

**VILLAGE OF VERNON HILLS
ORDINANCE 2023-007**

AN ORDINANCE AUTHORIZING APPROVAL OF A LETTER OF INTENT AND CONCURRENCE WITH LAKE COUNTY PUBLIC WORKS FOR THE LAKEVIEW PARKWAY WATER AND SANITARY SEWER RELOCATION BY THE VILLAGE'S CONTRACTOR

WHEREAS, the Village of Vernon Hills, County of Lake, State of Illinois (*"the Village"*) is a duly organized and existing municipality and unit of local government created under the provisions of the laws of the State of Illinois, and is operating under the provisions of the Illinois Municipal Code; and

WHEREAS, the Village is responsible for the maintenance of its infrastructure; and

WHEREAS, the Village has identified the need for improvements on Lakeview Parkway from Fairway Drive to Center Drive; and

WHEREAS, the Lakeview Parkway Improvements have been selected for funding in the 2023 construction season thru the Lake County Council of Mayors; and

WHEREAS, plans were created by Civiltech Engineering, Phase 1 and 2 consultant; and

WHEREAS, said plans reflect the need to relocate water and sanitary sewer improvements within the ROW; and

WHEREAS, Lake County Public Works (LCPW) is requesting that this work be performed by the Village's contractor versus by their in-house staff; and

WHEREAS, LCPW and the Village agree that a Letter of Intent and Concurrence is needed to clarify this understanding; and

WHEREAS, the attached Letter of Intent and Concurrence authorizes the Village Manager to sign said document.

NOW THEREFORE BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF VERNON HILLS, LAKE COUNTY, ILLINOIS, AS FOLLOWS:

SECTION 1: EXECUTION OF AGREEMENT: The Village Manager is hereby authorized to execute the attached Letter of Intent and Concurrence and the Finance Director is authorized to make the necessary accounting steps to receive payment and place said funds into the appropriate account.

SECTION 2: EFFECTIVE DATE: This Ordinance shall be in full force and effect from its passage and approval.

SECTION 3: ORDINANCE NUMBER: This Ordinance shall be known as Ordinance Number 2023-007.

Dated the 3rd of January, 2023

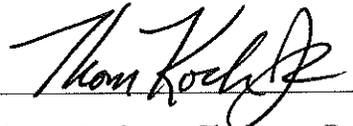
Adopted by roll call votes as follows:

AYES: 4 – Takaoka, Marquardt, Oppenheim, Koch

NAYS: 0 - None

ABSTAIN: 1 - Forster

ABSENT AND NOT VOTING: 2 - Schenk, Byrne

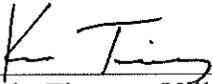


Thom Koch Jr., Chairman Pro Tem

PASSED: 01/03/2023

APPROVED: 01/03/2023

ARREST: 01/03/2023



Kevin Timony, Village Clerk





Department of Public Works

Austin McFarlane
Interim Director

650 W. Winchester Road
Libertyville, Illinois 60048
Phone 847 377 7500
Fax 847 984 5665
PublicWorks@lakecountyil.gov

November-January 23, 2022

David Brown, Public Works Director & Village Engineer
Village of Vernon Hills
490 Greenleaf Drive
Vernon Hills, IL 60061

RE: Letter of Intent and Concurrence for Lakeview Parkway Road Improvements

Dear Mr. Brown,

Per discussions with you and your staff, the Village of Vernon Hills will be undertaking a widening and resurfacing project along Lakeview Parkway, from Hawthorn Parkway to Fairway Drive. The project will result in the necessary relocation of the County's existing water mains and hydrants that are in conflict with storm sewers and other structures.

The attached cost figures reflect the Village's estimates as of the time of this letter. The total reimbursable costs to be paid by Lake County Public Works ("LCPW") to the Village for the work proposed and identified in Exhibit A under this LETTER OF INTENT AND CONCURRENCE are estimated to be \$58,000.

The reimbursement to the Village, ownership, and maintenance responsibilities will be in accordance with the following:

1. Lake County Public Works agrees that upon award of each contract, Public Works will pay to the Village within thirty days of the receipt of an invoice from the Village, in a lump sum based on the awarded unit prices, an amount equal to ~~ninety-five~~⁹⁵ percent (50~~95~~⁹⁵%) of its obligation incurred under this LETTER OF INTENT AND CONCURRENCE. Payment at the time of the award and receipt of an invoice is estimated to be \$58,000. The anticipated construction letting (bid opening) date for this project is January 20, 2023. The Village agrees that it will send the initial invoice for ~~ninety-five~~⁹⁵ percent (95~~50~~⁵⁰%) of the LCPW obligation once the contract is awarded by IDOT, estimated to be no later than March 20, 2023.
2. LCPW further agrees to pay the Village the ~~remaining five~~^{remaining five} (~~5~~⁵%) balance of the total reimbursable costs under this LETTER OF INTENT AND CONCURRENCE in a lump sum amount, within thirty days of the receipt of an invoice from the Village, upon completion of the LCPW contract items projects, based on final costs at contract unit prices for actual work

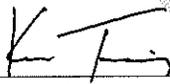
performed. Final payment to the Village upon completion of the installations is estimated to be \$29,000.2,900

3. Some of LCPW's existing manholes and valve vaults will need to be adjusted or reconstructed and fire hydrants will need to be relocated for the road improvements per Exhibit A. Work items have also been included in the contract to make adjustments to LCPW watermains at spot locations should actual field conditions result in conflicts with proposed storm sewer construction. The Village's contractor will perform the work and LCPW will reimburse the Village the contract cost for the relocation of the existing water mains and hydrants that are in conflict with storm sewers and other structures.
4. The relocation or adjustment of the assets will be designed with input from LCPW and to LCPW standards. Public Works will continue to operate and maintain the assets and be responsible for routine maintenance costs.
5. The Village shall inform LCPW of any unanticipated costs so that it can be budgeted for accordingly.

Please indicate your concurrence with the provisions set forth herein by signing and returning one original of this LETTER OF INTENT AND CONCURRENCE. For your records, a second original of this letter has been provided. Your assistance and cooperation in this matter is greatly appreciated.

Austin McFarlane
Interim Director

LAKE COUNTY PUBLIC WORKS DEPARTMENT



Kevin Timony
Village Manager

Austin McFarlane
Interim Director, LCPW

Date: 1/17/23

Date: _____