 01-420-201 630-R26-5644APR PHONE - TELEPHONES 01-451-201	05/11 CK# 75128 01-30-630-201 01-30-630-201 01-35-710-201 01-10-455-201 01-30-630-201	\$1,530.99 35.59 35.59 98.89 680.46 680.46
AZAVAR AUDIT SOULUTIONS INC (158) 7989 UTILITY TAX 01-310-205	05/11 CK# 75129 01-310-205	\$470.30 470.30
BARNACLE JOHN (191) FBI EXPENSES SCHOOLS-CONFERENCE TRAVEL 01-451-304	05/11 CK# 75130 01-30-630-304	\$435.78 435.78
BEST QUALITY CLEANING INC (194) 37477/APRIL MAINTENANCE - BUILDING 01-405-228	05/11 CK# 75131 01-10-466-228	\$1,575.00 1,575.00
BEST FURNITURE ONLINE (195) M-1698 OPERATING EQUIPMENT 01-451-401	05/11 CK# 75132 01-30-630-401	\$373.00 373.00
BOZEK, WILLIAM (206) RANGE SUPPLIES OPERATING EQUIPMENT 01-451-401	05/11 CK# 75133 01-30-630-401	\$130.11 130.11
BROWNELLS, INC. (230) 5934838.00 OPERATING EQUIPMENT 01-451-401	05/11 CK# 75134 01-30-630-401	\$152.75 152.75
BURR RIDGE PARK DISTRICT (244) 126 ADA RECREATION ACCOMMODATIONS 01-630-520	05/11 CK# 75135 01-20-590-520	\$8,651.00 8,651.00
KARYN A BYRNE (267) JAN - APR 2010 CODE ENFORCEMENT INSPECTION 01-565-119	05/11 CK# 75136 01-40-830-119	\$1,111.25 1,111.25
CAR REFLECTIONS (296) 11743 OPERATING EQUIPMENT 01-451-401	05/11 CK# 75137 01-30-630-401	\$150.00 150.00

## VILLAGE OF WILLOWBROOK

BILLS PAID REPORT FOR APRIL, 2010

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GENERAL CORPORATE FUND

CHECKS &amp; DIR. DEBITS

DESCRIPTION	ACCOUNT NUMBER	AMOUNT
CARLO VERRISSIMO (1862) 35290892 RED LIGHT FINES 01-310-503	05/11 CK# 75138 01-310-503	\$100.00 100.00
CHICAGO INTERNATIONAL TRUCKS, LLC (337) 916574 MAINTENANCE - VEHICLES 01-520-409	05/11 CK# 75139 01-35-735-409	\$886.43 886.43
CHRISTOPHER B. BURKE (333) 93510 FEES - ENGINEERING 01-505-245 93548 REIMB. EXP. -ENGINEERING 01-505-247 93722 REIMB. 93724 PLAN REVIEW - ENGINEER 01-555-254 93725 PLAN REVIEW - ENGINEERING 01-15-520-254 93726 PLAN REVIEW - DRAINAGE ENGINEER 01-555-259 93728 REIMB. 93729 FEES - ENGINEERING 01-505-245 93730 FEES - DRAINAGE ENGINEER 01-555-246 93731 REIMB. 93732 REIMB. 93733 REIMB. 93803 PLAN REVIEW - PLANNER 01-15-520-257	05/11 CK# 75140 01-35-720-245 01-35-720-247 01-40-820-259 01-40-820-254 01-15-520-254 01-40-820-259 01-15-520-254 01-35-720-245 01-40-820-246 01-40-820-259 01-40-820-259 01-40-820-254 01-15-520-257	\$9,937.70 452.84 276.00 254.50 110.00 330.00 220.00 770.00 699.30 159.50 254.50 254.50 766.56 5,390.00
COMCAST CABLE (365) 879820113006504 E.D.P. SOFTWARE 01-410-212 879820113021135 EQUIPMENT MAINTENANCE 01-503-263	05/11 CK# 75141 01-10-460-212 01-35-715-263	\$186.90 112.00 74.90
COMMONWEALTH EDISON (370) 1844110006/APR ENERGY - STREET LIGHT 01-530-207 4215105154/APR ENERGY - STREET LIGHT 01-530-207	05/11 CK# 75142 01-35-745-207 01-35-745-207	\$1,424.34 827.37 596.97
D & D BUSINESS, INC (2128) 2453 OFFICE SUPPLIES 01-420-301	05/11 CK# 75143 01-10-455-301	\$672.34 672.34
DAVID GREENE (1862) WL70892 TRAFFIC FINES 01-310-502	05/11 CK# 75144 01-310-502	\$25.00 25.00
DUPAGE COUNTY E.T.S.B. 911 (513) 61/MAR FEES-DUES-SUBSCRIPTIONS 01-451-307	05/11 CK# 75146 01-30-630-307	\$468.37 468.37
ED STEFFES (1735) SQUID PANTS SUMMER RECREATION FEES 01-310-815	05/11 CK# 75148 01-310-815	\$50.00 50.00
FALCO'S LANDSCAPING INC (581) 1962 CONTRACTED MAINTENANCE 01-615-281 1962 ROUTE 83 BEAUTIFICATION 01-540-281	05/11 CK# 75149 01-20-570-281 01-35-755-281	\$5,418.75 3,061.59 2,357.16
FOREMOST PROMOTIONS (624) 87266 COMMODITIES 01-482-331	05/11 CK# 75150 01-30-670-331	\$427.44 427.44
CAROL FRUEH (643) LOGO 4/30 PRINTING & PUBLISHING 01-15-510-302	05/11 CK# 75151 01-15-510-302	\$200.00 200.00
GORDON FLESCH (695) OS2779 COPY SERVICE 01-420-315	05/11 CK# 75152 01-10-455-315	\$303.32 303.32
W.W. GRAINGER (1999) 1103451944 OPERATING EQUIPMENT 01-451-401 9227539039 BUILDING MAINTENANCE SUPPLIES 01-405-351 9234244581 MAINTENANCE SUPPLIES 01-615-331 9234244581 OPERATING EQUIPMENT 01-540-401 9239642946 OPERATING SUPPLIES & EQUIPMENT 01-503-401	05/11 CK# 75153 01-30-630-401 01-10-466-351 01-20-570-331 01-35-755-401 01-35-715-401	\$288.75 176.22 4.66 41.04 41.04 25.79

## VILLAGE OF WILLOWBROOK

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GENERAL CORPORATE FUND

CHECKS &amp; DIR. DEBITS

DESCRIPTION	ACCOUNT NUMBER	AMOUNT
HOME DEPOT COMMERCIAL (808)	05/11 CK# 75155	\$62.80
1039136 MAINTENANCE SUPPLIES 01-615-331	01-20-570-331	27.18
8020403 ST & ROW MAINTENANCE OTHER 01-540-328	01-35-755-328	35.62
ILLINOIS SHOTOKAN KARATE (909)	05/11 CK# 75156	\$2,210.40
551/WINTER 2010 WINTER PROGRAM MATERIALS & SERVICES	01-20-585-121	2,210.40
INTOXIMETERS (955)	05/11 CK# 75157	\$135.00
301050 OPERATING EQUIPMENT 01-451-401	01-30-630-401	135.00
JESSICA FANDRE (2084)	05/11 CK# 75158	\$28.00
#164 WINTER RECREATION FEES 01-310-816	01-310-816	28.00
KATHLEEN PRATL (1862)	05/11 CK# 75159	\$25.00
WL 71209 TRAFFIC FINES 01-310-502	01-310-502	25.00
KIEFT BROTHERS INC (1051)	05/11 CK# 75160	\$315.00
163852 STORM WATER IMPROVEMENTS MAT 01-535-381	01-35-750-381	315.00
KING CAR WASH (1057)	05/11 CK# 75161	\$420.50
60/APR 10 GAS-OIL-WASH-MILEAGE 01-451-303	01-30-630-303	420.50
KRAMER TREE SPECIALISTS INC. (1080)	05/11 CK# 75162	\$1,295.00
227517 LANDSCAPE MAINTENANCE SERVICES 01-610-342	01-20-565-342	1,295.00
KURINEC MICHAEL (1089)	05/11 CK# 75163	\$249.68
SLIM JIMS/SQUAD OPERATING EQUIPMENT 01-451-401	01-30-630-401	249.68
LASERCRAFT INC (2300)	05/11 CK# 75164	\$18,279.66
APRIL 2010 RED LIGHT CAMERA FEES 01-30-630-247	01-30-630-247	18,279.66
LAW ENFORCEMENT RECORDS MNGRS IL (2318)	05/11 CK# 75165	\$50.00
4/15 RINELLA SCHOOLS-CONFERENCE TRAVEL 01-451-304	01-30-630-304	25.00
4/15 SCHMITZ SCHOOLS-CONFERENCE TRAVEL 01-451-304	01-30-630-304	25.00
MAGICBOX INC (1188)	05/11 CK# 75168	\$35.00
93515 OPERATING SUPPLIES 01-410-331	01-10-460-331	35.00
MARQUARDT & BELMONTE P.C. (2259)	05/11 CK# 75169	\$1,822.50
3213/MAR RED LIGHT ADJUDICATOR 01-30-630-246	01-30-630-246	1,822.50
MEADE ELECTRIC COMPANY (1236)	05/11 CK# 75170	\$305.56
645421 MAINTENANCE - STREET LIGHTS 01-530-223	01-35-745-223	92.00
645422 MAINTENANCE - STREET LIGHTS 01-530-223	01-35-745-223	213.56
MEGAN RICHTER (1735)	05/11 CK# 75171	\$400.00
SWINGERS SUMMER RECREATION FEES 01-310-815	01-310-815	400.00
M.E.S. (2326)	05/11 CK# 75172	\$553.35
CADET UNIFORMS SCHOOLS-CONFERENCE TRAVEL 01-451-304	01-30-630-304	553.35
MICHAEL LYONS (1862)	05/11 CK# 75173	\$25.00
WL 71139 TRAFFIC FINES 01-310-502	01-310-502	25.00
NATIONAL POWER RODDING CORP (1346)	05/11 CK# 75176	\$2,320.00
40813 JET CLEANING CULVERT 01-535-286	01-35-750-286	2,320.00
NEOPOST INC (1359)	05/11 CK# 75177	\$86.99
13185857 POSTAGE & METER RENT 01-420-311	01-10-455-311	86.99
NICOR GAS (1370)	05/11 CK# 75178	\$440.05
39303229304/APR NICOR GAS	01-35-725-415	50.83
95476110002/APR NICOR GAS 01-405-235	01-10-466-235	389.22
NORTH AMERICAN SALT CO (1372)	05/11 CK# 75179	\$5,257.04
70505855 OPERATING SUPPLIES 01-540-331	01-35-755-331	3,489.25

## VILLAGE OF WILLOWSBROOK

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GENERAL CORPORATE FUND

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DESCRIPTION	ACCOUNT NUMBER	AMOUNT
70506350 OPERATING SUPPLIES 01-540-331	01-35-755-331	1,767.79
NUTOYS LEISURE PRODUCTS (1400)	05/11 CK# 75180	\$460.00
35232 PARK LANDSCAPE SUPPLIES 01-610-341	01-20-565-341	460.00
OGGERINO PAUL (1432)	05/11 CK# 75181	\$93.04
2010 UNIFORMS UNIFORMS 01-451-345	01-30-630-345	93.04
PACIFIC TELEMANAGEMENT SERVICES (2197)	05/11 CK# 75183	\$78.00
189085 PHONE - TELEPHONES 01-420-201	01-10-455-201	78.00
PAUL ANDRULIS (2084)	05/11 CK# 75184	\$28.00
#164-2 WINTER RECREATION FEES 01-310-816	01-310-816	28.00
PETTY CASH C/O SUE STANISH (1492)	05/11 CK# 75185	\$205.25
4/30 POSTAGE & METER RENT 01-420-311	01-10-455-311	0.44
4/30 COMMISSARY PROVISION 01-420-355	01-10-455-355	17.00
4/30 CASH - OVER OR SHORT 01-420-505	01-10-455-505	5.75
4/30 GAS-OIL-WASH-MILEAGE 01-25-610-303	01-25-610-303	68.50
4/30 GAS-OIL-WASH-MILEAGE 01-451-303	01-30-630-303	41.44
4/30 SCHOOLS-CONFERENCE TRAVEL 01-451-304	01-30-630-304	37.32
4/30 OPERATING EQUIPMENT 01-451-401	01-30-630-401	25.00
4/30 REIMB PERSONAL EXPENSE 01-501-306	01-35-710-306	9.80
PIECZYNSKI LINDA S. (1503)	05/11 CK# 75186	\$1,017.00
4832/APR FEES - SPECIAL ATTORNEY 01-451-241	01-30-630-241	1,017.00
PIONEER RESEARCH CORPORATION (2303)	05/11 CK# 75188	\$287.98
217261 BUILDING MAINTENANCE SUPPLIES 01-405-351	01-10-466-351	287.98
PRESENTA PLAQUE CORPORATION (1539)	05/11 CK# 75189	\$260.58
8336 OPERATING EQUIPMENT 01-451-401	01-30-630-401	260.58
PRIME-STRIPE, INC. (1555)	05/11 CK# 75190	\$542.50
38439 PARK LANDSCAPE SUPPLIES 01-610-341	01-20-565-341	542.50
PRO-TEK LOCK AND SAFE (1547)	05/11 CK# 75191	\$60.79
75764 BUILDING MAINTENANCE SUPPLIES 01-405-351	01-10-466-351	42.80
75802 MAINTENANCE SUPPLIES 01-615-331	01-20-570-331	17.99
PUBLIC SAFETY DIRECT INC (2309)	05/11 CK# 75192	\$198.74
21007 MAINTENANCE - VEHICLES 01-451-409	01-30-630-409	74.49
21061 MAINTENANCE - VEHICLES 01-451-409	01-30-630-409	48.50
21062 MAINTENANCE - VEHICLES 01-451-409	01-30-630-409	23.75
21063 MAINTENANCE - VEHICLES 01-451-409	01-30-630-409	52.00
R&R PRINT N SERVE INC (1582)	05/11 CK# 75193	\$3,455.90
23407 PRINTING & PUBLISHING 01-25-610-302	01-25-610-302	150.00
23409 PRINTING & PUBLISHING 01-601-302	01-20-550-302	2,986.80
23410 PRINTING & PUBLISHING 01-501-302	01-35-710-302	212.50
23412 PRINTING & PUBLISHING 01-25-610-302	01-25-610-302	106.60
RAY O'HERRON (1593)	05/11 CK# 75194	\$2,219.60
21387 OPERATING EQUIPMENT 01-451-401	01-30-630-401	21.90
21388 OPERATING EQUIPMENT 01-451-401	01-30-630-401	197.70
21602 AMMUNITION 01-451-346	01-30-630-346	2,000.00
RUTLEDGE PRINTING CO. (1648)	05/11 CK# 75195	\$231.91
103783 PRINTING & PUBLISHING 01-451-302	01-30-630-302	231.91
SCOTT CONTRACTING INC (1682)	05/11 CK# 75196	\$6,700.00
362 STREET & ROW MAINTENANCE 01-535-328	01-35-750-328	225.00
364 SITE IMPROVEMENTS 01-535-289	01-35-750-289	6,475.00

## VILLAGE OF WILLOWBROOK

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GENERAL CORPORATE FUND

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DESCRIPTION	ACCOUNT NUMBER	AMOUNT
SERVICE SANITATION INC (1697) 6486356 RENT - EQUIPMENT 01-615-234	05/11 CK# 75197 01-20-570-234	\$245.00 245.00
SHELL OIL COMPANY (1706) 61599309004 GAS-OIL-WASH-MILEAGE 01-451-303	05/11 CK# 75198 01-30-630-303	\$157.13 157.13
SHELTON MARK (1709) FBI GRADUATION SCHOOLS-CONFERENCE TRAVEL 01-451-304	05/11 CK# 75199 01-30-630-304	\$682.80 682.80
SIGNS NOW (1717) 38277 OFFICE SUPPLIES 01-05-410-301	05/11 CK# 75200 01-05-410-301	\$19.75 19.75
SKICH LLP (1722) 116147/HR CONSULTING FEES	05/11 CK# 75201 01-10-471-253	\$382.50 382.50
JOHN SKIBA (1728) 2010 UNIFORMS UNIFORMS 01-451-345	05/11 CK# 75202 01-30-630-345	\$86.49 86.49
STAPLES (1767) 8015257050 OFFICE SUPPLIES 01-420-301 8015257050 OFFICE SUPPLIES 01-25-610-301 8015257050 OFFICE SUPPLIES 01-501-301 8015311549 OFFICE SUPPLIES 01-420-301 8015311549 OFFICE SUPPLIES 01-451-301 8015311549 OFFICE SUPPLIES 01-501-301	05/11 CK# 75203 01-10-455-301 01-25-610-301 01-35-710-301 01-10-455-301 01-30-630-301 01-35-710-301	\$270.60 31.62 5.62 -37.16 144.89 111.94 13.69
STOREHouserock (2327) SHR-59 OPERATING EQUIPMENT 01-451-401	05/11 CK# 75204 01-30-630-401	\$99.80 99.80
SUNSET SEWER & WATER (2276) 2010-069 SITE IMPROVEMENTS 01-535-289	05/11 CK# 75205 01-35-750-289	\$1,846.00 1,846.00
SUPERIOR AWARDS (1815) 20392 OPERATING EQUIPMENT 01-451-401	05/11 CK# 75206 01-30-630-401	\$247.60 247.60
T.P.I. (1886) 4513/APR REIMB. 4513/APR PART TIME INSPECTOR 01-565-109 4513/APR PLUMBING INSPECTION 01-565-115	05/11 CK# 75207 01-40-820-258 01-40-830-109 01-40-830-115	\$4,948.52 3,542.52 756.00 650.00
TAMELING INDUSTRIES (1844) 6120 STREET & ROW MAINTENANCE 01-535-328	05/11 CK# 75208 01-35-750-328	\$64.80 64.80
THOMPSON ELEV. INSPECT. SERVICE (1873) 1315 ELEVATOR INSPECTION 01-565-117	05/11 CK# 75209 01-40-830-117	\$86.00 86.00
THOMSON WEST (1871) 820421066 FEES-DUES-SUBSCRIPTIONS 01-451-307	05/11 CK# 75210 01-30-630-307	\$441.00 441.00
TOM & JERRY'S SHELL SERVICES (1883) 25532 MAINTENANCE - VEHICLES 01-520-409 26137 MAINTENANCE - VEHICLES 01-451-409 42087 MAINTENANCE - VEHICLES 01-451-409 42093 MAINTENANCE - VEHICLES 01-451-409 42110 MAINTENANCE - VEHICLES 01-451-409 42123 MAINTENANCE - VEHICLES 01-451-409 42125 MAINTENANCE - VEHICLES 01-451-409 42131 MAINTENANCE - VEHICLES 01-451-409 42147 MAINTENANCE - VEHICLES 01-451-409 42154 MAINTENANCE - VEHICLES 01-451-409 42223 MAINTENANCE - VEHICLES 01-451-409	05/11 CK# 75211 01-35-735-409 01-30-630-409 01-30-630-409 01-30-630-409 01-30-630-409 01-30-630-409 01-30-630-409 01-30-630-409 01-30-630-409 01-30-630-409	\$2,056.02 20.00 8.78 25.45 25.45 25.45 878.01 50.27 665.32 285.99 45.85 25.45

## VILLAGE OF WILLOWBROOK

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GENERAL CORPORATE FUND

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DESCRIPTION	ACCOUNT NUMBER	AMOUNT
TOOLS PLUS INDUSTRIES (2269) 33938 OPERATING SUPPLIES & EQUIPMENT 01-503-401	05/11 CK# 75212 01-35-715-401	\$151.45 151.45
TREE TOWNS (1894) 144211 PRINTING & PUBLISH 01-420-302 144212 PRINTING & PUBLISHING 01-501-302	05/11 CK# 75213 01-10-455-302 01-35-710-302	\$63.44 20.00 43.44
UNIFIRST (1926) 0610505776 MAINTENANCE - BUILDING 01-405-228	05/11 CK# 75214 01-10-466-228	\$180.05 180.05
UTD DISTRIBUTING (1953) C22502 OFFICE SUPPLIES 01-451-301	05/11 CK# 75215 01-30-630-301	\$250.00 250.00
VEDDER, PRICE, KAUFMAN & KAMMOLZ PC (1971) 361994 FEES - LABOR COUNSEL 01-425-242	05/11 CK# 75216 01-10-470-242	\$2,095.00 2,095.00
VERIZON WIRELESS (1972) 2390025471 OPERATING EQUIPMENT 01-451-401 685505615/APR PHONE - TELEPHONES 01-05-410-201 685505615/APR PHONE - TELEPHONES 01-420-201 685505615/APR PHONE - TELEPHONES 01-25-610-201 685505615/APR PHONE - TELEPHONES 01-451-201 685505615/APR TELEPHONES 01-501-201 685505615/APR TELEPHONES 01-551-201	05/11 CK# 75217 01-30-630-401 01-05-410-201 01-10-455-201 01-25-610-201 01-30-630-201 01-35-710-201 01-40-810-201	\$1,129.44 179.92 38.84 18.27 50.12 683.58 69.66 89.05
VIDEO AND SOUND SERVICE INC (2230) 65951 OPERATING EQUIPMENT 01-451-401	05/11 CK# 75218 01-30-630-401	\$492.00 492.00
VILLA PARK MATERIAL CO. INC (1974) 86561 ST & ROW MAINTENANCE OTHER 01-540-328	05/11 CK# 75219 01-35-755-328	\$407.50 407.50
WALPOLE WOODWORKERS INC (1991) 337164 STREET & ROW MAINTENANCE 01-535-328	05/11 CK# 75220 01-35-750-328	\$155.20 155.20
WAREHOUSE DIRECT (2002) 691767-0 OFFICE SUPPLIES 01-451-301 697661-0 OPERATING EQUIPMENT 01-451-401 713696-0 OFFICE SUPPLIES 01-451-301 C697661-0 OPERATING EQUIPMENT 01-451-401	05/11 CK# 75222 01-30-630-301 01-30-630-401 01-30-630-301 01-30-630-401	\$991.14 40.18 364.61 726.44 -140.09
WESTOWN AUTO SUPPLY COMPANY (2026) 28450 MAINTENANCE - VEHICLES 01-520-409 28490 MAINTENANCE - VEHICLES 01-520-409 28841 MAINTENANCE - EQUIPMENT 01-520-411	05/11 CK# 75223 01-35-735-409 01-35-735-409 01-35-735-411	\$82.12 7.16 11.98 62.98
LAW OFFICES OF WILLIAM J. HENNESSY (2277) APRIL 2010 FEES - VILLAGE ATTORNEY 01-425-239	05/11 CK# 75224 01-10-470-239	\$5,742.00 5,742.00
TOTAL GENERAL CORPORATE FUND		\$112,721.76

## VILLAGE OF WILLOWBROOK

## BILLS PAID REPORT FOR APRIL, 2010

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WATER FUND

CHECKS &amp; DIR. DEBITS

DESCRIPTION	ACCOUNT NUMBER	AMOUNT
ACE STORE NO. 11 (17) 408734/4 MATERIAL & SUPPLIES - DISTRIBUTION 02-430-476	05/11 CK# 75118 02-50-430-476	\$10.99 10.99
AQUA FIORI INC (113) 12921 LANDSCAPE - OTHER 02-430-299	05/11 CK# 75123 02-50-430-299	\$159.50 159.50
AT & T MOBILITY (64) 826930710/APR PHONE - TELEPHONES 02-401-201	05/11 CK# 75126 02-50-401-201	\$116.22 116.22
AT & T (67) 630-323-0337APR PHONE - TELEPHONES 02-401-201	05/11 CK# 75128 02-50-401-201	\$802.04 802.04
CHRISTOPHER B. BURKE (333) 93723 PRINTING & PUBLISHING 02-401-302	05/11 CK# 75140 02-50-401-302	\$775.96 775.96
COMMONWEALTH EDISON (370) 4651111049/APR ENERGY - ELECTRIC PUMP 02-420-206 5071072051APR ENERGY - ELECTRIC PUMP 02-420-206	05/11 CK# 75142 02-50-420-206 02-50-420-206	\$927.90 510.15 417.75
EAST JORDAN IRON WORKS, INC. (540) 3257480 WATER DISTRIBUTION REPAIR-MAINTENAN	05/11 CK# 75147 02-50-430-277	\$219.50 219.50
W.W. GRAINGER (1999) 1103412115 METER REPLACEMENT 02-435-462	05/11 CK# 75153 02-50-435-462	\$10.90 10.90
HINSDALE NURSERIES, INC. (793) 615101 LANDSCAPE - OTHER 02-430-299	05/11 CK# 75154 02-50-430-299	\$157.00 157.00
M.E. SIMPSON COMPANY INC (1235) 19898 LEAK SURVEYS 02-430-276	05/11 CK# 75166 02-50-430-276	\$525.00 525.00
MACK COMMUNICATIONS (1182) 1ST PYMNT DUPAGE WATER COMM EXCHANGE ACCT 02-280-109	05/11 CK# 75167 02-280-109	\$6,700.00 6,700.00
MIDLAND GROUP PROPERTY SERVICES (1265) 385 LANDSCAPE - OTHER 02-430-299	05/11 CK# 75174 02-50-430-299	\$363.50 363.50
MS. VICTORIA ORISEK (2009) WR 05/04/10 OVER PAYMENT SENT TO CUSTOMER-DM ORISEK, VICTORIA UT# 350655.000	05/11 CK# 75175 02-280-133	\$398.11 398.11
ORANGE CRUSH LLC (1436) 373950 WATER DISTRIBUTION REPAIR-MAINTENAN	05/11 CK# 75182 02-50-430-277	\$350.00 350.00
PIONEER PRESS (1512) 100445450 PRINTING & PUBLISHING 02-401-302	05/11 CK# 75187 02-50-401-302	\$75.20 75.20
R&R PRINT N SERVE INC (1582) 23414 PRINTING & PUBLISHING 02-401-302 23415 PRINTING & PUBLISHING 02-401-302	05/11 CK# 75193 02-50-401-302 02-50-401-302	\$536.25 354.25 182.00
SUNSET SEWER & WATER (2276) 2010-070 WATER DISTRIBUTION REPAIR-MAINTENAN 2010-071 WATER DISTRIBUTION REPAIR-MAINTENAN	05/11 CK# 75205 02-50-430-277 02-50-430-277	\$918.50 404.00 514.50
TAMELING INDUSTRIES (1844) 66285 WATER DISTRIBUTION REPAIR-MAINTENAN	05/11 CK# 75208 02-50-430-277	\$147.00 147.00
VERIZON WIRELESS (1972) 2390025471 PHONE - TELEPHONES 02-401-201 685505615/APR PHONE - TELEPHONES 02-401-201	05/11 CK# 75217 02-50-401-201 02-50-401-201	\$89.86 20.33 69.53
WALSH, KNIPPER, KNIGHT AND POLLOCK CHTD (1993) 17034/MARCH DUPAGE WATER COMM EXCHANGE ACCT 02-280-109	05/11 CK# 75221 02-280-109	\$608.00 608.00
WESTOWN AUTO SUPPLY COMPANY (2026) 28846 METER REPLACEMENT 02-435-462	05/11 CK# 75223 02-50-435-462	\$1.06 1.06

## VILLAGE OF WILLOWBROOK

BILLS PAID REPORT FOR APRIL, 2010

PAGE: 8

RUN DATE: 05/06/10

RUN TIME: 11:32AM

WATER FUND

CHECKS &amp; DIR. DEBITS

DESCRIPTION	ACCOUNT NUMBER	AMOUNT
TOTAL WATER FUND		\$13,892.49

## VILLAGE OF WILLOWBROOK

BILLS PAID REPORT FOR APRIL, 2010

PAGE: 9

RUN DATE: 05/06/10

RUN TIME: 11:32AM

HOTEL/MOTEL TAX FUND

CHECKS &amp; DIR. DEBITS

DESCRIPTION	ACCOUNT NUMBER	AMOUNT
DUPAGE CONVENTION (494) 7189 ADVERTISING 03-435-317	05/11 CK# 75145 03-53-435-317	\$4,379.07 4,379.07
TOTAL HOTEL/MOTEL TAX FUND		\$4,379.07

## VILLAGE OF WILLOWBROOK

BILLS PAID REPORT FOR APRIL, 2010

PAGE: 10

RUN DATE: 05/06/10

RUN TIME: 11:32AM

MOTOR FUEL TAX FUND

CHECKS &amp; DIR. DEBITS

DESCRIPTION	ACCOUNT NUMBER	AMOUNT
CHRISTOPHER B. BURKE (333) 93727 STREET MAINTENANCE CONTRACT 04-430-684	05/11 CK# 75140 04-56-430-684	\$370.00 370.00
TOTAL MOTOR FUEL TAX FUND		\$370.00

## VILLAGE OF WILLOWBROOK

RUN DATE: 05/06/10

## BILLS PAID REPORT FOR APRIL, 2010

PAGE: 11

RUN TIME: 11:32AM

## SUMMARY ALL FUNDS

BANK ACCOUNT	DESCRIPTION	AMOUNT
01-110-105	GENERAL CORPORATE FUND-CHECKING - 0010330283	112,721.76 *
02-110-105	WATER FUND-CHECKING 0010330283	13,892.49 *
03-110-105	HOTEL/MOTEL TAX FUND-CHECKING 0010330283	4,379.07 *
04-110-105	MOTOR FUEL TAX FUND-CHECKING 0010330283	370.00 *
	TOTAL ALL FUNDS	131,363.32 **

# Village of Willowbrook

## Proclamation

WHEREAS, the United States Senate adopted a resolution affirming the first National Public Works Week in 1960, to be observed the third full week of May; and

WHEREAS, public works services provided in our community are an integral part of citizens' everyday life; and

WHEREAS, the support from an understanding and informed citizenry is vital to the efficient operation of public works systems and programs such as water, streets and highways, maintenance of public buildings and parks and snow removal; and

WHEREAS, the quality and effectiveness of these services, as well as their planning, design and construction is contingent upon the efforts and skill of public works officials and employees; and

WHEREAS, the efficiency of qualified and dedicated personnel who staff the Village of Willowbrook's Public Works Division of the Municipal Services Department is enhanced by the residents' attitudes and understanding of the importance of the work they perform.

NOW, THEREFORE, I, ROBERT A. NAPOLI, President of the Village of Willowbrook, Illinois, do hereby on behalf of the Village Board call upon all citizens of Willowbrook to observe May 16, 2010 thru May 22, 2010 as National Public Works Week, recognizing the dedication of our public works employees who provide quality services to the Willowbrook community.

Proclaimed this 10<sup>th</sup> day of May, 2010.

---

Village President

Attest:

---

Village Clerk

# VILLAGE OF WILLOWBROOK

## BOARD MEETING

### AGENDA ITEM - HISTORY/COMMENTARY

<b>ITEM TITLE:</b> MOTION TO APPROVE PAYMENT FOR NORTHEAST MULTI REGIONAL MEMBERSHIP ASSESSMENT FEE FOR 2010/11	<b>AGENDA NO.</b> <u>49</u>
	<b>AGENDA DATE:</b> <u>5/10/10</u>

<b>STAFF REVIEW:</b> Mark Shelton	<b>SIGNATURE:</b> 
<b>LEGAL REVIEW:</b>	<b>SIGNATURE:</b> <u>n/a</u>
<b>RECOMMENDED BY VILLAGE ADMIN.:</b>	<b>SIGNATURE:</b> 
<b>REVIEWED &amp; APPROVED BY COMMITTEE:</b>	YES <input checked="" type="checkbox"/> NO <input type="checkbox"/> N/A <input type="checkbox"/>

#### ITEM HISTORY (PREVIOUS VILLAGE BOARD REVIEWS, ACTIONS RELATED TO THIS ITEM, OTHER PERTINENT HISTORY)

The Police Department has been a member of Northeast Multi Regional Training (NEMRT) since June 10, 1985. NEMRT is a non-profit corporation established pursuant to the Inter-Governmental Law Enforcement Officer's In-Service Training Act. NEMRT provides education and in-service training courses for federal, state and local law enforcement officers of its participating member departments

#### ITEM COMMENTARY (BACKGROUND, DISCUSSION, KEY POINTS, RECOMMENDATIONS, ETC.)

Membership fees for NEMRT are based upon the number of full-time police officers and civilian employees in the agencies. The fee is \$90.00 per police officer or civilian employee (29 x \$90.00 = \$2,610.00).

#### ACTION PROPOSED: APPROVAL OF MOTION



# N E M R T

North East Multi-Regional Training, Inc.

355 Smoke Tree Plaza, North Aurora, Illinois 60542  
Office: (630) 896-8860 Fax: (630)896-4422  
Website Address: [www.nemrt.com](http://www.nemrt.com)



## ANNUAL MEMBERSHIP INVOICE

Edward Konstanty  
Willowbrook Police Department  
7760 S. Quincy St.  
Willowbrook IL 60527

Date: 04/01/2010  
Invoice #: 131905  
Customer #: 3368

Description
Membership Fees

This invoice is for the training period of:

**07/01/2010 to 07/01/2011**

Please update the enclosed department roster, indicating the individuals approved for training.

Enter the number of full-time, part time, and/or civilian personnel, including the chief and command staff, for your department. Departments having more than 125 full-time officers have the option of either paying for a maximum of 125 officers or paying for their full compliment.

*Please tear off and return this portion with your payment*



# N E M R T

North East Multi-Regional Training, Inc.

355 Smoke Tree Plaza, North Aurora, Illinois 60542  
Office: (630) 896-8860 Fax: (630)896-4422  
Website Address: [www.nemrt.com](http://www.nemrt.com)



Edward Konstanty  
Willowbrook Police Department  
7760 S. Quincy St.  
Willowbrook IL 60527

Invoice #: 131905  
Customer #: 3368  
Invoice Amount Due:

*Make check payable to:*

North East Multi – Regional Training , Inc.  
355 Smoke Tree Plaza  
North Aurora , IL 60542

25	# of Full Time Officers x \$90.00 =	\$2250.00
0	# of Part Time Officers x \$90.00 =	\$0.00
4	# of Civilian Employees x \$90.00 =	\$360.00
TOTAL		2610.00

# VILLAGE OF WILLOWBROOK

## BOARD MEETING

### AGENDA ITEM - HISTORY/COMMENTARY

**ITEM TITLE:**

A RESOLUTION AUTHORIZING THE PRESIDENT AND VILLAGE CLERK TO ENTER INTO A CERTAIN AGREEMENT - LINDA S. PIECZYNSKI - VILLAGE ORDINANCE PROSECUTIONS

**AGENDA NO.** 4h**AGENDA DATE:** 5/10/10**STAFF REVIEW:** Mark Shelton**SIGNATURE:****LEGAL REVIEW:****SIGNATURE:** n/a**RECOMMENDED BY VILLAGE ADMIN.:****SIGNATURE:** Larry Maholland**REVIEWED & APPROVED BY COMMITTEE:** YES  NO  N/A **ITEM HISTORY (PREVIOUS VILLAGE BOARD REVIEWS, ACTIONS RELATED TO THIS ITEM, OTHER PERTINENT HISTORY)**

Attached is a Resolution, which allows the Village to enter into an agreement with Linda S. Pieczynski as the Prosecutor of Ordinance Violations. This is the standard agreement that the Village has entered into for the past eighteen years. The Agreement is effective from June 1, 2010 to May 31, 2011. The highlights of this agreement are as follows:

Ms. Pieczynski will prosecute all local ordinance violations and all traffic violations that are heard in Downers Grove Field Court.

The Village will pay \$180.00 per court session at the designated Field Court.

The Village will pay an additional fee of \$130.00, in the event a session exceeds the original two (2) hours in length.

The Village will pay \$130.00 per hour for any telephone consultation, research or trial preparation.

This agreement may be terminated by the Village at any time or upon thirty (30) days written notice by Linda Pieczynski.

**ITEM COMMENTARY (BACKGROUND, DISCUSSION, KEY POINTS, RECOMMENDATIONS, ETC.)**

This agreement does not have an increase as compared to last year's contract.

**ACTION PROPOSED:**

ADOPT RESOLUTION AND AGREEMENT.

RESOLUTION NO. 10-R-23

A RESOLUTION AUTHORIZING THE PRESIDENT AND VILLAGE CLERK TO  
ENTER INTO A CERTAIN AGREEMENT - LINDA S. PIECZYNSKI -  
VILLAGE ORDINANCE PROSECUTIONS

---

BE IT RESOLVED by the President and Board of Trustees of the Village of Willowbrook, DuPage County, Illinois, that the President and Village Clerk be and the same are hereby authorized to execute a contract with Linda S. Pieczynski for the purpose of acquiring her services in the prosecution of Village Ordinance Violations, all upon the terms and conditions contained in the form of Agreement attached hereto as Exhibit "A" which is, by this reference, expressly incorporated herein.

ADOPTED AND APPROVED this \_\_\_\_\_ day of \_\_\_\_\_, 2010.

APPROVED:

\_\_\_\_\_  
Village President

ATTEST:

\_\_\_\_\_  
Village Clerk

ROLL CALL VOTE: AYES: \_\_\_\_\_

NAYS: \_\_\_\_\_

ABSTENTIONS: \_\_\_\_\_

ABSENT: \_\_\_\_\_



**Linda S. Pieczynski**

Attorney At Law, P.C.

125 West Second Street  
Hinsdale, Illinois 60521  
(630) 655-8783 FAX (630) 323-5189

*Christine M. Charkewycz*

E-mail: [Lpiec@sbcglobal.net](mailto:Lpiec@sbcglobal.net)  
Website: [www.codeattorney.com](http://www.codeattorney.com)

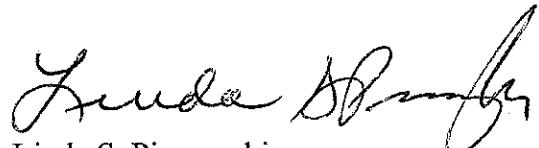
March 9, 2010

Chief Mark Shelton  
Willowbrook Police Department  
7760 Quincy  
Willowbrook, IL 60521

Dear Chief Shelton:

Enclosed is the proposed contract for legal services for the next fiscal year. In light of the continuing economic situation, I am not increasing my fees for the second year in a row. I look forward to working with the department in the coming year.

Very truly yours,

  
Linda S. Pieczynski

LSP/ljs  
Encl.

AGREEMENT

THIS AGREEMENT, made this \_\_\_\_\_ day of \_\_\_\_\_ 2010 by and between the VILLAGE OF WILLOWBROOK, DuPage County, Illinois, and LINDA S. PIECZYNSKI, Attorney at Law, P.C., 125 West Second Street, Hinsdale, Illinois 60521, P.C.

WITNESSETH:

WHEREAS, LINDA S. PIECZYNSKI, Attorney at Law, P.C. is a professional corporation in the State of Illinois; and

WHEREAS, the VILLAGE OF WILLOWBROOK is desirous of having its Village Ordinances prosecuted in the Courts of DuPage County, Illinois.

NOW THEREFORE, in consideration of the mutual undertakings and promises contained herein, the parties hereto agree as follows:

1. LINDA S. PIECZYNSKI, Attorney at Law, P.C. (Hereinafter referred to as Linda S. Pieczynski) shall prosecute all violations of the ordinances of the VILLAGE OF WILLOWBROOK and shall represent the Village at all regular Court sessions held at the Field Court designated for said Village's cases during the term of this Agreement.
2. The VILLAGE OF WILLOWBROOK shall pay LINDA S. PIECZYNSKI One Hundred Eighty Dollars (\$180.00) per Court session at which prosecutable local ordinance violations are to be heard for the prosecution of said violation at the designated Field Court. In the event a session exceeds two hours in length, an additional fee shall be due at the rate of One Hundred Thirty (\$130.00) per hour exceeding the original two hours.
3. In addition to said fee payment, the VILLAGE OF WILLOWBROOK agrees to pay LINDA S. PIECZYNSKI One Hundred Thirty (\$130.00) per hour for any telephone consultation, research or trial preparation done in connection with the prosecution of said Village Ordinance violations, for time spent in the preparation of Court documents or correspondence involving said cases and for any Court appearances by LINDA S. PIECZYNSKI at a Court other than the designated Field Court when she is representing the VILLAGE OF WILLOWBROOK in the prosecution of the violations of its ordinances.

4. The VILLAGE OF WILLOWBROOK agrees to reimburse LINDA S. PIECZYNSKI for any out-of-pocket expenses incurred in the prosecution of its ordinance violations (e.g. postage or photocopying).

5. LINDA S. PIECZYNSKI agrees to provide a qualified attorney to represent the VILLAGE OF WILLOWBROOK in her absence due to illness, conflict in Court schedule or vacation period. The payment for the service of said third party shall be made by LINDA S. PIECZYNSKI to said party.

6. The VILLAGE OF WILLOWBROOK may designate that individual cases of its ordinance violations be prosecuted by its Village attorneys.

7. This Agreement will be effective from June 1, 2010 through May 31, 2011. Notwithstanding any provision contained herein to the contrary, this Agreement may be terminated by either party at any time. But LINDA S. PIECZYNSKI agrees to give thirty (30) days prior written notice to the VILLAGE OF WILLOWBROOK.

8. A statement for services rendered shall be made monthly, and payment by the Village for such services shall be made by the last day of the month following the rendering of services.

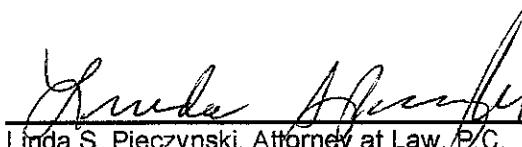
DATED this \_\_\_\_\_ day of \_\_\_\_\_, 2010.

By: \_\_\_\_\_

ATTEST:

---

Village Clerk

  
\_\_\_\_\_  
Linda S. Pieczynski, Attorney at Law, P.C.

# VILLAGE OF WILLOWBROOK

## BOARD MEETING

### AGENDA ITEM - HISTORY/COMMENTARY

**ITEM TITLE:**

A RESOLUTION APPROVING A PLAT OF GRANT OF EASEMENT AND  
PLAT OF DEDICATION – 6502 CLARENDON HILLS ROAD

**AGENDA NO. 46****AGENDA DATE: 05/10/10****STAFF REVIEW:** Tim Halik,  
Director of Municipal Services**SIGNATURE:***Tim Halik***LEGAL REVIEW:** N/A**SIGNATURE:****RECOMMENDED BY VILLAGE ADMIN.:****SIGNATURE:** *Larry Maholland***REVIEWED & APPROVED BY COMMITTEE:**YES  NO  N/A **ITEM HISTORY (ACTIONS RELATED TO THIS ITEM, OTHER PERTINENT HISTORY, ETC.)**

The Village has adopted the DuPage County Countywide Storm Water and Floodplain Ordinance/2008, with local amendments, for stormwater and floodplain management regulations within town. The Ordinance requires that all drainage swales, storm sewers, and detention/retention areas on private properties are to be located upon easements. Therefore, upon development of a previous vacant property, staff has required that these easements be dedicated if they do not already exist.

**ITEM COMMENTARY (BACKGROUND, DISCUSSION, RECOMMENDATIONS, ETC.)**

A new single-family residence is being constructed upon the existing vacant parcel located at 6502 Clarendon Hills Road. The project will require re-grading of the property to establish positive drainage to serve the new residence. Swales will be constructed along each side yard to ensure drainage from the property does not sheet flow onto adjacent properties. In accordance with the above mentioned Village code requirement, these periphery yard swales must be located upon easements. Since these easements do not already exist, the owner has prepared a Plat of Grant of Easement dedicating new public utility and drainage easements to the Village.

In addition, records indicate that right-of-way property along Clarendon Hills Road has never been formally dedicated for roadway and utility purposes. Therefore, a fifty-foot (50') Clarendon Hills Road right-of-way dedication was requested of this property. This additional right-of-way would provide for a total one hundred foot (100') right-of-way for Clarendon Hills Road, which is required by the Village Subdivision Ordinance.

**ACTION PROPOSED:**

Adopt resolution.

RESOLUTION NO. 10-R-24

A RESOLUTION APPROVING A PLAT OF GRANT OF EASEMENT AND PLAT OF  
DEDICATION – 6502 CLARENDON HILLS ROAD

---

BE IT ORDAINED by the President and Board of Trustees of the Village of Willowbrook, DuPage County, Illinois, as follows:

SECTION ONE: That the Plat of Grant of Easement, as prepared by Nelson Surveyors, LLC, Plat No. 09-133-EASE.DWG, consisting of one (1) sheet, dated December 18, 2009 attached hereto and incorporated herein as Exhibit "A", be and the same is hereby approved and that the President, Village Clerk and all other necessary and appropriate officers of the Village are hereby authorized to execute said Plat.

SECTION TWO: That the Plat of Dedication, as prepared by Nelson Surveyors, LLC, Plat No. 09-133-DEDICATION.DWG, consisting of one (1) sheet, dated December 18, 2009, attached hereto and incorporated herein as Exhibit "B", be and the same is hereby approved and that the President, Village Clerk and all other necessary and appropriate officers of the Village are hereby authorized to execute said document.

SECTION THREE: That all resolutions, or parts thereof, in conflict with the provisions of this resolution are, to the extent of such conflict, expressly repealed.

SECTION FOUR: That this resolution shall be in full force and effect from and after its adoption and approval as provided by law.

ADOPTED and APPROVED this 10th day of May, 2010.

APPROVED:

---

Village President

ATTEST:

---

Village Clerk

ROLL CALL VOTE: AYES: \_\_\_\_\_

NAYS: \_\_\_\_\_

ABSTENTIONS: \_\_\_\_\_

ABSENT: \_\_\_\_\_





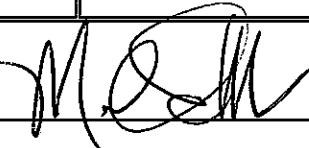
# VILLAGE OF WILLOWBROOK

## BOARD MEETING

### AGENDA ITEM - HISTORY/COMMENTARY

**ITEM TITLE:**

A RESOLUTION PROCLAMING MAY 15, 2010 POLICE OFFICERS  
MEMORIAL DAY AND THE WEEK OF MAY 10-16, 2010 AS POLICE  
WEEK IN THE VILLAGE OF WILLOWBROOK

**AGENDA NO.** 4j**AGENDA DATE:** 05/10/10**STAFF REVIEW:** Mark Shelton**SIGNATURE:** **LEGAL REVIEW:** DNA**SIGNATURE:** **RECOMMENDED BY VILLAGE ADMIN.:****SIGNATURE:** **REVIEWED & APPROVED BY COMMITTEE:** YES  NO  N/A **ITEM HISTORY (PREVIOUS VILLAGE BOARD REVIEWS, ACTIONS RELATED TO THIS ITEM,  
OTHER PERTINENT HISTORY)**

The President of the United States of America is authorized to proclaim May 15 of each year as Police Officers Memorial Day and the calendar week of each year during which such May 15 occurs as Police Week. With this national campaign, the Village of Willowbrook and the Willowbrook Police Department will be participating in the program through the adoption of this resolution and making the public aware of this campaign.

**ITEM COMMENTARY (BACKGROUND, DISCUSSION, KEY POINTS, RECOMMENDATIONS, ETC.)**

The Village Staff recommends that the President and Board of Trustees adopt the attached Resolution proclaiming May 15, 2010 Police Officers Memorial Day and the week of May 10-16, 2010 as Police Week.

**ACTION PROPOSED:**

ADOPTION OF THE RESOLUTION.

RESOLUTION NO. 10-R- 25

A RESOLUTION PROCLAIMING MAY 15, 2010 AS POLICE OFFICERS MEMORIAL DAY AND THE WEEK OF MAY 10-16, 2010 AS POLICE WEEK IN THE VILLAGE OF WILLOWBROOK

---

WHEREAS, The Congress and President of the United States have designated May 15 as Peace Officers' Memorial Day, and the week in which May 15 falls as National Police week; and

WHEREAS, the members of the law enforcement agency of Willowbrook play an essential role in safeguarding the rights and freedoms of Willowbrook; and

WHEREAS, it is important that all citizens know and understand the duties, responsibilities, hazards, and sacrifices of their law enforcement agency, and that members of our law enforcement agency recognize their duty to serve the people by safeguarding life and property, by protecting them against violence and disorder, and by protecting the innocent against deception and the weak against oppression; and

WHEREAS, the men and women of the law enforcement agency of Willowbrook unceasingly provide a vital public service;

NOW, THEREFORE BE IT RESOLVED that the Village of Willowbrook, call upon all citizens of Willowbrook to observe May 15, 2010, as Peace Officers' Memorial Day in honor of those law enforcement officers who, through their courageous deeds, have made the ultimate sacrifice in service to their community or have become disabled in the performance of duty, and let us recognize and pay respect to the survivors of our fallen heroes; and

THEREFORE BE IT RESOLVED that the Village of Willowbrook, call upon all citizens of Willowbrook and upon all

patriotic, civic and educational organizations to observe the week of May 10-16, 2010, as Police Week with appropriate ceremonies and observances in which all of our people may join in commemorating law enforcement officers, past and present, who, by their faithful and loyal devotion to their responsibilities, have rendered a dedicated service to their communities and, in so doing, have established for themselves an enviable and enduring reputation for preserving the rights and security of all citizens.

ADOPTED and APPROVED this 10th day of May, 2010.

APPROVED:

Village President

ATTEST:

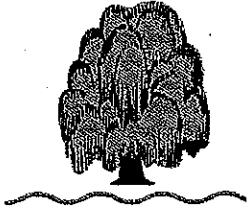
Village Clerk

ROLL CALL VOTE:      AYES: \_\_\_\_\_

    NAYS: \_\_\_\_\_

    ABSTENTIONS: \_\_\_\_\_

    ABSENT: \_\_\_\_\_



# Village of Willowbrook

7760 Quincy Street  
Willowbrook, IL 60527-5594

Phone: (630) 323-8215 • Fax: (630) 323-0787 • [www.willowbrookil.org](http://www.willowbrookil.org)

Village President

Robert A. Napoli

Village Clerk

Leroy R. Hansen

Village Trustees

Dennis Baker

Terrence Kelly

Michael Mistele

Sandra O'Connor

Paul Schoenbeck

## Veto Message

April 29, 2010

*To the Honorable Members of the Board of Trustees of the Village of Willowbrook, Illinois:*

I am today vetoing in its entirety the following Motion declared carried at the April 26, 2010 regular meeting of the Board, to-wit:

**A Motion awarding the fiscal year 2010-2011 Motor Fuel Tax Roadway Maintenance Program Contract to Crowley Sheppard Asphalt, Inc. in the amount of \$209,045.00**

With this message, I return this Motion without my approval to the Board of Trustees for your receipt and reconsideration at the Board's next regular meeting of May 10, 2010.

I have objected to the said Motion because it would create a contractual liability against the Village of Willowbrook toward Crowley Sheppard Asphalt, Inc., an entity that is obviously not the low-bidder; because it provides for the expenditure of public monies from the Village's Motor Fuel Tax Fund in an amount \$17,356.00 greater than the low bid submitted by James D. Fiala Paving Co., Inc.; and, because that low bidder has already threatened in writing to pursue its legal options against the Village of Willowbrook. For your ease of reference, a copy of the April 27, 2010 letter from James D. Fiala Paving Company, Inc. is appended hereto.

Respectfully,

Robert A. Napoli  
Village President

# James D. Fiala Paving Company, Inc.

*Quality Workmanship and Materials*

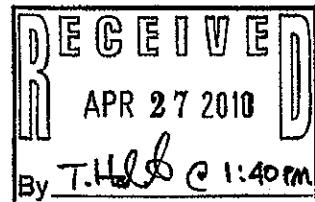
500 East Frontage Rd North, Bolingbrook, IL 60440 PH: (630) 783-8311

FAX: (630) 783-8320

Mr. Timothy J. Halik, Director of Municipal Services  
Village of Willowbrook  
7760 Quincy Street  
Willowbrook, IL 60527

Date: April 27, 2010

Job : Village of Willowbrook  
2010 Road Project  
Section: 10-00000-GM-02



Dear Mr. Halik,

It is James D. Fiala Paving Co., Inc. understanding that the Willowbrook Board voted to award the above listed project to Crowley-Sheppard Asphalt Inc. even though they were second bidder. We believe the board did not have all the facts when awarding this project and that the board should reconsider their vote and award the contract to James D. Fiala Paving Co., Inc.

We understand that the board did not know at the time that James D. Fiala Paving Co., Inc. is no longer owned by Jim Fiala, James D. Fiala Paving Co., Inc. was sold to Woodie Griffin on March 20, 2009 and Woodie Griffin owns 100% of the company not Jim Fiala. The board voted not to award the project to Fiala Paving do to an issue on a property that Jim Fiala owns. This should never of been considered since Jim Fiala does not own James D. Fiala Paving Co., Inc. so this other issue should of never been considered in awarding this project.

This was a sealed bid that was publicly opened that James D. Fiala Paving Co., Inc. was read low at \$191,689.00 and Crowley-Sheppard Asphalt Inc. was second at \$209,045.00 which is a difference of \$17,356.00. Fiala Paving is a upstanding Company with the State of Illinois and has completed many projects with the Village of Willowbrook.

We would ask that the board reconsider their vote immediately so that the rightful low bidder James D. Fiala Paving Co., Inc. will be awarded the project. Fiala Paving understands that not all the facts were known by the board at the meeting. We would hope that this clears up any and all misconceptions that have been used and we would hope that we do not have to consider other options so that this project is awarded to the rightful low bidder James D. Fiala Paving Co., Inc. If there are any other issues that might need to be clarified please contact us at your earliest convenience.

Sincerely,



Woodie Griffin, President

# VILLAGE OF WILLOWSBROOK

## BOARD MEETING AGENDA ITEM - HISTORY/COMMENTARY

**ITEM TITLE:**

A RESOLUTION AWARDING THE FISCAL YEAR 2010-11 MOTOR FUEL TAX ROADWAY MAINTENANCE PROGRAM CONTRACT TO JAMES D. FIALA PAVING COMPANY, INC. IN THE AMOUNT OF \$191,689.00

**AGENDA NO.** 7**AGENDA DATE:** 05/10/10**STAFF REVIEW:** Tim Halik,  
Director of Municipal Services**SIGNATURE:****LEGAL REVIEW:** N/A**SIGNATURE:****RECOMMENDED BY VILLAGE ADMIN.:****SIGNATURE:****REVIEWED & APPROVED BY COMMITTEE:**YES  on 03/01/10 NO  N/A **ITEM HISTORY (PREVIOUS VILLAGE BOARD REVIEWS, ACTIONS RELATED TO THIS ITEM, PERTINENT HISTORY)**

This season's Roadway Maintenance Program will include full-depth patching, partial milling, resurfacing, and re-striping of 1.91 miles of roadway located in the general northwest quadrant of town. This road work is in addition to the reconstruction project of Clarendon Hills Road between 75<sup>th</sup> Street and 79<sup>th</sup> Street, which was recently awarded by IDOT as an ARRA stimulus funded project.

Since the funding for this work will come from the Village Motor Fuel Tax (MFT) Fund, the construction bid documents were required to be submitted to the Illinois Department of Transportation (IDOT) for approval prior to going out to public bid. Once IDOT reviewed and approved the bid document, the project was put out to bid. The public bid opening was held at the Village Hall on Monday, April 5, 2010 at 11:00 AM.

<u>VENDOR</u>	<u>BID AMOUNT</u>
Engineer's Estimate	\$221,050.00
James D. Fiala Paving Co., Inc.	\$191,689.00
Crowley Sheppard Asphalt, Inc.	\$209,045.00
K-Five Construction Corp.	\$214,006.00
Central Blacktop Co., Inc.	\$218,457.50
Chicagoland Paving Contractors, Inc.	\$220,010.00
Brothers Asphalt Paving, Inc.	\$228,240.00
Schroeder Asphalt Services, Inc.	\$229,468.50
RW Duntzman Company	\$261,818.50

James D. Fiala Paving Co., Inc. is an IDOT pre-qualified bidder. They have performed work in the Village in the past. The company is well qualified to complete our roadway maintenance program this year.

**STAFF RECOMMENDATION:**

Staff would recommend that the attached resolution authorizing the Village President and Village Clerk to award the contract for the 2010 MFT Roadway Maintenance Program to James D. Fiala Paving Co., Inc. in the amount of \$191,689.00 be adopted. Once the Village Board awards the contract, the contract will then be sent to IDOT for final approval. Once IDOT approves the contract, the Village can issue a Notice to Proceed to the contractor, and the work will begin. Staff anticipates that the work would start in early June, and should be completed within 3 weeks time, weather permitting.

RESOLUTION NO. 10-R-\_\_\_\_\_

A RESOLUTION AWARDING THE FISCAL YEAR 2010-11 MOTOR FUEL TAX ROADWAY MAINTENANCE PROGRAM CONTRACT TO JAMES D. FIALA PAVING COMPANY, INC. IN THE AMOUNT OF \$191,689.00

---

BE IT RESOLVED by the President and Board of Trustees of the Village of Willowbrook, DuPage County, Illinois, to accept the low bid received from James D. Fiala Paving Company, Inc. in the amount of \$191,689.00 for the Village of Willowbrook's Fiscal Year 2010-11 Motor Fuel Tax Roadway Maintenance Program and that the Village President and Village Clerk be authorized to sign the appropriate documents authorizing this work in the amount of \$191,689.00.

ADOPTED and APPROVED this 10<sup>th</sup> day of May, 2010

APPROVED:

---

Village President

ATTEST:

---

Village Clerk

ROLL CALL VOTE: AYES: \_\_\_\_\_

NAYS: \_\_\_\_\_

ABSTENTIONS: \_\_\_\_\_

ABSENT: \_\_\_\_\_



**CHRISTOPHER B. BURKE ENGINEERING, LTD.**  
9575 West Higgins Road Suite 600 Rosemont, Illinois 60018 TEL (847) 823-0500 FAX(847) 823-0520

April 6, 2010

Village of Willowbrook  
7760 Quincy Street  
Willowbrook, Illinois 60527

Attention: Tim Halik

Subject: 2010 MFT Program  
(CBBEL Project No. 90-144 H114)

Dear Tim:

On April 5, 2010, you and I opened sealed proposals for the 2010 MFT Program at the Village Hall. As you know, the project includes partial milling, patching, resurfacing, and striping. Eight bids were received at the bid opening.

Engineer's Opinion of Cost	\$221,050.00
James D. Fiala Paving Co. Inc.	\$191,689.00
Crowley Sheppard Asphalt, Inc.	\$209,045.00
K-Five Construction Corp.	\$214,006.00
Central Blacktop Co. Inc.	\$218,457.50
Chicagoland Paving Contractors Inc.	\$220,010.00
Brothers Asphalt Paving, Inc.	\$228,240.00
Schroeder Asphalt Services, Inc.	\$229,468.50
RW Duntzman Company	\$261,818.50

The bid from James D. Fiala Paving is below the estimate and appears to be complete and correct. Therefore, we recommend that the contract be awarded to them.

A detailed bid summary is attached.

If you have any questions or would like to further discuss this letter, please do not hesitate to contact me.

Sincerely,

Daniel L. Lynch, PE, CFM  
Head, Municipal Engineering Department

Attachment

**RECEIVED**

**APR - 6 2010**

**VILLAGE OF WILLOWBROOK  
MUNICIPAL SERVICES DEPT.**





**Illinois Department  
of Transportation**

**Proposal / Contract Cover**

**PROPOSAL SUBMITTED BY**

Contractor's Name

Street P.O. Box

City State Zip Code

**STATE OF ILLINOIS**

COUNTY OF DUPAGE

WILLOWBROOK

(Name of City, Village, Town or Road District)

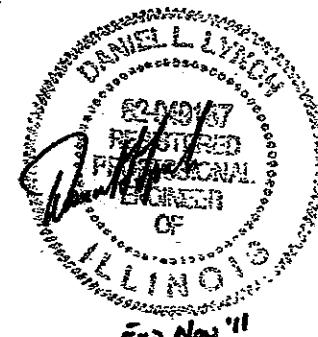
- ESTIMATE OF COST
- SPECIFICATIONS
- PLANS
- MATERIAL PROPOSAL
- DELIVER AND INSTALL PROPOSAL
- CONTRACT PROPOSAL
- CONTRACT
- CONTRACT BOND

FOR THE IMPROVEMENT OF

STREET NAME OR ROUTE NO. VARIOUS

SECTION NO. 10-00000-02-GM

TYPES OF FUNDS MFT



**For Municipal Projects**

Submitted

Approved/Passed

March 8, 2010

Date

Mayor  President of Board of Trustees  Municipal Official

**Department of Transportation**

Released for bid based on limited review

MAR 23 2010

Date

Devin M. O'Keefe /MS

Regional Engineer

**For County and Road District Projects**

Submitted/Approved

Date

Highway Commissioner

Submitted/Approved

Date

County Engineer/Superintendent of Highways

Concurrence in approval of award

Date

Regional Engineer



# Illinois Department of Transportation

**RETURN WITH BID**

## Notice to Bidders

Route	VARIOUS
County	DUPAGE
Local Agency	WILLOWBROOK
Section	10-00000-GM-02

### Time and Place of Opening of Bids

Sealed proposals for the improvement described below will be received at the office of The Village Clerk of The Village of Willowbrook, 7760 Quincy Street, Willowbrook, IL 60527 (address) until 11 o'clock A M., April 5, 2010 (date) Proposals will be opened and read publicly at 11 o'clock A M., April 5, 2010 (date) at the office of The Village Clerk of The Village of Willowbrook, 7760 Quincy Street, Willowbrook, IL 60527 (address)

### Description of Work

Name 2010 Road Project Length 10,100 feet ( 1.91 miles)  
Location Village of Willowbrook on the following streets: Western Ave, Bentley Ave, 65<sup>th</sup> St, 61<sup>st</sup> St, and 60<sup>th</sup> Ct.  
Proposed Improvement Hot-Mix Asphalt surface removal, Hot-Mix Asphalt surface course, Class D patching, and striping.

### Bidders Instructions

1. Plans and proposal forms will be available in the office of Willowbrook Village Hall  
7760 Quincy Street, Willowbrook, IL 60527, FOR A NON-REFUNDABLE FEE OF \$30.00 PAYABLE TO THE VILLAGE OF WILLOWBROOK Contact: Tim Halik (630) 630.920.2261
2. If prequalification is required, the 2 low bidders must file within 24 hours after the letting an "Affidavit of Availability" (Form BC 57), in triplicate, showing all uncompleted contracts awarded to them and all low bids pending award for Federal, State, County, Municipal and private work. One copy shall be filed with the Awarding Authority and 2 copies with the IDOT District Office.
3. All proposals must be accompanied by a proposal guaranty as provided in BLRS Special Provision for Bidding Requirements and Conditions for Contract Proposals contained in the "Supplemental Specifications and Recurring Special Provisions".
4. The Awarding Authority reserves the right to waive technicalities and to reject any or all proposals as provided in BLRS Special Provision for Bidding Requirements and Conditions for Contract Proposals contained in the "Supplemental Specifications and Recurring Special Provisions".
5. Bidders need not return the entire contract proposal when bids are submitted unless otherwise required. Portions of the proposal that must be returned include the following:
  - a. BLR 12210 - Contract Cover
  - b. BLR 12220 - Notice to Bidders
  - c. BLR 12221 - Contract Proposal
  - d. BLR 12222 - Contract Schedule of Prices.
  - e. BLR 12223 - Signatures
  - f. BLR 12230 - Proposal Bid Bond (if applicable)
  - g. BLR 12325 - Apprenticeship or Training Program Certification (do not use for federally funded projects)
6. The quantities appearing in the bid schedule are approximate and are prepared for the comparison of bids. Payment to the Contractor will be made only for the actual quantities of work performed and accepted or materials furnished according to the contract. The scheduled quantities of work to be done and materials to be furnished may be increased, decreased or omitted as hereinafter provided.

7. Submission of a bid shall be conclusive assurance and warranty the bidder has examined the plans and understands all requirements for the performance of work. The bidder will be responsible for all errors in the proposal resulting from failure or neglect to conduct an in depth examination. The Awarding Authority will, in no case be responsible for any costs, expenses, losses or changes in anticipated profits resulting from such failure or neglect of the bidder.
8. The bidder shall take no advantage of any error or omission in the proposal and advertised contract.
9. If a special envelope is supplied by the Awarding Authority, each proposal should be submitted in that envelope furnished by the Awarding Agency and the blank spaces on the envelope shall be filled in correctly to clearly indicate its contents. When an envelope other than the special one furnished by the Awarding Authority is used, it shall be marked to clearly indicate its contents. When sent by mail, the sealed proposal shall be addressed to the Awarding Authority at the address and in care of the official in whose office the bids are to be received. All proposals shall be filed prior to the time and at the place specified in the Notice to Bidders. Proposals received after the time specified will be returned to the bidder unopened.
10. Permission will be given to a bidder to withdraw a proposal if the bidder makes the request in writing or in person before the time for opening proposals.

By Order of

Village of Willowbrook

(Awarding Authority)

Leroy Hansen

County Engineer/County Superintendent of Highways/Municipal Clerk

Note: All proposal documents, including Proposal Guaranty Checks or Proposal Bid Bonds, should be stapled together to prevent loss when bids are processed.



# Illinois Department of Transportation

## Apprenticeship or Training Program Certification

**Return with Bid**

Route	Various
County	DuPage
Local Agency	Willowbrook
Section	10-00000-GM-02

***All contractors are required to complete the following certification:***

- For this contract proposal or for all groups in this deliver and install proposal.
- For the following deliver and install groups in this material proposal:
- 
- 
- 

Illinois Department of Transportation policy, adopted in accordance with the provisions of the Illinois Highway Code, requires this contract to be awarded to the lowest responsive and responsible bidder. The award decision is subject to approval by the Department. In addition to all other responsibility factors, this contract or deliver and install proposal requires all bidders and all bidders' subcontractors to disclose participation in apprenticeship or training programs that are (1) approved by and registered with the United States Department of Labor's Bureau of Apprenticeship and Training, and (2) applicable to the work of the above indicated proposals or groups. Therefore, all bidders are required to complete the following certification:

- I. Except as provided in paragraph IV below, the undersigned bidder certifies that it is a participant, either as an individual or as part of a group program, in an approved apprenticeship or training program applicable to each type of work or craft that the bidder will perform with its own employees.
  - II. The undersigned bidder further certifies for work to be performed by subcontract that each of its subcontractors submitted for approval either (A) is, at the time of such bid, participating in an approved, applicable apprenticeship or training program; or (B) will, prior to commencement of performance of work pursuant to this contract, establish participation in an approved apprenticeship or training program applicable to the work of the subcontract.
  - III. The undersigned bidder, by inclusion in the list in the space below, certifies the official name of each program sponsor holding the Certificate of Registration for all of the types of work or crafts in which the bidder is a participant and that will be performed with the bidder's employees. Types of work or craft that will be subcontracted shall be included and listed as subcontract work. The list shall also indicate any type of work or craft job category for which there is no applicable apprenticeship or training program available.
- 
- 
-

- IV. Except for any work identified above, any bidder or subcontractor that shall perform all or part of the work of the contract or deliver and install proposal solely by individual owners, partners or members and not by employees to whom the payment of prevailing rates of wages would be required, check the following box, and identify the owner/operator workforce and positions of ownership.
- 
- 
- 

The requirements of this certification and disclosure are a material part of the contract, and the contractor shall require this certification provision to be included in all approved subcontracts. The bidder is responsible for making a complete report and shall make certain that each type of work or craft job category that will be utilized on the project is accounted for and listed. The Department at any time before or after award may require the production of a copy of each applicable Certificate of Registration issued by the United States Department of Labor evidencing such participation by the contractor and any or all of its subcontractors. In order to fulfill the participation requirement, it shall not be necessary that any applicable program sponsor be currently taking or that it will take applications for apprenticeship, training or employment during the performance of the work of this contract or deliver and install proposal.

Bidder: \_\_\_\_\_

By: \_\_\_\_\_

(Signature)

Address: \_\_\_\_\_

Title: \_\_\_\_\_

INDEX  
FOR  
SUPPLEMENTAL SPECIFICATIONS  
AND RECURRING SPECIAL PROVISIONS

Adopted January 1, 2010

This index contains a listing of SUPPLEMENTAL SPECIFICATIONS and frequently used RECURRING SPECIAL PROVISIONS.

ERRATA Standard Specifications for Road and Bridge Construction (Adopted 1-1-07) (Revised 1-1-10)

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### RECURRING SPECIAL PROVISIONS

The following RECURRING SPECIAL PROVISIONS indicated by an "X" are applicable to this contract and are included by reference:

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CHECK SHEET  
FOR  
RECURRING SPECIAL PROVISIONS

Adopted January 1, 2010

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RECURRING SPECIAL PROVISIONS

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CHECK SHEET  
FOR  
RECURRING LOCAL ROADS AND STREETS SPECIAL PROVISIONS

Adopted January 1, 2010

The following RECURRING LOCAL ROADS AND STREETS SPECIAL PROVISIONS indicated by an "X" are applicable to this contract and are included by reference:

RECURRING LOCAL ROADS AND STREETS SPECIAL PROVISIONS

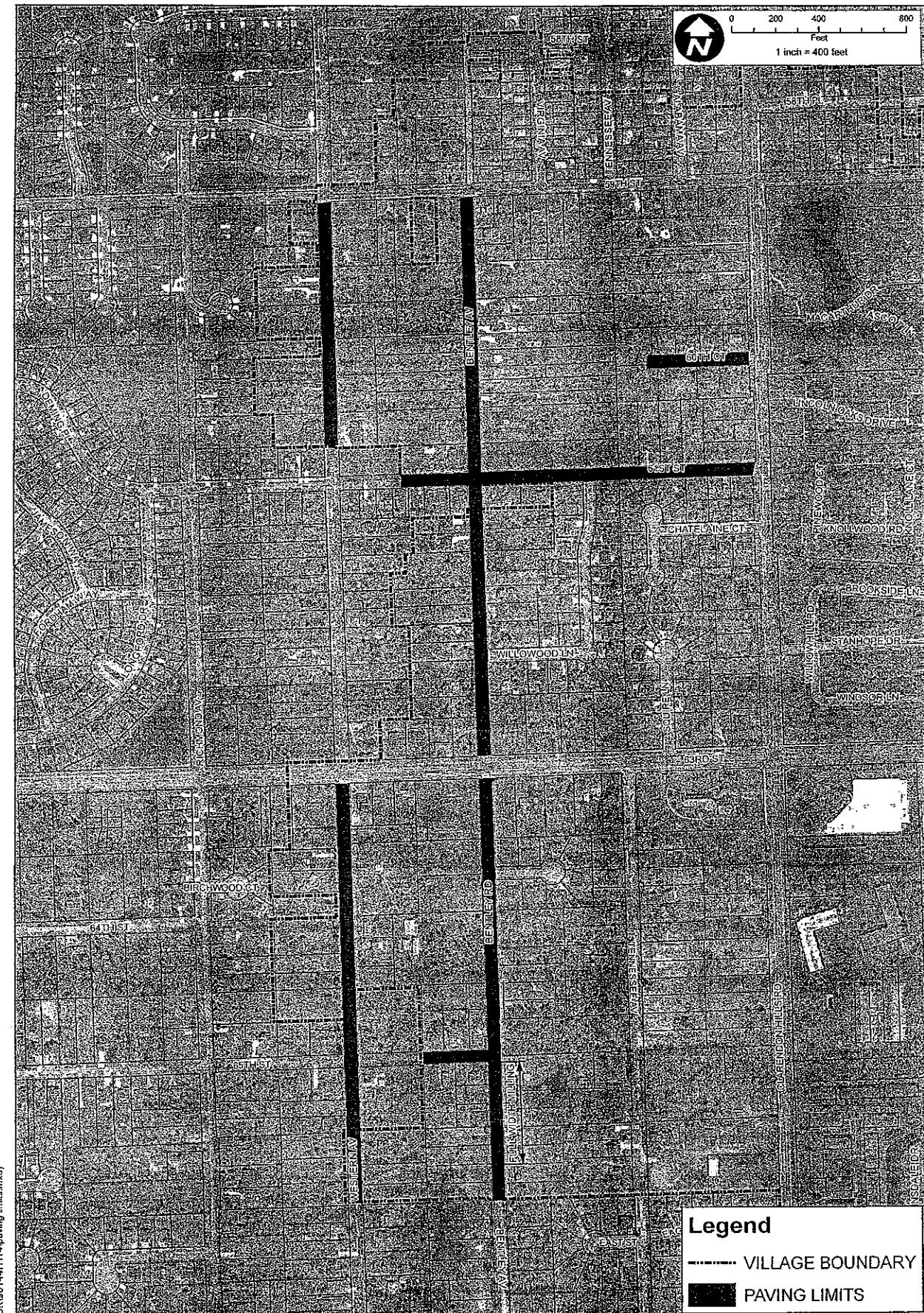
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## Illinois Department of Transportation

### Special Provisions

The following Special Provisions supplement the "Standard Specifications for Road and Bridge Construction", Adopted January 1, 2010, the latest edition of the "Manual on Uniform Traffic Control Devices for Streets and Highways", and the "Manual of Test Procedures of Materials" in effect on the date of invitation of bids, and the Supplemental Specifications and Recurring Special Provisions indicated on the Check Sheet included here in which apply to and govern the construction of Section No. 10-00000-GM-02, Village of Willowbrook, Western Av, Bentley Av, 65<sup>th</sup> St, 61<sup>st</sup> St, 60<sup>th</sup> Ct, and DuPage County and in case of conflict with any part, or parts, of said Specifications, the said Special Provisions shall take precedence and shall govern.



Map Document: (IN\WILLOWBROOK\90144H114\paving limits.mxd)

**CLIENT:**

## **VILLAGE OF WILLOWBROOK**

**TITLE:**

## **PAVING LIMITS**

ISSN 1062-1024

DATE: 02-12-2010

SHEET 1 OF 1

DRAWING NO.

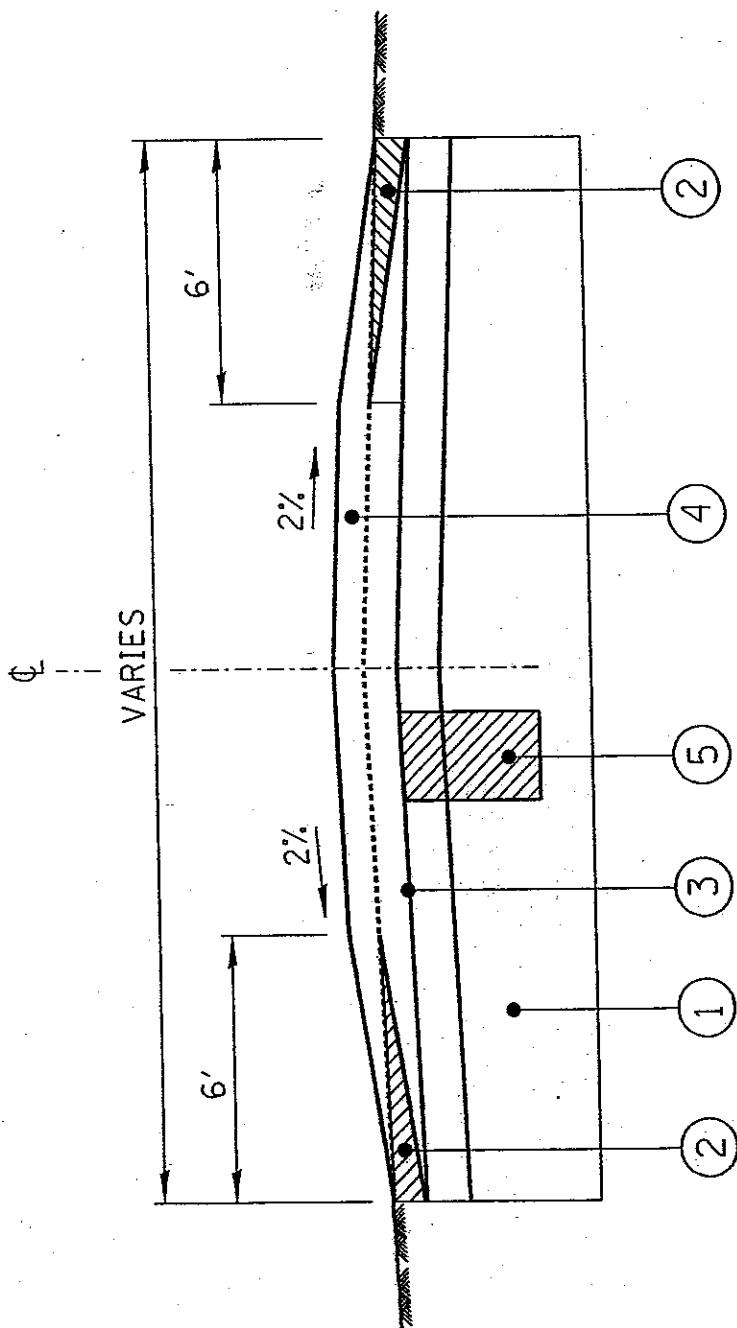
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**CHRISTOPHER B. BURKE ENGINEERING, LTD.**

9575 W. Higgins Road, Suite 600 • Rosemont, Illinois 60018 • (847) 823-0500

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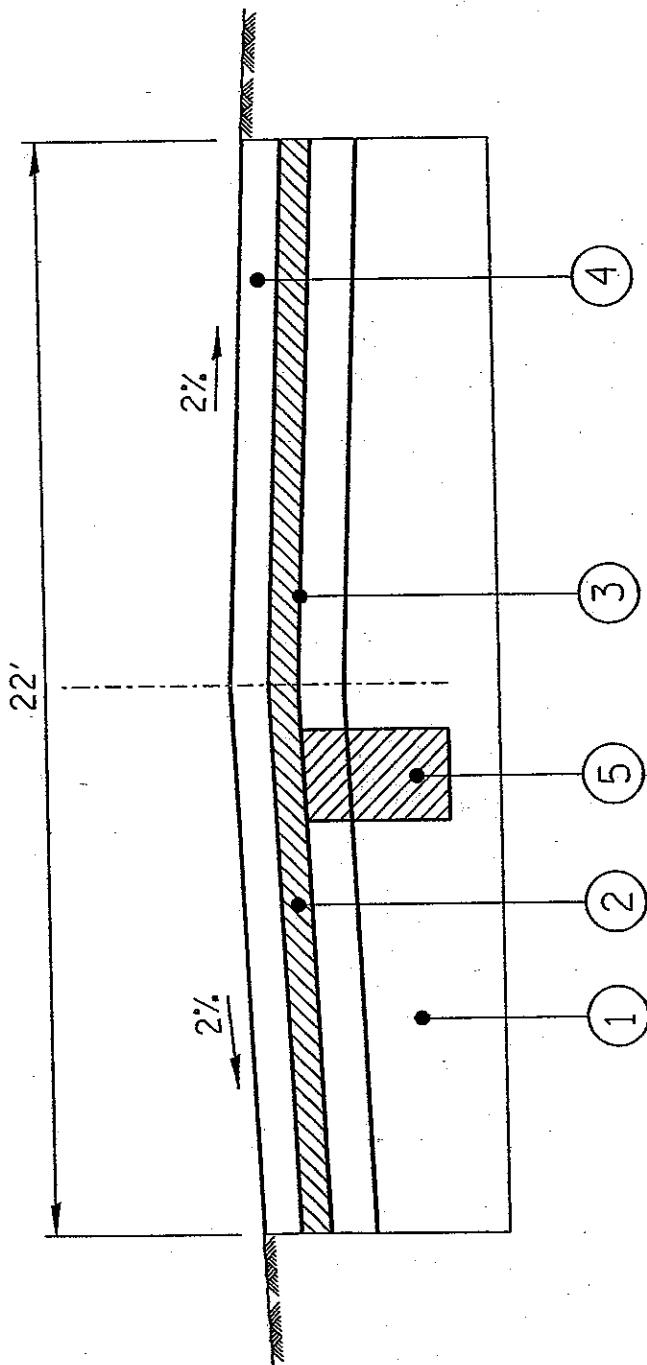
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**EXISTING AND PROPOSED CROSS SECTION**

**WESTERN AVENUE, BENTLEY AVENUE  
61st STREET, 60th COURT, AND 65th STREET**

- (1) EXISTING AGGREGATE BASE
- (2) MILL 1 1/2" OF EXISTING HOT MIX ASPHALT SURFACE (EDGE MILLING)
- (3) BITUMINOUS MATERIALS (PRIME) @ 0.10 GALLONS/SY
- (4) PROPOSED HOT MIX ASPHALT SURFACE COURSE, MIX "D" N50 (1 1/2")
- (5) PROPOSED CLASS D PATCH, BINDER SPECIAL, 6" (AS DIRECTED BY ENGINEER)



**EXISTING AND PROPOSED CROSS SECTION**  
**BENTLEY AVENUE – (ONE SECTION ONLY)**

- ① EXISTING AGGREGATE BASE
- ② MILL 1 1/2" OF EXISTING HOT MIX ASPHALT SURFACE ( FULL WIDTH)
- ③ BITUMINOUS MATERIALS (PRIME) @ 0.10 GALLONS/SY
- ④ PROPOSED HOT MIX ASPHALT SURFACE COURSE, MIX "D" N50 ( 1 1/2" )
- ⑤ PROPOSED CLASS D PATCH, BINDER SPECIAL, 6" ( AS DIRECTED BY ENGINEER )

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### LOCATION OF PROJECT

This improvement is located on the following roads in the Village of Willowbrook, Du Page County Illinois: Western Ave, Bentley Ave, 65<sup>th</sup> St, 61<sup>st</sup> St, and 60<sup>th</sup> Ct. Total length is approximately 10,100 feet.

Road	Start	End
Western Avenue	59 <sup>th</sup> St	Just N. of 61 <sup>st</sup> St
Western Avenue	63 <sup>rd</sup> St	S. of 65 <sup>th</sup> St. to South Limits
Bentley Avenue	59 <sup>th</sup> Street	S. of 65 <sup>th</sup> St to South Limits
65 <sup>th</sup> Street	Bentley Ave	Approx. 300' W. of Bentley
61 <sup>st</sup> Street	Clarendon Hills Road	West Limits (W. Of Bentley)
60 <sup>th</sup> Court	Clarendon Hills Road	Cul -de sac

### DESCRIPTION OF PROJECT

This contract includes the hot-mix asphalt (HMA) resurfacing of the above mentioned streets. Included in this project are HMA surface removal, HMA surface course, Class D patching, and striping.

### EXAMINATION OF PLANS, SPECIFICATION, SPECIAL PROVISIONS, AND SITE OF WORK

The prospective bidder shall, before submitting a bid, carefully examine the provisions of the contract. The bidder shall inspect in detail the site of the proposed work, investigate and become familiar with all the local conditions affecting the contract and fully acquaint themselves with the detailed requirements of construction.

### EDGE OF PAVEMENT

During paving operations care will be taken to maintain a uniform edge of pavement parallel to the roadway center line. Excess material placed will be removed at the engineer's direction during or after completion of paving operations.

### SIGN AND MAILBOX RELOCATE

The CONTRACTOR may remove and replace all street signs and mailboxes located in or near the construction zone. The CONTRACTOR shall be responsible for replacing at his expense any signs or mailboxes damaged during the course of construction and the operation of removing and replacing any signs or mailboxes. The removal and replacement of all existing signs and mailboxes within the construction limits shall not be paid for separately but shall be incidental to the contract.

### LIMITS OF CONSTRUCTION (PAVING OPERATIONS)

The Village Engineer shall mark the limits of paving operations. This includes all removal and resurfacing limits at the start / end of the project and at side street radii, etc.

## **MAINTENANCE OF ROADWAYS**

Beginning on the date that the CONTRACTOR begins work on this project, he shall assume responsibility for normal maintenance of all existing roadways within the limits of the improvement. This normal maintenance shall include all repair work deemed necessary by the VILLAGE, but shall not include snow removal operations. Traffic control and protection for this work will be provided by the CONTRACTOR as required by the VILLAGE.

The work involved in maintaining the existing pavement will not be paid for separately at the contract unit prices for the various items of work involved, unless otherwise specified elsewhere in these Special Provisions. Traffic control and protection will be paid for as stated in the contract. No construction activity shall begin until all proper signs and barricades have been installed. There shall be no equipment or material storage on the pavement, temporary or otherwise. All driveways must have access each night except during driveway apron removal and replacement process. In the event a driveway is not open at the end of the workday, \$500 per incident will be deducted from monies due to the contractor.

The CONTRACTOR shall not prime coat any streets overnight. In the event the CONTRACTOR does prime coat a street the night before paving, a \$1,000.00 per incident will be deducted from monies due to the CONTRACTOR.

No garbage shall be disposed of by the CONTRACTOR on the project site. In the event the CONTRACTOR does dispose of garbage on the project site a \$500.00 per incident will be deducted from monies due to the CONTRACTOR.

If items of work have not been provided for in the contract, or otherwise specified for payment, such items, including the accompanying traffic control and protection, and detour route required by the VILLAGE, will be paid for in accordance with Article 109.04 of the STANDARD SPECIFICATIONS.

In the event the CONTRACTOR leaves the aggregate base course exposed commencing on the third night following the start of pavement removal, a \$5,000 per night per street will be deducted from monies due to the CONTRACTOR. A time extension may be granted by the engineer for unforeseen weather conditions that occur prior to the start of liquidated damages.

### **PUBLIC CONVENIENCE AND SAFETY**

In addition to the requirements of Article 107.09 of the STANDARD SPECIFICATIONS, the CONTRACTOR shall maintain entrances and side roads along the proposed improvement; interference with traffic movements and inconvenience to owners of abutting property and public shall be kept to a minimum. Any delays or inconveniences caused by the CONTRACTOR by complying with these requirements shall be considered as incidental to the contract, and no additional compensation will be allowed.

The CONTRACTOR is to plan his work so that there will be no open holes in the pavement and that all barricades will be removed from the pavement during non-work hours.

During all construction operations, the CONTRACTOR will be required to provide, erect and maintain proper signage and barricades plus provide flagmen as necessary for safe traffic control.

All provisions relating to traffic control, signage, barricades, detour route and the use of flagmen shall be subject to the approval of the VILLAGE.

The CONTRACTOR will not be allowed to close any street to through travel without the prior approval of the VILLAGE. The CONTRACTOR will be required to provide all warning signs, barricades, traffic cones, flagmen and other appurtenances to guarantee the safety of motorists and pedestrians during construction. This work will not be paid for separately but shall be considered as incidental to the Contract and no extra compensation will be allowed.

### **MISCELLANEOUS SAW-CUTTING**

Whenever the new work will meet existing conditions other than lawn areas, regardless of whether it is asphalt or concrete, the existing adjacent pavement or curb shall be saw-cut to provide a neat joint. The saw-cut shall be in a straight line sufficiently deep so that it renders a smooth vertical face to match to. All saw cutting shall be considered incidental to the cost to the adjacent items of new work.

If the contractor is not careful or does not saw deep enough and the cut line breaks out or chips to an imperfect edge, then the existing side must be re-cut square and done over until it is correct. Any additional quantity of new work required as a result of additional removal caused by improper saw cutting will not be paid for.

### **DISPOSAL OF DEBRIS AND EXCAVATED OR REMOVED MATERIALS**

The Contractor shall be responsible for removal and disposal of all waste material, asphalt, concrete, stone, dirt, or debris generated in the course of the work.

The contractor shall load the removed pieces of curb and gutter, sidewalk, driveway and street pavements, etc., directly onto trucks, haul it away, and dispose of it. The temporary storing of excavated materials on the parkways, and rehandling them later for disposal will not be allowed due to additional damage caused to tree root systems, parkways, existing equipment, and conditions. It shall be the contractor's responsibility to find an approved dumpsite for debris and any excavated materials. The Village will not provide for one. The stockpiling of excavated or backfill material within the roadway overnight shall not be permitted.

### **TRAFFIC CONTROL**

The Contractor shall obtain, erect, maintain, and remove all signs, barricades, flagman, and other traffic control devices as may be necessary for the purpose of regulating, warning, or guiding traffic. Placement and maintenance of all traffic control devices shall be as directed by the Engineer and in accordance with the applicable parts of Article 107.14 of Standard Specifications and the Illinois Manual on Uniform Traffic Control Devices for Streets and Highways. All traffic protection will be considered incidental to the cost of the Contract and will not be paid for separately.

### **PREVAILING WAGE**

Pursuant to the Illinois Prevailing Wage Act (820 ILCS 130/01 et seq.) (the "Act"), the Contractor is required to comply with and notify all subcontractors for this Work that they are required to comply with all provisions of the Act, including (i) all requirements for payment of the current general prevailing rate of hourly wages and fringe benefits, for each craft or type of worker or mechanic needed to perform such Work, and also the current general prevailing rate for legal holiday and overtime work, as ascertained by the Illinois Department of Labor for DuPage County, Illinois; and (ii) all record keeping requirements under the Act. The foregoing applies only to projects that are a fixed public work.

### **QUALITY CONTROL**

The Village of Willowbrook will collect tickets for all material utilized on the project on a daily basis or as directed by the Engineer.

### **TRUCK WEIGHTS**

The Village may require the contractor to reweigh any trucks to verify the ticket weight at any time during the job at a certified scale. All truckloads shall be within the tolerable limits of the scales and shall be legal.

### **NOTIFICATION OF PUBLIC UTILITIES**

The Contractor shall notify ComEd, Nicor Gas, and AT&T at JULIE 800-892-0123, and the Village Engineer of the Village of Willowbrook 847-823-0500, at least two (2) working days in advance of commencement of construction for locations of their underground lines.

### **NOTIFICATION OF POLICE AND FIRE DEPARTMENTS**

The Contractor shall advise the Police and Fire Departments daily as to what streets will be under construction and what streets, if any, are to be closed so that they can reroute their emergency vehicles.

### **COMPLIANCE WITH CODES**

It is the responsibility of the Contractor to whom this Contract is awarded to familiarize himself and comply with the contents of the Occupational Safety and Health Act (OSHA), codes and ordinances adopted by and in effect by Federal, State, County, Township, and Village Governmental Bodies, and any other governmental agencies at any level having jurisdiction over this area and this type of work. Any additional costs resulting from compliance with these codes shall be considered incidental to the Contract.

### **BUTT JOINTS**

Butt joints shall be constructed the entire width of the road and at all paved driveways at a finished longitudinal slope of less than 2.5% (1V: 40H). In the opinion of the engineer, the butt joint shall provide a smooth transition between existing pavement and the improved surface. The contractor's work shall conform to section **406.18 Butt Joints** of the Standard Specifications for Road and Bridge Construction. This item shall not be paid for separately, but is incidental to the contract unit price per square yard for HMA Surface Course Removal, 1 1/2".

### **INSURANCE REQUIREMENTS**

The Contractor shall follow Section 107 of the Illinois Department of Transportation Standard Specifications for Road and Bridge Construction. With the exception of the workers compensation and employer liability policies, all insurance shall name the Village of Willowbrook, Downer Grove Township Road District and Christopher B. Burke Engineering, Ltd. as additional insureds and shall include an endorsement providing that such insurance is primary and non-contributory with respect to the additional insureds.

### **VANDALISM**

Special attention is called to Article 107.30 of the STANDARD SPECIFICATIONS. Any defaced work shall be corrected or replaced by the CONTRACTOR at his sole expense prior to final payment. The VILLAGE shall cooperate with the CONTRACTOR to minimize vandalism, but the CONTRACTOR shall be ultimately responsible to correct any damage.

### **STREET CLEANING**

If the CONTRACTOR fails to clean the pavement, sidewalk or parkways on or adjacent to the section under construction to the satisfaction of the ENGINEER at any time during the contract, the ENGINEER will notify the CONTRACTOR at which time the CONTRACTOR will have 24 hours to respond.

If the CONTRACTOR fails to respond within 24 hours an amount of \$500.00 per incident will be deducted from any monies due the CONTRACTOR.

### **CLASS D PATCHES, BINDER SPECIAL, 6"**

This work shall consist of removal and replacement of existing pavement at locations as directed by the Engineer. This work shall be done in accordance with Section 442 of the Standard Specifications except that the four types, namely Type I, Type II, Type III and Type IV have been combined under the pay item CLASS D PATCHES, BINDER SPECIAL, 6"

The existing pavement including the base and Hot-Mix Asphalt surface shall be saw cut and removed to a depth of six (6) inches and replaced with 6 inches of Hot-Mix Asphalt Binder Course, IL-19, N50, as specified in Section 406. The surface of the patch shall meet the surface of the existing Hot-Mix Asphalt surface.

All holes, soft places and other defects in the subbase or subgrade shall be corrected by the Contractor by removing the unsuitable material, adding more Hot-Mix Asphalt mixture as specified herein in conformance with Section 406.

This work will be paid for at the contract unit price per SQUARE YARD (SY) for CLASS D PATCHES, BINDER, SPECIAL, 6" which price shall include the removal of the existing pavement base and Hot-Mix Asphalt surface and sub-grade as directed by the engineer and the placement and compaction of the specified Hot-Mix Asphalt mixture up to the surface of the existing Hot-Mix Asphalt surface.

VILLAGE OF WILLOWBROOK  
DUPAGE COUNTY  
SECTION NO. 10-00000-GM-02

Use	Mixture	Aggregates Allowed
HMA High ESAL	D Surface IL-12.5 or IL-9.5	<p>Crushed Gravel Crushed Stone (other than Limestone) Crushed Sandstone Crushed Slag (ACBF) Crushed Steel Slag (except when used as leveling binder)</p> <p>Limestone may be used in Mixture D if blended by volume in the following coarse aggregate percentages: Up to 25% Limestone with at least 75% Dolomite. Up to 50% Limestone with at least 50% any aggregate listed for Mixture D except Dolomite. Up to 75% Limestone with at least 25% Crushed Slag (ACBF) or Crushed Sandstone.</p>
HMA High ESAL	E Surface IL-12.5 or IL-9.5	<p>Crushed Gravel Crushed Stone (other than Limestone and Dolomite) Crushed Sandstone</p> <p>No Limestone.</p> <p>Dolomite may be used in Mixture E if blended by volume in the following coarse aggregate percentages: Up to 75% Dolomite with at least 25% Crushed Sandstone, Crushed Slag (ACBF), or Crushed Steel Slag. When Crushed Slag (ACBF) or Crushed Steel Slag are used in the blend, the blend shall contain a minimum of 25% to a maximum of 75% of either Slag by volume. Up to 50% Dolomite with at least 50% of any aggregate listed for Mixture E.</p> <p>If required to meet design criteria, Crushed Gravel or Crushed Stone (other than Limestone or Dolomite) may be blended by volume in the following coarse aggregate percentages: Up to 75% Crushed Gravel or Crushed Stone (other than Limestone or Dolomite) with at least 25% Crushed Sandstone, Crushed Slag (ACBF), or Crushed Steel Slag. When Crushed Slag (ACBF) or Crushed Steel Slag are used in the blend, the blend shall contain a minimum of 25% to a maximum of 50% of either Slag by volume.</p>

Use	Mixture	Aggregates Allowed
HMA High ESAL	F Surface IL-12.5 or IL-9.5	<p>Crushed Sandstone No Limestone.</p> <p>Crushed Gravel, Crushed Concrete, or Crushed Dolomite may be used in Mixture F if blended by volume in the following coarse aggregate percentages: Up to 50% Crushed Gravel, Crushed Concrete or Crushed Dolomite with at least 50% Crushed Sandstone, Crushed Slag (ACBF), Crushed Steel Slag, or any Other Crushed Stone (to include Granite, Diabase, Rhyolite or Quartzite). When Crushed Slag (ACBF) or Crushed Steel Slag are used in the blend, the blend shall contain a minimum of 50% to a maximum of 75% of either Slag by volume.</p>

- (b) Quality. For surface courses and binder courses when used as surface course, the coarse aggregate shall be Class B quality or better. For Class A (seal or cover coat), other binder courses, and surface course IL-9.5L (Low ESAL), the coarse aggregate shall be Class C quality or better. For All Other courses, the coarse aggregate shall be Class D quality or better.
- (c) Gradation. The coarse aggregate gradations shall be as listed in the following table.

Use	Size/Application	Gradation No.
Class A-1, 2, & 3	3/8 in. (10 mm) Seal	CA 16
Class A-1	1/2 in. (13 mm) Seal	CA 15
Class A-2 & 3	Cover	CA 14
HMA High ESAL	IL-25.0 IL-19.0 IL-12.5 IL-9.5	CA 7 <sup>1</sup> / <sub>2</sub> or CA 8 <sup>1</sup> / <sub>2</sub> CA 11 <sup>1</sup> / <sub>2</sub> CA 16 and/or CA 13 CA 16
HMA Low ESAL	IL-19.0L IL-9.5L	CA 11 <sup>1</sup> / <sub>2</sub> CA 16
HMA All Other	Stabilized Subbase or Shoulders	CA 6 <sup>2</sup> / <sub>3</sub> , CA 10, or CA 12

- 1/ CA 16 or CA 13 may be blended with the gradations listed.  
2/ CA 6 will not be permitted in the top lift of shoulders.

VILLAGE OF WILLOWBROOK  
DUPAGE COUNTY  
SECTION NO. 10-00000-GM-02

**Fine Aggregate for Hot- Mix asphalt (HMA) (D-1)**

Effective: May 1, 2007

Revised: January 15, 2010

Add the following to the gradation tables of Article 1003.01(c) of the Standard Specifications:

FINE AGGREGATE GRADATIONS					
Grad No.	Sieve Size and Percent Passing				
	3/8	No. 4	No. 8	No. 16	No. 200
FA 22	100	6/	6/	8±8	2±2

FINE AGGREGATE GRADATIONS (metric)					
Grad No.	Sieve Size and Percent Passing				
	9.5 mm	4.75 mm	2.36 mm	1.16 mm	75 µm
FA 22	100	6/	6/	8±8	2±2

6/ For the fine aggregate gradations FA 22, the aggregate producer shall set the midpoint percent passing, and the Department will apply a range of ± ten percent. The midpoint shall not be changed without Department approval.

Revise Article 1003.03(a) of the Standard Specifications to read:

“(a) Description. Fine aggregate for HMA shall consist of sand, stone sand, chats, slag sand, or steel slag sand. For gradation FA 22, uncrushed material will not be permitted.”

Revise Article 1003.03 (c) of the Standard Specifications to read:

“(c) Gradation. The fine aggregate gradation for all HMA shall be FA1, FA 2, FA 20, FA 21 or FA 22. When Reclaimed Asphalt Pavement (RAP) is incorporated in the HMA design, the use of FA 21 Gradation will not be permitted.

Gradation FA 1, FA 2, or FA 3 shall be used when required for prime coat aggregate application for HMA.”

are designated as containing Class B quality coarse aggregate.

- (b) RAP from Superpave (Low ESAL)/HMA (Low ESAL) IL-19.0L binder and IL-9.5L surface mixtures are designated as Class D quality coarse aggregate.
- (c) RAP from Class I, Superpave (High ESAL), or HMA (High ESAL) binder mixtures, bituminous base course mixtures, and bituminous base course widening mixtures are designated as containing Class C quality coarse aggregate.
- (d) RAP from bituminous stabilized subbase and BAM shoulders are designated as containing Class D quality coarse aggregate.

#### **Aggregate Quality Testing of RAP:**

The processed pile shall have a maximum tonnage of 5,000 tons (4500 metric tons). The pile shall be crushed and screened with 100 percent of the material passing the 3/4 in. (19mm) sieve. The pile shall be tested for AC content and gradation and shall conform to all requirements of Article 1031.03 Testing, herein. Once the uniformity of the gradation and AC content has been established, the Contractor shall obtain a representative sample with district oversight of the sampling. This sample shall be no less than 50 lbs (25 kg) and this sample shall be delivered to a Consultant Lab, prequalified by the Department for extraction testing according to Illinois Modified AASHTO T 164. After the AC has been extracted, the Consultant Lab shall submit the test results along with the recovered aggregate to the District Office. The cost for this testing shall be paid directly by the Contractor. The District will forward the sample to the BMPR Aggregate Lab for MicroDeval Testing, according to Illinois Modified AASHTO T 327. A maximum loss of 15.0 percent will be applied for all HMA applications.

#### **1031.05 Use of RAP in HMA.** The use of RAP in HMA shall be as follows.

- (a) Coarse Aggregate Size. The coarse aggregate in all RAP shall be equal to or less than the nominal maximum size requirement for the HMA mixture to be produced.
- (b) Use in HMA Surface Mixtures (High and Low ESAL). RAP stockpiles for use in HMA surface mixtures (High and Low ESAL) shall be either homogeneous or conglomerate 3/8 or variable size in which the coarse aggregate is Class B quality or better.
- (c) Use in HMA Binder Mixtures (High and Low ESAL), HMA Base Course, and HMA Base Course Widening. RAP stockpiles for use in HMA binder mixtures (High and Low ESAL), HMA base course, and HMA base course widening shall be homogeneous, conglomerate 5/8, or conglomerate 3/8, conglomerate variable size, in which the coarse aggregate is Class C quality or better.
- (d) Use in Shoulders and Subbase. RAP stockpiles for use in HMA shoulders and stabilized subbase (HMA) shall be homogeneous, conglomerate 5/8, conglomerate 3/8, conglomerate variable size, or conglomerate DQ.
- (e) The use of RAP shall be a contractor's option when constructing HMA in all contracts. When the Contractor chooses the RAP option, the percentage of RAP shall not

exceed the amounts indicated in the table for a given N Design.

Maximum Mixture RAP Percentage

HMA Mixtures <sup>1/3/</sup>		Maximum % Rap	
Ndesign	Binder/Leveling Binder	Surface	Polymer Modified
30	30/40 <sup>2/</sup>	30	10
50	25/40 <sup>2/4/</sup>	15/25 <sup>2/</sup>	10 <sup>4/</sup>
70	25/30 <sup>2/</sup>	10/20 <sup>2/</sup>	10
90	10/15 <sup>2/</sup>	10/15 <sup>2/</sup>	10
105	10/15 <sup>2/</sup>	10/15 <sup>2/</sup>	10

- 1/ For HMA Shoulder and Stabilized Sub-Base (HMA) N-30, the amount of RAP shall not exceed 50% of the mixture.
- 2/ Value of Max % RAP If 3/8 Rap or conglomerate variable size RAP is utilized.
- 3/ When RAP exceeds 20% the AC shall be PG58 -22. However, when RAP exceeds 20% and is used in full depth HMA pavement the AC shall be PG58 -28.
- 4/ Polymerized Leveling Binder, IL-4.75 is 15 %

**1031.06 HMA Mix Designs.** At the Contractor's option, HMA mixtures may be constructed utilizing RAP material meeting the above detailed requirements.

RAP designs shall be submitted for volumetric verification. If additional RAP stockpiles are tested and found that no more than 20 percent of the results, as defined under "Testing" herein, are outside of the control tolerances set for the original RAP stockpile and HMA mix design, and meets all of the requirements herein, the additional RAP stockpiles may be used in the original mix design at the percent previously verified.

**1031.07 HMA Production.** The coarse aggregate in all RAP used shall be equal to or less than the nominal maximum size requirement for the HMA mixture being produced.

To remove or reduce agglomerated material, a scalping screen, crushing unit, or comparable sizing device approved by the Engineer shall be used in the RAP feed system to remove or reduce oversized material. If material passing the sizing device adversely affects the mix production or quality of the mix, the sizing device shall be set at a size specified by the Engineer.

If the RAP control tolerances or QC/QA test results require corrective action, the Contractor shall cease production of the mixture containing RAP and either switch to the virgin aggregate design or submit a new RAP design. When producing mixtures containing conglomerate 3/8 or conglomerate variable size RAP, a positive dust control system shall be utilized.

HMA plants utilizing RAP shall be capable of automatically recording and printing the following information.

(a) Drier Drum Plants

- (1) Date, month, year, and time to the nearest minute for each print.
- (2) HMA Mix number assigned by the Department
- (3) Accumulated weight of dry aggregate (combined or individual) in tons (metric tons) Accumulated weight of dry aggregate (combined or individual) in tons (metric tons) to the nearest 0.1 ton (0.1 metric ton)
- (4) Accumulated dry weight of RAP in tons (metric tons) to the nearest 0.1 ton (0.1 metric ton)
- (5) Accumulated mineral filler in revolutions, tons (metric tons), etc. to the nearest 0.1 unit.
- (6) Accumulated asphalt binder in gallons (liters), tons (metric tons), etc. to the nearest 0.1 unit.
- (7) Residual asphalt binder in the RAP material (per size) as a percent of the total mix to the nearest 0.1 unit.
- (8) Aggregate and RAP moisture compensators in percent as set on the control panel (Required when accumulated or individual aggregate and RAP are printed in wet condition).

(b) Batch Plants

- (1) Date, month, year, and time to the nearest minute for each print.
- (2) HMA mix number assigned by the Department.
- (3) Individual virgin aggregate hot bin batch weights to the nearest pound (kilogram)
- (4) Mineral filler weight to the nearest pound (kilogram).
- (5) Individual RAP Aggregate weight to the nearest pound (kilogram).
- (6) Virgin asphalt binder weight to the nearest pound (kilogram)
- (7) Residual asphalt binder of each RAP size material as a percent of the total mix to the nearest 0.1 percent.

The printouts shall be maintained in a file at the plant for a minimum of one year or as directed by the Engineer and shall be made available upon request. The printing system will be inspected by the Engineer prior to production and verified at the beginning of each construction season thereafter.

**1031.08 RAP in Aggregate Surface Course and Aggregate Shoulders.** The use of RAP in aggregate surface course and aggregate shoulders shall be as follows.

VILLAGE OF WILLOWBROOK  
DUPAGE COUNTY  
SECTION NO. 10-00000-GM-02

- (a) Stockpiles and Testing. RAP stockpiles may be any of those listed in Article 1031.02, except "Other". The testing requirements of Article 1031.03 shall not apply.
- (b) Gradation. One hundred percent of the RAP material shall pass the 1 1/2 in. (37.5 mm) sieve. The RAP material shall be reasonably well graded from coarse to fine. RAP material that is gap-graded or single sized will not be accepted."

**BDE SPECIAL PROVISIONS**  
For the April 23 and June 11, 2010 Lettings

The following special provisions indicated by an "x" are applicable to this contract and will be included by the Project Development and Implementation Section of the BD&E. An \* indicates a new or revised special provision for the letting.

File Name	#	Special Provision Title	Effective	Revised
80240	1	Above Grade Inlet Protection	July 1, 2009	
80099	2	Accessible Pedestrian Signals (APS)	April 1, 2003	Jan. 1, 2007
80243	3	American Recovery and Reinvestment Act Provisions	April 1, 2009	
80236	4	American Recovery and Reinvestment Act Signing	April 1, 2009	April 15, 2009
80186	5	Alkali-Silica Reaction for Cast-in-Place Concrete	Aug. 1, 2007	Jan. 1, 2009
80213	6	Alkali-Silica Reaction for Precast and Precast Prestressed Concrete	Jan. 1, 2009	
80207	7	Approval of Proposed Borrow Areas, Use Areas, and/or Waste Areas Inside Illinois State Borders	Nov. 1, 2008	
80192	8	Automated Flagger Assistance Device	Jan. 1, 2008	
80173	9	Bituminous Materials Cost Adjustments	Nov. 2, 2006	April 1, 2009
80241	10	Bridge Demolition Debris	July 1, 2009	
50261	11	Building Removal Case I (Non-Friable and Friable Asbestos)	Sept. 1, 1990	April 1, 2010
50431	12	Building Removal Case II (Non-Friable Asbestos)	Sept. 1, 1990	April 1, 2010
50491	13	Building Removal Case III (Friable Asbestos)	Sept. 1, 1990	April 1, 2010
50531	14	Building Removal Case IV (No Asbestos)	Sept. 1, 1990	April 1, 2010
80166	15	Cement	Jan. 1, 2007	April 1, 2009
80198	16	Completion Date (via calendar days)	April 1, 2008	
80199	17	Completion Date (via calendar days) Plus Working Days	April 1, 2008	
80094	18	Concrete Admixtures	Jan. 1, 2003	April 1, 2009
80214	19	Concrete Gutter, Type A	Jan. 1, 2009	
80215	20	Concrete Joint Sealer	Jan. 1, 2009	
80226	21	Concrete Mix Designs	April 1, 2009	
80237	22	Construction Air Quality – Diesel Vehicle Emissions Control	April 1, 2009	July 1, 2009
80239	23	Construction Air Quality – Idling Restrictions	April 1, 2009	
80227	24	Determination of Thickness	April 1, 2009	
80177	25	Digital Terrain Modeling for Earthwork Calculations	April 1, 2007	
80029	26	Disadvantaged Business Enterprise Participation	Sept. 1, 2000	Jan. 1, 2010
80178	27	Dowel Bars	April 1, 2007	Jan. 1, 2008
80179	28	Engineer's Field Office Type A	April 1, 2007	Aug. 1, 2008
80205	29	Engineer's Field Office Type B	Aug. 1, 2008	
80189	30	Equipment Rental Rates	Aug. 2, 2007	Jan. 2, 2008
80244	31	Filter Fabric	Nov. 1, 2009	Jan. 1, 2010
80228	32	Flagger at Side Roads and Entrances	April 1, 2009	
80249	33	Frames and Grates	Jan. 1, 2010	
80229	34	Fuel Cost Adjustment	April 1, 2009	July 1, 2009
80169	35	High Tension Cable Median Barrier	Jan. 1, 2007	April 1, 2009
80194	36	HMA – Hauling on Partially Completed Full-Depth Pavement	Jan. 1, 2008	
80245	37	Hot-Mix Asphalt – Anti-Stripping Additive	Nov. 1, 2009	
80246	38	Hot-Mix Asphalt – Density Testing of Longitudinal Joints	Jan. 1, 2010	
80250	39	Hot-Mix Asphalt – Drop-Offs	Jan. 1, 2010	
80230	40	Hot-Mix Asphalt – Fine Aggregate	April 1, 2010	
80201	41	Hot-Mix Asphalt – Plant Test Frequency	April 1, 2008	Jan. 1, 2010
80251	42	Hot-Mix Asphalt – QC/QA Acceptance Criteria	Jan. 1, 2010	
80202	43	Hot-Mix Asphalt – Transportation	April 1, 2008	
80109	44	Impact Attenuators	Nov. 1, 2003	Nov. 1, 2008
80110	45	Impact Attenuators, Temporary	Nov. 1, 2003	Jan. 1, 2007
80252	46	Improved Subgrade	Jan. 1, 2010	

File Name	#	Special Provision Title	Effective	Revised
80230	47	✓ Liquidated Damages	April 1, 2009	
80196	48	Mast Arm Assembly and Pole	Jan. 1, 2008	Jan. 1, 2009
80045	49	Material Transfer Device	June 15, 1999	Jan. 1, 2009
80203	50	Metal Hardware Cast into Concrete	April 1, 2008	April 1, 2009
80165	51	Moisture Cured Urethane Paint System	Nov. 1, 2006	Jan. 1, 2010
80238	52	Monthly Employment Report	April 1, 2009	Jan. 1, 2010
80253	53	Movable Traffic Barrier System	Jan. 1, 2010	
80082	54	✓ Multilane Pavement Patching	Nov. 1, 2002	
80180	55	National Pollutant Discharge Elimination System / Erosion and Sediment Control Deficiency Deduction	April 1, 2007	Nov. 1, 2009
80208	56	Nighttime Work Zone Lighting	Nov. 1, 2008	
80182	57	Notification of Reduced Width	April 1, 2007	
80069	58	Organic Zinc-Rich Paint System	Nov. 1, 2001	Jan. 1, 2010
80216	59	Partial Exit Ramp Closure for Freeway/Expressway	Jan. 1, 2009	
80231	60	Pavement Marking Removal	April 1, 2009	
80254	61	✓ Pavement Patching	Jan. 1, 2010	
80022	62	✓ Payments to Subcontractors	June 1, 2000	Jan. 1, 2006
80209	63	✓ Personal Protective Equipment	Nov. 1, 2008	
80222	64	Pipe Curing	April 1, 2009	April 1, 2010
80119	65	Polyurea Pavement Marking	April 1, 2004	Jan. 1, 2009
80210	66	Portland Cement Concrete Inlay or Overlay	Nov. 1, 2008	
80170	67	Portland Cement Concrete Plants	Jan. 1, 2007	
80217	68	Post Clips for Extruded Aluminum Signs	Jan. 1, 2009	
80171	69	Precast Handling Holes	Jan. 1, 2007	
80218	70	Preventive Maintenance – Bituminous Surface Treatment	Jan. 1, 2009	April 1, 2009
80219	71	Preventive Maintenance – Cape Seal	Jan. 1, 2009	April 1, 2009
80220	72	Preventive Maintenance – Micro-Surfacing	Jan. 1, 2009	
80221	73	Preventive Maintenance – Slurry Seal	Jan. 1, 2009	
80211	74	Prismatic Curb Reflectors	Nov. 1, 2008	
80015	75	✓ Public Convenience and Safety	Jan. 1, 2000	
34261	76	Railroad Protective Liability Insurance	Dec. 1, 1986	Jan. 1, 2006
80157	77	Railroad Protective Liability Insurance (5 and 10)	Jan. 1, 2006	
80217	78	Raised Reflective Pavement Markers	Nov. 1, 2009	April 1, 2010
80223	79	Ramp Closure for Freeway/Expressway	Jan. 1, 2009	
80172	80	Reclaimed Asphalt Pavement (RAP)	Jan. 1, 2007	Jan. 1, 2010
80183	81	✓ Reflective Sheeting on Channelizing Devices	April 1, 2007	Nov. 1, 2008
80206	82	Reinforcement Bars – Storage and Protection	Aug. 1, 2008	April 1, 2009
80224	83	Restoring Bridge Approach Pavements Using High-Density Foam	Jan. 1, 2009	
80131	84	Seeding	July 1, 2004	Jan. 1, 2010
80152	85	Self-Consolidating Concrete for Cast-In-Place Construction	Nov. 1, 2005	Jan. 1, 2009
80132	86	Self-Consolidating Concrete for Precast Products	July 1, 2004	Jan. 1, 2007
80127	87	Steel Cost Adjustment	April 2, 2004	April 1, 2009
80255	88	Stone Matrix Asphalt	Jan. 1, 2010	
80234	89	Storm Sewers	April 1, 2009	April 1, 2010
80143	90	✓ Subcontractor Mobilization Payments	April 2, 2005	
80075	91	Surface Testing of Pavements	April 1, 2002	Jan. 1, 2007
80087	92	Temporary Erosion Control	Nov. 1, 2002	Jan. 1, 2010
80256	93	Temporary Longitudinal Traffic Barrier System	Jan. 1, 2010	
80225	94	Temporary Raised Pavement Marker	Jan. 1, 2009	
80176	95	✓ Thermoplastic Pavement Markings	Jan. 1, 2007	
80257	96	Traffic Barrier Terminal, Type 6	Jan. 1, 2010	
20338	97	Training Special Provisions	Oct. 15, 1975	
80258	98	Truck Mounted/Trailer Mounted Attenuators	Jan. 1, 2010	

<u>File Name</u>	<u>#</u>	<u>Special Provision Title</u>	<u>Effective</u>	<u>Revised</u>
80071	99	<input checked="" type="checkbox"/> Working Days	Jan. 1, 2002	

The following special provisions are in the 2010 Supplemental Specifications and Recurring Special Provisions:

<u>File Name</u>	<u>Special Provision Title</u>	<u>New Location</u>	<u>Effective</u>	<u>Revised</u>
80193	Concrete Barrier	Section 637	Jan. 1, 2008	
80175	Epoxy Pavement Markings	Section 1095	Jan. 1, 2007	
80181	Hot-Mix Asphalt – Field Voids in the Mineral Aggregate	Section 1030	April 1, 2007	April 1, 2008
80136	Hot-Mix Asphalt Mixture IL-4.75	Sections 406, 1003, 1030, 1032 and 1102	Nov. 1, 2004	Jan. 1, 2008
80195	Hot-Mix Asphalt Mixture IL-9.5L	Sections 1004 and 1030	Jan. 1, 2008	
80129	Notched Wedge Longitudinal Joint	Section 406	July 1, 2004	Jan. 1, 2007
80235	Payrolls and Payroll Records	Check Sheets #1 and #5	Mar. 1, 2009	July 1, 2009
80134	Plastic Blockouts for Guardrail	Section 630	Nov. 1, 2004	Jan. 1, 2007
80151	Reinforcement Bars	Section 1006	Nov. 1, 2005	April 1, 2009
80184	Retroreflective Sheeting, Nonreflective Sheeting, and Translucent Overlay Film for Highway Signs	Sections 1090, 1091, 1092 and 1093	April 1, 2007	
80212	Sign Panels and Sign Panel Overlays	Supplemental	Nov. 1, 2008	
80197	Silt Filter Fence	Sections 1080 and 1081	Jan. 1, 2008	
80153	Steel Plate Beam Guardrail	Section 1006	Nov. 1, 2005	Aug. 1, 2007
80191	Stone Gradation Testing	Section 1005	Nov. 1, 2007	
80185	Type ZZ Retroreflective Sheeting, Nonreflective Sheeting, and Translucent Overlay Film for Highway Signs	Sections 1090, 1091, 1092 and 1093	April 1, 2007	
80149	Variable Spaced Tining	Section 420	Aug. 1, 2005	Jan. 1, 2007
80204	Woven Wire Fence	Section 1006	April 1, 2008	

The following special provisions require additional information from the designer. The additional information needs to be included in a separate document attached to this check sheet. The Project Development and Implementation section will then include the information in the applicable special provision. The Special Provisions are:

- Bridge Demolition Debris
- Building Removal-Case I
- Building Removal-Case II
- Building Removal-Case III
- Building Removal-Case IV
- Completion Date
- Completion Date Plus Working Days
- DBE Participation
- Material Transfer Device
- Railroad Protective Liability Insurance
- Training Special Provisions
- Working Days

## BITUMINOUS MATERIALS COST ADJUSTMENTS (BDE) (RETURN FORM WITH BID)

Effective: November 2, 2006

Revised: April 1, 2009

**Description.** Bituminous material cost adjustments will be made to provide additional compensation to the Contractor, or credit to the Department, for fluctuations in the cost of bituminous materials when optioned by the Contractor. The adjustments shall apply to permanent and temporary hot-mix asphalt (HMA) mixtures, bituminous surface treatments (cover and seal coats), and pavement preservation type surface treatments. The adjustments shall not apply to bituminous prime coats, tack coats, crack filling/sealing, or joint filling/sealing.

The bidder shall indicate on the attached form whether or not this special provision will be part of the contract and submit the completed form with his/her bid. Failure to submit the form, or failure to fill out the form completely, shall make this contract exempt of bituminous materials cost adjustments.

**Method of Adjustment.** Bituminous materials cost adjustments will be computed as follows.

$$CA = (BPI_P - BPI_L) \times (\%AC_V / 100) \times Q$$

Where: CA = Cost Adjustment, \$.

BPI<sub>P</sub> = Bituminous Price Index, as published by the Department for the month the work is performed, \$/ton (\$/metric ton).

BPI<sub>L</sub> = Bituminous Price Index, as published by the Department for the month prior to the letting, \$/ton (\$/metric ton).

%AC<sub>V</sub> = Percent of virgin Asphalt Cement in the Quantity being adjusted. For HMA mixtures, the % AC<sub>V</sub> will be determined from the adjusted job mix formula. For bituminous materials applied, a performance graded or cutback asphalt will be considered to be 100% AC<sub>V</sub> and undiluted emulsified asphalt will be considered to be 65% AC<sub>V</sub>.

Q = Authorized construction Quantity, tons (metric tons) (see below).

For HMA mixtures measured in square yards: Q, tons = A x D x (G<sub>mb</sub> x 46.8) / 2000. For HMA mixtures measured in square meters: Q, metric tons = A x D x (G<sub>mb</sub> x 24.99) / 1000. When computing adjustments for full-depth HMA pavement, separate calculations will be made for the binder and surface courses to account for their different G<sub>mb</sub> and % AC<sub>V</sub>.

For bituminous materials measured in gallons: Q, tons = V x 8.33 lb/gal x SG / 2000

For bituminous materials measured in liters: Q, metric tons = V x 1.0 kg/L x SG / 1000

Where: A = Area of the HMA mixture, sq yd (sq m).

D = Depth of the HMA mixture, in. (mm).

G<sub>mb</sub> = Average bulk specific gravity of the mixture, from the approved mix design.

V = Volume of the bituminous material, gal (L).

SG = Specific Gravity of bituminous material as shown on the bill of lading.

**Basis of Payment.** Bituminous materials cost adjustments may be positive or negative but will only be made when there is a difference between the BPI<sub>L</sub> and BPI<sub>P</sub> in excess of five percent, as calculated by:

$$\text{Percent Difference} = \{(BPI_L - BPI_P) \div BPI_L\} \times 100$$

Bituminous materials cost adjustments will be calculated for each calendar month in which applicable bituminous material is placed; and will be paid or deducted when all other contract requirements for the work placed during the month are satisfied. The adjustments shall not apply during contract time subject to liquidated damages for completion of the entire contract.

Return With Bid

**ILLINOIS DEPARTMENT  
OF TRANSPORTATION**

**OPTION FOR  
BITUMINOUS MATERIALS COST ADJUSTMENTS**

The bidder shall submit this completed form with his/her bid. Failure to submit the form, or failure to fill out the form completely, shall make this contract exempt of bituminous materials cost adjustments. After award, this form, when submitted, shall become part of the contract.

**Contract No.:** \_\_\_\_\_

**Company Name:** \_\_\_\_\_

**Contractor's Option:**

Is your company opting to include this special provision as part of the contract?

Yes  No

**Signature:** \_\_\_\_\_ **Date:** \_\_\_\_\_

80173

## CONSTRUCTION AIR QUALITY - DIESEL VEHICLE EMISSIONS CONTROL (BDE)

Effective: April 1, 2009

Revised: July 1, 2009

Diesel Vehicle Emissions Control. The reduction of construction air emissions shall be accomplished by using cleaner burning diesel fuel. The term "equipment" refers to any and all diesel fuel powered devices rated at 50 hp and above, to be used on the project site in excess of seven calendar days over the course of the construction period on the project site (including any "rental" equipment).

All equipment on the jobsite, with engine ratings of 50 hp and above, shall be required to: use Ultra Low Sulfur Diesel fuel (ULSD) exclusively (15 ppm sulfur content or less).

Diesel powered equipment in non-compliance will not be allowed to be used on the project site, and is also subject to a notice of non-compliance as outlined below.

The Contractor shall submit copies of monthly summary reports and include certified copies of the ULSD diesel fuel delivery slips for diesel fuel delivered to the jobsite for the reporting time period, noting the quantity of diesel fuel used.

If any diesel powered equipment is found to be in non-compliance with any portion of this specification, the Engineer will issue the Contractor a notice of non-compliance and identify an appropriate period of time, as outlined below under environmental deficiency deduction, in which to bring the equipment into compliance or remove it from the project site.

Any costs associated with bringing any diesel powered equipment into compliance with these diesel vehicle emissions controls shall be considered as included in the contract unit prices bid for the various items of work involved and no additional compensation will be allowed. The Contractor's compliance with this notice and any associated regulations shall also not be grounds for a claim.

Environmental Deficiency Deduction. When the Engineer is notified, or determines that an environmental control deficiency exists, he/she will notify the Contractor in writing, and direct the Contractor to correct the deficiency within a specified time period. The specified time-period, which begins upon Contractor notification, will be from 1/2 hour to 24 hours long, based on the urgency of the situation and the nature of the deficiency. The Engineer shall be the sole judge regarding the time period.

The deficiency will be based on lack of repair, maintenance and diesel vehicle emissions control.

If the Contractor fails to correct the deficiency within the specified time frame, a daily monetary deduction will be imposed for each calendar day or fraction thereof the deficiency continues to exist. The calendar day(s) will begin when the time period for correction is exceeded and end

with the Engineer's written acceptance of the correction. The daily monetary deduction will be \$1,000.00 for each deficiency identified.

If a Contractor or subcontractor accumulates three environmental deficiency deductions in a contract period, the Contractor will be shutdown until the deficiency is corrected. Such a shutdown will not be grounds for any extension of contract time, waiver of penalties, or be grounds for any claim.

80237

## CONSTRUCTION AIR QUALITY - IDLING RESTRICTIONS (BDE)

Effective: April 1, 2009

Idling Restrictions. The Contractor shall establish truck-staging areas for all diesel powered vehicles that are waiting to load or unload material at the jobsite. Staging areas shall be located where the diesel emissions from the equipment will have a minimum impact on adjacent sensitive receptors. The Department will review the selection of staging areas, whether within or outside the existing highway right-of-way, to avoid locations near sensitive areas or populations to the extent possible. Sensitive receptors include, but are not limited to, hospitals, schools, residences, motels, hotels, daycare facilities, elderly housing and convalescent facilities. Diesel powered engines shall also be located as far away as possible from fresh air intakes, air conditioners, and windows. The Engineer will approve staging areas before implementation.

Diesel powered vehicle operators may not cause or allow the motor vehicle, when it is not in motion, to idle for more than a total of 10 minutes within any 60 minute period, except under any of the following circumstances:

- 1) The motor vehicle has a gross vehicle weight rating of less than 8000 lb (3630 kg).
- 2) The motor vehicle idles while forced to remain motionless because of on-highway traffic, an official traffic control device or signal, or at the direction of a law enforcement official.
- 3) The motor vehicle idles when operating defrosters, heaters, air conditioners, or other equipment solely to prevent a safety or health emergency.
- 4) A police, fire, ambulance, public safety, other emergency or law enforcement motor vehicle, or any motor vehicle used in an emergency capacity, idles while in an emergency or training mode and not for the convenience of the vehicle operator.
- 5) The primary propulsion engine idles for maintenance, servicing, repairing, or diagnostic purposes if idling is necessary for such activity.
- 6) A motor vehicle idles as part of a government inspection to verify that all equipment is in good working order, provided idling is required as part of the inspection.
- 7) When idling of the motor vehicle is required to operate auxiliary equipment to accomplish the intended use of the vehicle (such as loading, unloading, mixing, or processing cargo; controlling cargo temperature; construction operations, lumbering operations; oil or gas well servicing; or farming operations), provided that this exemption does not apply when the vehicle is idling solely for cabin comfort or to operate non-essential equipment such as air conditioning, heating, microwave ovens, or televisions.
- 8) When the motor vehicle idles due to mechanical difficulties over which the operator has no control.
- 9) The outdoor temperature is less than 32 °F (0 °C) or greater than 80 °F (26 °C).

When the outdoor temperature is greater than or equal to 32 °F (0 °C) or less than or equal to 80 °F (26 °C), a person who operates a motor vehicle operating on diesel fuel shall not cause or allow the motor vehicle to idle for a period greater than 30 minutes in any 60 minute period while waiting to weigh, load, or unload cargo or freight, unless the vehicle is in a line of vehicles that regularly and periodically moves forward.

The above requirements do not prohibit the operation of an auxiliary power unit or generator set as an alternative to idling the main engine of a motor vehicle operating on diesel fuel.

Environmental Deficiency Deduction. When the Engineer is notified, or determines that an environmental control deficiency exists based on non-compliance with the idling restrictions, he/she will notify the Contractor, and direct the Contractor to correct the deficiency.

If the Contractor fails to correct the deficiency a monetary deduction will be imposed. The monetary deduction will be \$1,000.00 for each deficiency identified.

80239

## **EQUIPMENT RENTAL RATES (BDE)**

Effective: August 2, 2007

Revised: January 2, 2008

Replace the second and third paragraphs of Article 105.07(b)(4)a. of the Standard Specifications with the following:

“Equipment idled which cannot be used on other work, and which is authorized to standby on the project site by the Engineer, will be paid for according to Article 109.04(b)(4).”

Replace Article 109.04(b)(4) of the Standard Specifications with the following:

“(4) Equipment. Equipment used for extra work shall be authorized by the Engineer. The equipment shall be specifically described, be of suitable size and capacity for the work to be performed, and be in good operating condition. For such equipment, the Contractor will be paid as follows.

- a. Contractor Owned Equipment. Contractor owned equipment will be paid for by the hour using the applicable FHWA hourly rate from the “Equipment Watch Rental Rate Blue Book” (Blue Book) in effect when the force account work begins. The FHWA hourly rate is calculated as follows.

$$\text{FHWA hourly rate} = (\text{monthly rate}/176) \times (\text{model year adj.}) \times (\text{Illinois adj.}) + \text{EOC}$$

Where: EOC = Estimated Operating Costs per hour (from the Blue Book)

The time allowed will be the actual time the equipment is operating on the extra work. For the time required to move the equipment to and from the site of the extra work and any authorized idle (standby) time, payment will be made at the following hourly rate:  $0.5 \times (\text{FHWA hourly rate} - \text{EOC})$ .

All time allowed shall fall within the working hours authorized for the extra work.

The rates above include the cost of fuel, oil, lubrication, supplies, small tools, necessary attachments, repairs, overhaul and maintenance of any kind, depreciation, storage, overhead, profits, insurance, and all incidentals. The rates do not include labor.

The Contractor shall submit to the Engineer sufficient information for each piece of equipment and its attachments to enable the Engineer to determine the proper equipment category. If a rate is not established in the Blue Book for a particular piece of equipment, the Engineer will establish a rate for that piece of equipment that is consistent with its cost and use in the industry.

- b. Rented Equipment. Whenever it is necessary for the Contractor to rent equipment to perform extra work, the rental and transportation costs of the equipment plus five percent for overhead will be paid. In no case shall the rental rates exceed those of established distributors or equipment rental agencies.

All prices shall be agreed to in writing before the equipment is used."

80189

## **FLAGGER AT SIDE ROADS AND ENTRANCES (BDE)**

Effective: April 1, 2009

Revise the second paragraph of Article 701.13(a) of the Standard Specifications to read:

"The Engineer will determine when a side road or entrance shall be closed to traffic. A flagger will be required at each side road or entrance remaining open to traffic within the operation where two-way traffic is maintained on one lane of pavement. The flagger shall be positioned as shown on the plans or as directed by the Engineer."

Revise the first and second paragraph of Article 701.20(i) of the Standard Specifications to read:

"Signs, barricades, or other traffic control devices required by the Engineer over and above those specified will be paid for according to Article 109.04. All flaggers required at side roads and entrances remaining open to traffic including those that are shown on the Highway Standards and/or additional barricades required by the Engineer to close side roads and entrances will be paid for according to Article 109.04."

80228

## **HOT-MIX ASPHALT – ANTI-STRIPPING ADDITIVE (BDE)**

Effective: November 1, 2009

Revise the first and second paragraphs of Article 1030.04(c) of the Standard Specifications to read:

"(c) Determination of Need for Anti-Stripping Additive. The mixture designer shall determine if an additive is needed in the mix to prevent stripping. The determination will be made on the basis of tests performed according to Illinois Modified AASHTO T 283. To be considered acceptable by the Department as a mixture not susceptible to stripping, the conditioned to unconditioned split tensile strength ratio (TSR) shall be equal to or greater than 0.85 for 6 in. (150 mm) specimens. Mixtures, either with or without an additive, with TSRs less than 0.85 for 6 in. (150 mm) specimens will be considered unacceptable. Also, the conditioned tensile strength for mixtures containing an anti-strip additive shall not be lower than the original conditioned tensile strength determined for the same mixture without the anti-strip additive.

If it is determined that an additive is required, the additive may be hydrated lime, slaked quicklime, or a liquid additive, at the Contractor's option."

80245

## **HOT-MIX ASPHALT – DROP-OFFS (BDE)**

Effective: January 1, 2010

Revise the third paragraph of Article 701.07 of the Standard Specifications to read:

"At locations where construction operations result in a differential in elevation exceeding 3 in. (75 mm) between the edge of pavement or edge of shoulder within 3 ft (900 mm) of the edge of the pavement and the earth or aggregate shoulders, Type I or II barricades or vertical panels shall be placed at 100 ft (30 m) centers on roadways where the posted speed limit is 45 mph or greater and at 50 ft (15 m) centers on roadways where the posted speed limit is less than 45 mph."

80250

## HOT-MIX ASPHALT – PLANT TEST FREQUENCY (BDE)

Effective: April 1, 2008

Revised: January 1, 2010

Revise the table in Article 1030.05(d)(2)a. of the Standard Specifications to read:

Parameter	Frequency of Tests High ESAL Mixture Low ESAL Mixture	Frequency of Tests All Other Mixtures	Test Method See Manual of Test Procedures for Materials
Aggregate Gradation  % passing sieves: 1/2 in. (12.5 mm), No. 4 (4.75 mm), No. 8 (2.36 mm), No. 30 (600 $\mu$ m) No. 200 (75 $\mu$ m)  Note 1.	1 washed ignition oven test on the mix per half day of production  Note 4.	1 washed ignition oven test on the mix per day of production  Note 4.	Illinois Procedure
Asphalt Binder Content by Ignition Oven  Note 2.	1 per half day of production	1 per day	Illinois-Modified AASHTO T 308
VMA  Note 3.	Day's production $\geq$ 1200 tons:  1 per half day of production  Day's production $<$ 1200 tons:  1 per half day of production for first 2 days and 1 per day thereafter (first sample of the day)	N/A	Illinois Modified AASHTO R 35
Air Voids  Bulk Specific Gravity of Gyrotatory Sample	Day's production $\geq$ 1200 tons:  1 per half day of production	1 per day	Illinois-Modified AASHTO T 312

Parameter	Frequency of Tests High ESAL Mixture Low ESAL Mixture	Frequency of Tests All Other Mixtures	Test Method See Manual of Test Procedures for Materials
	Day's production < 1200 tons:  1 per half day of production for first 2 days and 1 per day thereafter (first sample of the day)		
Maximum Specific Gravity of Mixture	Day's production $\geq$ 1200 tons:  1 per half day of production	1 per day	Illinois-Modified AASHTO T 209
	Day's production < 1200 tons:  1 per half day of production for first 2 days and 1 per day thereafter (first sample of the day)		

Note 1. The No. 8 (2.36 mm) and No. 30 (600  $\mu\text{m}$ ) sieves are not required for All Other Mixtures.

Note 2. The Engineer may waive the ignition oven requirement for asphalt binder content if the aggregates to be used are known to have ignition asphalt binder content calibration factors which exceed 1.5 percent. If the ignition oven requirement is waived, other Department approved methods shall be used to determine the asphalt binder content.

Note 3. The  $G_{sb}$  used in the voids in the mineral aggregate (VMA) calculation shall be the same average  $G_{sb}$  value listed in the mix design.

Note 4. The Engineer reserves the right to require additional hot bin gradations for batch plants if control problems are evident."

**HOT-MIX ASPHALT – QC/QA ACCEPTANCE CRITERIA (BDE)**

**Effective: January 1, 2010**

**Revise Article 1030.05(f)(3) of the Standard Specifications to read:**

**“(3) Department assurance tests for voids, field VMA, and density.”**

**80251**

## HOT-MIX ASPHALT – TRANSPORTATION (BDE)

Effective: April 1, 2008

Revise Article 1030.08 of the Standard Specifications to read:

**“1030.08 Transportation.** Vehicles used in transporting HMA shall have clean and tight beds. The beds shall be sprayed with asphalt release agents from the Department's approved list. In lieu of a release agent, the Contractor may use a light spray of water with a light scatter of manufactured sand (FA 20 or FA.21) evenly distributed over the bed of the vehicle. After spraying, the bed of the vehicle shall be in a completely raised position and it shall remain in this position until all excess asphalt release agent or water has been drained.

When the air temperature is below 60 °F (15 °C), the bed, including the end, endgate, sides and bottom shall be insulated with fiberboard, plywood or other approved insulating material and shall have a thickness of not less than 3/4 in (20 mm). When the insulation is placed inside the bed, the insulation shall be covered with sheet steel approved by the Engineer. Each vehicle shall be equipped with a cover of canvas or other suitable material meeting the approval of the Engineer which shall be used if any one of the following conditions is present.

- (a) Ambient air temperature is below 60 °F (15 °C).
- (b) The weather is inclement.
- (c) The temperature of the HMA immediately behind the paver screed is below 250 °F (120 °C).

The cover shall extend down over the sides and ends of the bed for a distance of approximately 12 in. (300 mm) and shall be fastened securely. The covering shall be rolled back before the load is dumped into the finishing machine.”

80202

## LIQUIDATED DAMAGES (BDE)

Effective: April 1, 2009

Revise the table in Article 108.09 of the Standard Specifications to read:

"Schedule of Deductions for Each Day of Overrun in Contract Time			
Original Contract Amount		Daily Charges	
From More Than	To and Including	Calendar Day	Work Day
\$ 0	\$ 100,000	\$ 375	\$ 500
100,000	500,000	625	875
500,000	1,000,000	1,025	1,425
1,000,000	3,000,000	1,125	1,550
3,000,000	5,000,000	1,425	1,950
5,000,000	10,000,000	1,700	2,350
10,000,000	And over	3,325	4,650"

80230

## **MULTILANE PAVEMENT PATCHING (BDE)**

**Effective: November 1, 2002**

Pavement broken and holes opened for patching shall be completed prior to weekend or holiday periods. Should delays of any type or for any reason prevent the completion of the work, temporary patches shall be constructed. Material able to support the average daily traffic and meeting the approval of the Engineer shall be used for the temporary patches. The cost of furnishing, placing, maintaining, removing and disposing of the temporary work, including traffic control, shall be the responsibility of the Contractor.

80082

**PAVEMENT PATCHING (BDE)**

Effective: January 1, 2010

Revise the first sentence of the second paragraph of Article 701.17(e)(1) of the Standard Specifications to read:

"In addition to the traffic control and protection shown elsewhere in the contract for pavement, two devices shall be placed immediately in front of each open patch, open hole, and broken pavement where temporary concrete barriers are not used to separate traffic from the work area."

80254

## **PAYMENTS TO SUBCONTRACTORS (BDE)**

Effective: June 1, 2000

Revised: January 1, 2006

Federal regulations found at 49 CFR §26.29 mandate the Department to establish a contract clause to require Contractors to pay subcontractors for satisfactory performance of their subcontracts and to set the time for such payments.

State law also addresses the timing of payments to be made to subcontractors and material suppliers. Section 7 of the Prompt Payment Act, 30 ILCS 540/7, requires that when a Contractor receives any payment from the Department, the Contractor shall make corresponding, proportional payments to each subcontractor and material supplier performing work or supplying material within 15 calendar days after receipt of the Department payment. Section 7 of the Act further provides that interest in the amount of two percent per month, in addition to the payment due, shall be paid to any subcontractor or material supplier by the Contractor if the payment required by the Act is withheld or delayed without reasonable cause. The Act also provides that the time for payment required and the calculation of any interest due applies to transactions between subcontractors and lower-tier subcontractors and material suppliers throughout the contracting chain.

This Special Provision establishes the required federal contract clause, and adopts the 15 calendar day requirement of the State Prompt Payment Act for purposes of compliance with the federal regulation regarding payments to subcontractors. This contract is subject to the following payment obligations.

When progress payments are made to the Contractor according to Article 109.07 of the Standard Specifications, the Contractor shall make a corresponding payment to each subcontractor and material supplier in proportion to the work satisfactorily completed by each subcontractor and for the material supplied to perform any work of the contract. The proportionate amount of partial payment due to each subcontractor and material supplier throughout the contracting chain shall be determined by the quantities measured or otherwise determined as eligible for payment by the Department and included in the progress payment to the Contractor. Subcontractors and material suppliers shall be paid by the Contractor within 15 calendar days after the receipt of payment from the Department. The Contractor shall not hold retainage from the subcontractors. These obligations shall also apply to any payments made by subcontractors and material suppliers to their subcontractors and material suppliers; and to all payments made to lower tier subcontractors and material suppliers throughout the contracting chain. Any payment or portion of a payment subject to this provision may only be withheld from the subcontractor or material supplier to whom it is due for reasonable cause.

This Special Provision does not create any rights in favor of any subcontractor or material supplier against the State or authorize any cause of action against the State on account of any payment, nonpayment, delayed payment, or interest claimed by application of the State Prompt Payment Act. The Department will not approve any delay or postponement of the 15 day requirement except for reasonable cause shown after notice and hearing pursuant to Section

| 7(b) of the State Prompt Payment Act. State law creates other and additional remedies available to any subcontractor or material supplier, regardless of tier, who has not been paid for work properly performed or material furnished. These remedies are a lien against public funds set forth in Section 23(c) of the Mechanics Lien Act, 770 ILCS 60/23(c), and a recovery on the Contractor's payment bond according to the Public Construction Bond Act, 30 ILCS 550.

80022

## **PERSONAL PROTECTIVE EQUIPMENT (BDE)**

**Effective: November 1, 2008**

**Revise the first sentence of Article 701.12 of the Standard Specifications to read:**

**"All personnel on foot, excluding flaggers, within the highway right-of-way shall wear a fluorescent orange, fluorescent yellow/green, or a combination of fluorescent orange and fluorescent yellow/green vest meeting the requirements of ANSI/ISEA 107-2004 for Conspicuity Class 2 garments."**

**80209**

**PUBLIC CONVENIENCE AND SAFETY (BDE)**

Effective: January 1, 2000

Add the following paragraph after the fourth paragraph of Article 107.09 of the Standard Specifications:

“On weekends, excluding holidays, roadways with Average Daily Traffic of 25,000 or greater, all lanes shall be open to traffic from 3:00 P.M. Friday to midnight Sunday except where structure construction or major rehabilitation makes it impractical.”

80015

## REFLECTIVE SHEETING ON CHANNELIZING DEVICES (BDE)

Effective: April 1, 2007

Revised: November 1, 2008

Revise the seventh paragraph of Article 1106.02 of the Standard Specifications to read:

"At the time of manufacturing, the retroreflective prismatic sheeting used on channelizing devices shall meet or exceed the initial minimum coefficient of retroreflection as specified in the following table. Measurements shall be conducted according to ASTM E 810, without averaging. Sheeting used on cones, drums and flexible delineators shall be reboundable as tested according to ASTM D 4956. Prestriped sheeting for rigid substrates on barricades shall be white and orange. The sheeting shall be uniform in color and devoid of streaks throughout the length of each roll. The color shall conform to the latest appropriate standard color tolerance chart issued by the U.S. Department of Transportation, Federal Highway Administration, and to the daytime and nighttime color requirements of ASTM D 4956.

Initial Minimum Coefficient of Retroreflection candelas/foot candle/sq ft (candelas/lux/sq m) of material				
Observation Angle (deg.)	Entrance Angle (deg.)	White	Orange	Fluorescent Orange
0.2	-4	365	160	150
0.2	+30	175	80	70
0.5	-4	245	100	95
0.5	+30	100	50	40"

Revise the first sentence of the first paragraph of Article 1106.02(c) of the Standard Specifications to read:

"Barricades and vertical panels shall have alternating white and orange stripes sloping downward at 45 degrees toward the side on which traffic will pass."

Revise the third sentence of the first paragraph of Article 1106.02(d) of the Standard Specifications to read:

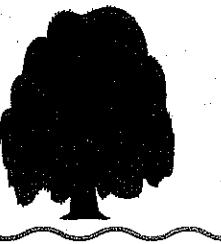
"The bottom panels shall be 8 x 24 in. (200 x 600 mm) with alternating white and orange stripes sloping downward at 45 degrees toward the side on which traffic will pass."

**WORKING DAYS (BDE)**

Effective: January 1, 2002

The Contractor shall complete the work within 25 working days.

80071



# Village of Willowbrook

7760 Quincy Street  
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**Village President**

Robert A. Napoli

**Village Clerk**

Leroy R. Hansen

**Village Trustees**

Dennis Baker

Terrence Kelly

Michael Mistele

Sandra O'Connor

Paul Schoenbeck

To: Willowbrook Village Board

From: Willowbrook Parks and Recreation Commission

Date: April 6, 2010

Re: Long -Term Planning

At our last few meetings, the Parks and Recreation Commission has grown increasingly concerned with the long-term prospects for both Willowbrook parks as well as other important town services. The proposed "across the board" cuts in the village budget have not only eliminated most discretionary capital outlays but have cut dangerously into the required or routine maintenance budget.

While we understand the delay/elimination of selected park improvements from a financial perspective, we believe that the ultimate solution to our village problems will not lie in expense reduction as much as it will in additional revenue generation.

Unfortunately, the severe state and national recession that we now find ourselves in has exacerbated the village's difficulties in growing the revenue base. Fortunately, according to the Village's current projections, we have 2– 3 years before the General Fund Days Operating Expense ratio falls drastically below acceptable levels. The Parks and Recreation Commission commends the efforts of the Village Board and Village staff for addressing the issue head-on but we think that it is now time to immediately begin earnest discussions relative to alternative methods of revenue generation.

Respectfully submitted,

The Parks and Recreation Commission

# VILLAGE OF WILLOWBROOK

## BOARD MEETING

### AGENDA ITEM - HISTORY/COMMENTARY

<b>ITEM TITLE:</b> MOTION TO APPROVE -- FY 2010-11 BUDGET	<b>AGENDA NO.</b> 10 <b>AGENDA DATE:</b> 05/10/10
<b>STAFF REVIEW:</b> Sue Stanish	<b>SIGNATURE:</b> <u>Sue Stanish</u>
<b>LEGAL REVIEW:</b>	<b>SIGNATURE:</b> <u>N/A</u>
<b>RECOMMENDED BY VILLAGE ADMIN.:</b>	<b>SIGNATURE:</b> <u>Larry Maholland</u>
<b>REVIEWED &amp; APPROVED BY COMMITTEE:</b>	YES <input checked="" type="checkbox"/> NO <input type="checkbox"/> N/A <input type="checkbox"/>

#### ITEM HISTORY (PREVIOUS VILLAGE BOARD REVIEWS, ACTIONS RELATED TO THIS ITEM, OTHER PERTINENT HISTORY)

Presented for your approval is the FY 2010-11 Budget. This is the same budget that was deferred for approval at the 4/26/10 meeting. You will recall that the Village is under the Appropriation Act and each year is required to adopt an appropriation ordinance; this will be done within the first quarter of the fiscal year. While the appropriation ordinance provides the Village legal authority to expend funds, the annual budget is the Village's spending plan for the year. The attached draft incorporates items discussed during the last budget workshop held on March 1, 2010.

#### ITEM COMMENTARY (BACKGROUND, DISCUSSION, KEY POINTS, RECOMMENDATIONS, ETC.)

Staff will be submitting the FY 2010-11 Budget to the Government Finance Officers Association for the Distinguished Budget Presentation Award in the near future.

**ACTION PROPOSED:** APPROVE THE MOTION