

**VILLAGE OF LOMBARD
REQUEST FOR BOARD OF TRUSTEES ACTION**

For Inclusion on Board Agenda

 X Resolution or Ordinance (Blue) _____ Waiver of First Requested

Other Business (Pink)

TO: PRESIDENT AND BOARD OF TRUSTEES

FROM: William T. Lichter, Village Manager

DATE: May 11, 2005 (COW) (B of T) **Date:** May 19, 2005

TITLE: Special Assessment 218
Westgate Lincoln Mercury
Modification to License Agreement

SUBMITTED BY: David A. Dratnol, P.E., Village Engineer *D.A.*

BACKGROUND/POLICY IMPLICATIONS:

See Attached Memo

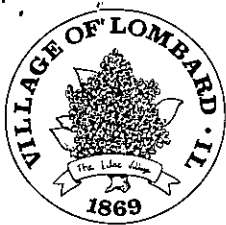
FISCAL IMPACT/FUNDING SOURCE:

\$2,475.00 / Capital Projects Fund (Total \$38,652.00)
HTE Project: 0330 PW Project: ST-03-06
HTE Account: 7110.809450

Review (as necessary):

Village Attorney X	_____	Date	_____
Finance Director X	<i>Donald J. Flood</i>	Date	<i>5/12/05</i>
Village Manager X	<i>W. T. Lichter</i>	Date	<i>5/12/05</i>

NOTE: All materials must be submitted to and approved by the Village Manager's Office by 12:00 noon, Wednesday, prior to the Agenda Distribution.



To: William T. Lichter, Village Manager
Through: John Burg, Assistant Director of Public Works
From: David A. Dratnol, P.E., Village Engineer *DMR*
Date: May 11, 2005
Subject: Special Assessment 218
Westgate Lincoln Mercury
License Agreement

John Burg

The attached memorandum dated October 13, 2004 gives background information pertaining to the issue of unloading of trucks in the Fairfield right-of-way by Westgate Lincoln Mercury. The Board of Trustees approved the reimbursable cost for the gate and fence work (\$36,177.00) in October of 2004. A letter outlining the terms of the agreement for reimbursement was sent to Westgate Lincoln Mercury on October 28, 2004.

In recent discussions, the dealership noted that the electrician did not include the cost for electrical work related to the operation of the new motorized west gate (Fairfield side) with his initial submittal. Only the cost of the electrical work for the new gate on Edgewood was included in the original amount of \$36,177.00.

The cost of the electrical work for the new gate on Fairfield is \$2,475.00. This increases the total cost for the replacement and installation of new gates to \$38,652.00 (\$36,177.00 + \$2,475.00). Follow-up discussions with ComEd and Building Inspectional Services indicate that power can be supplied and metered from a neighboring power pole.

This item was sent to the Board of Local Improvements on May 12, 2005. Public Works Engineering is seeking Village Board approval to proceed with the modified agreement with Westgate Lincoln Mercury to increase the reimbursement amount to the amount of \$38,652.00.

Attachments
a) Electrical Quotes

H:PW-ENG/PROJECTS/ST-03-06/BOT – Westgate Lincoln Mercury (Electrical)

RESOLUTION
R _____ 05

**A RESOLUTION AUTHORIZING SIGNATURE OF
PRESIDENT AND CLERK ON AN AGREEMENT**

WHEREAS, the Corporate Authorities of the Village of Lombard have received an Agreement between the Village of Lombard, and Westgate Lincoln Mercury regarding the Special Assessment 218 project as attached hereto and marked Exhibit "A"; and

WHEREAS, the Corporate Authorities deem it to be in the best interest of the Village of Lombard to approve such agreement.

NOW, THEREFORE, BE IT RESOLVED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF LOMBARD, DU PAGE COUNTY, ILLINOIS as follows:

SECTION 1: That the Village President be and hereby is authorized to sign on behalf of the Village of Lombard said agreement as attached hereto.

SECTION 2: That the Village Clerk be and hereby is authorized to attest said agreement as attached hereto.

Adopted this 19th day of May, 2005.

Ayes; _____

Nays: _____

Absent: _____

Approved this 19th day of May, 2005.

William J. Mueller
Village President

ATTEST:

Brigitte O'Brien
Village Clerk

APPROVAL AS TO FORM:

Thomas P. Bayer
Village Attorney

RE AGO
Electrical Contractor
LECTRIC



Westgate Lincoln Mercury of Lombard, Inc.
500 E. Roosevelt Road
Lombard, IL 60148-4695

4/25/05

Attention: John Moroni

Proposal

Re: New Service
West Side
Electric Gate

Supply labor and materials to perform the following electrical services at above address as per John Moroni and Dave Rhea.

- A. Apply for electrical permit to perform electrical work for new service on east side of property line.
- B. Trench approximately 35' from building to location where new gate motor will be located.
- C. Install new 3/4" conduit from building to location where gate motor is located.
- D. Drill hole in corner of building for conduit to enter. Install new conduit inside of building to intercept existing power feed located in northwest corner of garage.
- E. Install new fused disconnect on the inside of building to protect load side of motor.
- F. Install new wiring from disconnect to gate motor.
- G. Remove aerial feed, which is existing, and dispose of.
- H. Refill earth as best can be after installing conduit and backfilling trench.
- I. Village personnel agreed to patch asphalt upon completion.

Total proposed price

\$2,475.00

MEMORANDUM

TO: William T. Lichter, Village Manager
FROM: David A. Dratnol, P.E.
SUBJECT: Special Assessment 218
Westgate Lincoln Mercury
License Agreement/Fairfield Right-of-Way
DATE: October 13, 2004

In order to address the expired annexation and license agreement relating to the use of the Fairfield right-of-way by Westgate Lincoln Mercury to load and unload delivery vehicles, Public Works – Engineering proposes to have delivery trucks load and unload on the car dealership property. This measure will keep delivery trucks off both Fairfield and Edgewood. Attached you will find items (a) and (b) which give background information pertaining to the issue.

To remedy the situation of vehicle delivery trucks parking within the right-of-way, particularly on Fairfield, the Village proposes to construct one new driveway apron on Edgewood and replace the existing driveway apron on Fairfield. Each driveway would be wide enough to accommodate the turning radius of a vehicle transport truck. The entrance on Edgewood would have a new motorized sliding gate. The existing gate on Fairfield would be replaced with a new wider motorized sliding gate. This configuration will keep the new car delivery trucks on Westgate property, and allow them safe egress and ingress to and from Roosevelt Road.

The Board of Trustees previously passed a 25-mph speed limit and weight limit restriction for Fairfield. These will be in effect when Fairfield is reopened to traffic. Once the driveways and gates are constructed, staff will make a recommendation to the Transportation and Safety Committee to post additional signage on Edgewood and Fairfield prohibiting trucks from proceeding north from the dealership. The installation of a weight restriction sign on Edgewood will also be recommended. This sign would be installed north of the proposed dealership driveway.

The cost of the fence is not a special assessment cost. The dealership was asked to solicit proposals for the work (see attached). The approximate cost for this work is \$36,177 (\$29,627 + \$6,550). This figure includes the gates and the related electrical work.

Per the recommendation of the Village attorney, a letter outlining the terms of the agreement for reimbursement will be sent to Westgate. This will be done once the Board of Trustees approves the formal course of action regarding the installation of the new driveway and gate on Edgewood and the replacement of the gate on Fairfield.

This item was sent to the Board of Local Improvements on October 14, 2004. Public Works Engineering is seeking Village Board approval to proceed with an agreement with Westgate Lincoln Mercury concerning the issue of unloading of trucks in the Fairfield right-of-way by Westgate Lincoln Mercury.

Attachments

- a) License Agreement with Westgate Lincoln Mercury.
- b) Letter to Westgate Lincoln Mercury dated December 15, 2003
- c) Fence Quotes