

ORDINANCE NO. CO-2019-18

AN ORDINANCE APPROVING AND AUTHORIZING THE TRANSFER OF \$456,018.72 OF GENERAL FUNDS TO CHICAGO TITLE INSURANCE COMPANY JOINT ORDER CONSTRUCTION ESCROW NO. 18016783LPC ESTABLISHED TO HOLD AND RELEASE FUNDS TO PAY THE ACTUAL, INCURRED PROJECT COSTS FOR THE EISENHOWER EMERGENCY COMMUNICATION CENTER (“IKE 911 CENTER”) AND APPROVING THE EXPENDITURE OF SUCH FUNDS TO PAY THE VILLAGE OF MAYWOOD’S ALLOCATED PORTION OF THE IKE 911 CENTER PROJECT (Amount: \$456,018.72)

WHEREAS, under Resolution No. 2018-11 dated April 3, 2018, the President and Board of Trustees (the “Corporate Authorities”) of the Village of Maywood, Cook County, Illinois (“Maywood”) approved an agreement entitled “Intergovernmental Agreement Establishing The IKE Joint Emergency Telephone System Board And Providing For The Consolidation Of And Operation Of Certain Public Safety Answering Points And The Eisenhower Emergency Communication Center (“IKE 911 Center”)” (“IGA”) between Maywood and the Village of Broadview (“Broadview”) in order to comply with the 911 emergency dispatch consolidation regulations and to provide for the build-out and operation of the IKE 911 Center (the “Project” or “Infrastructure Improvement Project”) as required by order of the Illinois Department of State Police (“IDSP”) and the applicable State law (Emergency Telephone System Act (50 ILCS 750/1 *et seq.*)). The estimated cost of building out and equipping the IKE 911 Center is \$3,208,799.00 (the “Project Costs”), with Maywood and Broadview equally sharing those costs (\$1,604,399.50 per village), as set forth in the Conceptual Budget for IKE 911 Center dated September 11, 2017 and prepared by FGM Architects, a copy of which is attached hereto as **Exhibit “A”** and made a part hereof. The IKE 911 Center is located in Broadview, but it becomes the primary replacement for Maywood’s 911 Center, which shall remain at 125 South Fifth Avenue, Maywood, and exist as an operational emergency back-up 911 Center; and

WHEREAS, the 2018/2019 Annual Budget for Maywood identifies the following fund sources to pay Maywood’s share of the Project Costs as set forth in the Conceptual Budget for the IKE 911 Center: (a) General Fund contribution of \$400,000.00; (b) Madison Street / Fifth Avenue TIF District Fund contribution of \$600,000.00; and (c) Roosevelt Road TIF District Fund contribution of \$600,000.00; and

WHEREAS, on December 19, 2018 the Village Board approved three (3) “surplus” TIF Fund ordinances, Ordinance No. CO-2018-54; Ordinance No. CO-2018-55, and Ordinance No. CO-2018-56, for use of certain TIF Funds from the Madison Street / Fifth Avenue TIF District, the Roosevelt Road TIF District and the St. Charles Road TIF District, to generate the approximate \$1,200,00.00 needed to fully fund the remaining portion of the Village Share of the Project. Under the 2018 Ordinances, the Village Board also approved the use of an escrow at Chicago Title Insurance Company to hold and pay out the Village’s funds and Broadview’s funds to pay for the cost of the IKE 911 Center (the “Escrow”); and

WHEREAS, based on the surpluses declared by the Village pursuant to Ordinance CO-2018-54 (Madison Street / Fifth Avenue TIF District), Ordinance CO-2018-55 (St. Charles Road TIF District) and Ordinance CO-2018-56 (Roosevelt Road TIF District), the Village was only able to fund \$842,742.88 into the Escrow due to the way surplus funds are re-allocated to various Village accounts due to automatic funding ordinances (e.g., bond escrow, police pension fund, firefighter pension fund, etc.); and

WHEREAS, the Corporate Authorities find it is necessary and essential to approve the use of \$456,018.72 of General Funds to pay an allocated portion of the IKE 911 Center Project Costs in order to adequately protect the health, welfare and safety of Maywood and its employees, residents, property owners, businesses and the public, to allow for the continuation of 911 dispatch services and the dispatched delivery of police and fire protection and emergency medical services from a state-of-the-art IKE 911 Center to: (a) Village residents, property owners, businesses and the public within Maywood's corporate boundaries; (b) private structures and buildings and private personal property located within Maywood's corporate boundaries; and (c) public structures and buildings, public personal property and public infrastructure improvements located within Maywood's corporate boundaries; and

WHEREAS, the Corporate Authorities authorize and direct Maywood's Village Manager to transfer \$456,018.72 of General Funds to the Escrow, which has been established to hold funds of Maywood and Broadview and to release such funds to pay the actual, incurred IKE 911 Center Project Costs in accordance with the provisions of the IGA and the Maywood-approved Escrow instructions; and

WHEREAS, the Corporate Authorities further approve the expenditure and release of such Maywood funds from the Escrow to pay the actual, incurred IKE 911 Center Project Costs in accordance with the provisions of the IGA and Maywood-approved Escrow instructions in order to complete the IKE 911 Center Project; and

WHEREAS, the Corporate Authorities of the Village of Maywood, a home rule Illinois municipality, are authorized to approve this Ordinance pursuant to Article VII, Section 10 of the Illinois Constitution of 1970, the Illinois Intergovernmental Cooperation Act (5 ILCS 220/1 *et seq.*), and the applicable provisions of the Illinois Municipal Code, including the Illinois Tax Increment Allocation Redevelopment Act (65 ILCS 5/11-74.4-1 *et seq.*).

BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF MAYWOOD, COOK COUNTY, ILLINOIS, AS FOLLOWS:

SECTION 1: Each of the above Whereas paragraphs of this Ordinance are incorporated by reference into this Section 1 as if fully set forth herein and are approved as part of this Ordinance.

SECTION 2: The President and Board of Trustees of the Village Maywood authorize the approval of the use of \$456,018.72 of General Funds to pay an allocated portion of the IKE 911 Center Project Costs.

SECTION 3: The President and Board of Trustees of the Village Maywood authorize and direct Maywood's Village Manager to transfer \$456,018.72 of General Funds to Chicago Title Insurance Company Joint Order Escrow No. 18016783LPC (the "Escrow"), which has been established to hold funds of Maywood and Broadview and to release such funds to pay the actual, incurred IKE 911 Center Project Costs in accordance with the provisions of the IGA and the Maywood-approved Escrow instructions.

SECTION 4: This Ordinance shall be in full force and effect from and after its adoption, approval and publication in pamphlet form as required by law.

ADOPTED this 7th day of May, 2019, pursuant to a roll call vote as follows:

AYES: Mayor Perkins, Trustee(s) H. Yarbrough, I. Brandon, A. Sanchez,
K. Wellington and M. Lightford

NAYS: None

ABSENT: Trustee Rivers

APPROVED by me as Village President, and attested to by the Village Clerk, on the 8th day of May, 2019.

Edwenna Perkins, Village President

ATTEST:

Viola Mims, Village Clerk

Published by me in pamphlet form this 8th day of May, 2019.

Viola Mims, Village Clerk

Exhibit "A"

**Conceptual Budget for IKE 911 Center
dated September 11, 2017 and prepared by FGM Architects**

(attached)

**PHASE 1: 911
Center**

Item	Construction Cost
A.	
New Addition	\$ 52,000.00
Sitework	\$ 858,000.00
New Addition	
Remodeled Areas	\$ 7,400.00
Demolition	\$ 258,400.00
Remodeling Work	
Clean Agent Fire Protection	
Sub-Total	\$ 1,176,000.00
Electrical Service	\$ 17,000.00
Remodeled Areas	\$ 230,000.00
New Electrical Service and Generator	\$ 247,000.00
Sub-Total	\$ 294,000.00
911 Center + Electrical Service Sub-Total	\$ 1,423,000.00
General Conditions (10%)	\$ 142,300.00
General Contractor Overhead and Profit (6%)	\$ 93,918.00
TOTAL CONSTRUCTION COST	\$ 1,659,218.00
Design and Construction Contingency (10%)	\$ 165,921.80
TOTAL CONSTRUCTION BUDGET	\$ 1,825,139.80
B. Allowances for Items to be Purchased by the Village	
Furniture and Equipment	\$ 20,000
Office Furniture, Files	\$ 161,000
Dispatch Furniture	\$ -
Computer Systems	\$ 1,000,000
Dispatch and Radio Equipment	\$ -
Maintenance/Janitorial Equipment	\$ -
Telephone System	\$ 15,000
Wireless Telephone Boosters/Amplifiers	\$ 5,000
Miscellaneous Equipment and Furnishings	\$ 1,201,000
Total Allowances for Items to be Purchased by the Village	\$ 1,201,000
C. Allowances for Items Fees and Soft Costs 23.4% of costs	
Architectural and Engineering Fees (8.5%)	\$ 136,324

Furnishings Design Fee	\$	5,850
Surveys & Soil Investigations	\$	3,510
Material Testing During Construction	\$	3,510
Building Commissioning	\$	7,020
Printing Costs	\$	1,170
Utility Company Charges (Electric, Gas, Telephone)	\$	1,170
Moving Costs	\$	-
Total Allowances for Fees and Soft Costs	\$	158,554
D. Owner's Contingency (23.4% of costs)	\$	24,085
E. TOTAL PHASE I BUDGET	\$	3,208,779

50/50 Split

\$ 1,604,389.50

The budget for the IKE 911 Center set forth above reflects a reasonable budget for the (shared) expenditures, pursuant to the terms of the IKE 911 Center IGA, for the build-out of the interior building addition (based on the current construction costs as of today's date) and the acquisition of the IKE 911 Center Equipment. This is a conservative budget based on expenditures "coming in at" costs lower than expected. Notwithstanding the foregoing, this budget should be re-evaluated after the shared expenditures are made and a "true-up" is completed to ensure that there are no windfalls or shortfalls. As such, the above is the best budget that can be completed as of today's date but remains subject to adjustments as outstanding costs are finalized.

STATE OF ILLINOIS)
) SS.
COUNTY OF COOK)

CLERK'S CERTIFICATE

I, Viola Mims, Clerk of the Village of Maywood, Cook County, Illinois, certify that the attached document is a true and correct copy now on file in my office, entitled:

ORDINANCE NO. 2019-18

**AN ORDINANCE APPROVING AND AUTHORIZING THE TRANSFER OF \$456,018.72 OF GENERAL FUNDS TO CHICAGO TITLE INSURANCE COMPANY JOINT ORDER CONSTRUCTION ESCROW NO. 18016783LPC ESTABLISHED TO HOLD AND RELEASE FUNDS TO PAY THE ACTUAL, INCURRED PROJECT COSTS FOR THE EISENHOWER EMERGENCY COMMUNICATION CENTER ("IKE 911 CENTER") AND APPROVING THE EXPENDITURE OF SUCH FUNDS TO PAY THE VILLAGE OF MAYWOOD'S ALLOCATED PORTION OF THE IKE 911 CENTER PROJECT
(Amount: \$456,018.72)**

which was passed by the Board of Trustees of the Village of Maywood at a Regular Meeting of the Board of Trustees held on the 7th day of May, 2019, at which meeting a quorum was present, and approved by the President of the Village of Maywood on the 7th day of May, 2019.

I further certify that the vote on the question of the passage of the said Ordinance by the Board of Trustees of the Village of Maywood was taken by the Ayes and Nays and recorded in the Journal of Proceedings of the Board of Trustees of the Village of Maywood, and that the result of the vote was as follows, to wit:

**AYES: Mayor Perkins, Trustee(s) H. Yarbrough, I. Brandon, A. Sanchez,
K. Wellington and M. Lightford**

NAYS: None

ABSENT: Trustee Rivers

I do further certify that the original Ordinance, of which the attached is a true copy, is entrusted to my care for safekeeping, and that I am the lawful keeper of the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Village of Maywood, this 8th day of May, 2019.

SEAL

Viola Mims, Village Clerk