

ORDINANCE NO. CO-2019-24

**AN ORDINANCE AUTHORIZING CERTAIN EXPENDITURES
FROM THE MADISON STREET / 5TH AVENUE TAX INCREMENT FINANCING
REDEVELOPMENT PROJECT AREA FUND TO PAY FOR
THE MAYWOOD 2019 ROADWAY IMPROVEMENTS PROJECT
AND AWARD OF CONTRACT TO LOW BIDDER – M&J ASPHALT PAVING CO., INC.
(Low Bid Contractor and Price: M&J Asphalt Paving Co., Inc.; \$938,554.00)**

WHEREAS, the President and Board of Trustees (the “Corporate Authorities”) of the Village of Maywood, Cook County, Illinois (the “Village”), in an effort to revitalize the Village’s local economy and provide for the comprehensive and coordinated development of an underutilized and blighted area within the Village, have adopted a redevelopment plan and project, designated a redevelopment project area, and adopted the use of tax increment financing (“TIF”) in accordance with the Illinois Tax Increment Allocation Redevelopment Act, 65 ILCS 5/11-74.4-1 *et seq.*, as amended (the “Act”), for the Madison Street / 5th Avenue Tax Increment Financing Redevelopment Project Area (the “Project Area”); and

WHEREAS, the Corporate Authorities have determined that, in order to encourage private investment and restore and enhance the tax base of the Village and affected taxing districts, certain blighting and adverse conditions within the Project Area must be removed, certain infrastructure improvements must be made, and the Project Area must be redeveloped; and

WHEREAS, the removal of blight and adverse conditions, the completion of infrastructure improvements and the redevelopment of the Project Area require the expenditure of redevelopment project costs as defined in the Act, as summarized in the Madison Street / 5th Avenue Tax Increment Financing Redevelopment Project and Plan (the “Plan”) by the Village; and

WHEREAS, under Ordinance No. CO-2013-12, approved at a public meeting on March 13, 2013, the Corporate Authorities extended the estimated date of completion of the Original Plan and Project, and the estimated date of the retirement of all obligations incurred to finance redevelopment project costs as defined by the Original Plan and Project, to December 31, 2020, subject to receipt of year 2020 incremental real estate tax revenues during calendar year 2021; and

WHEREAS, it is necessary to consider and approve the use of TIF Funds during calendar year 2019 to complete certain infrastructure improvement projects in order to stimulate reinvestment in the Project Area. The Corporate Authorities have identified and approved the completion of the following infrastructure improvement project(s) within the Project Area (collectively, the “Infrastructure Improvement Projects”), using TIF Funds to pay for such Infrastructure Improvement Projects, in whole or in part:

2019 Roadway Improvements Project. This Project consists of the following improvements as more fully described in the Village Engineer’s Memorandum dated July 2, 2019, and attached hereto as **Exhibit “A”**: Wilcox Street – 4th Avenue to 1st Avenue (using Madison Street TIF Funds); 2nd Avenue – Wilcox Street to Madison Street (using Madison Street TIF Funds); 2nd Avenue – Lexington Street to Bataan Drive (using MFT Funds and General Corporate Funds); 6th Avenue – Rice Street to Hugh Muir Lane (using MFT Funds and General Corporate Funds); and 8th Avenue – Chicago Avenue to Rice Street (using MFT Funds and General Corporate Funds); and

WHEREAS, based on a competitive bidding process, M&J Asphalt Paving Co., Inc. of Cicero, Illinois, was the lowest, responsive, qualified bidder, who submitted a bid to perform the Project work for an amount “not to exceed” Nine Hundred Thirty-Eight Thousand Five Hundred Fifty-Four and No/100 Dollars (\$938,554.00); and

WHEREAS, the Corporate Authorities find that it is desirable and in the best interests of the Village residents, property owners, businesses and the public to authorize and cause the expenditure of TIF Funds to complete the Project Improvements within the Project Area, which expenditures will be paid on or after the date of passage of this Ordinance (the “Expenditures”).

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

SECTION 1: Recitals. The statements set forth in the preambles of this Ordinance are found to be true and correct and are adopted as part of this Ordinance.

SECTION 2: Authority.

- (a) The Village is a duly constituted and organized home rule municipality, as described in Division 6 of Article VII of the Illinois Constitution of 1970, and, as such, may exercise any power and perform any function pertaining to its government and affairs including, but not limited to, the power to tax and incur debt.
- (b) This Ordinance is adopted in connection with implementing the Plan in accordance with the Act.
- (c) This Ordinance is a declaration of official intent under Treasury Regulation Section 1.150-2.

SECTION 3: Estimate of Expenditures.

- (a) The Village intends to incur Expenditures in connection with Maywood 2019 Roadway Improvements Project within the Plan and Project Area including, but not limited to, the following:
 - 1. Costs for the construction of the Project.
 - 2. Costs for professional services related to the Project, including but not limited to legal, zoning, redevelopment, consulting, architectural and engineering services, landscape architectural services, design guidelines, appraisals, surveys, market studies, traffic studies, and environmental and geotechnical services.
- (b) A Preliminary Estimate of Expenditures to be incurred and reimbursed, in connection with the Maywood 2019 Roadway Improvements Project, as provided by the Village Engineer and/or the Village Manager, is as follows:

2019 Roadway Improvements Project. Based on a competitive bidding process, M&J Asphalt Paving Co., Inc., the lowest, responsive, qualified

bidder, submitted a bid to perform the Project work for an amount “not to exceed” Nine Hundred Thirty-Eight Thousand Five Hundred Fifty-Four and No/100 Dollars (\$938,554.00); and

The Bid Opening Results and Recommendation, as set forth in a Memorandum dated July 2, 2019 and prepared by the Village Engineer for the Project, is attached hereto as Exhibit “A” and made a part hereof.

SECTION 4: Authorization of Expenditures; Award of Contract. The expenditure of funds from the TIF Fund is authorized up to the amounts set forth in Section 3, or such additional amounts necessary to complete any additional work related to the Project as subsequently approved or authorized by the Corporate Authorities. The President and Board of Trustees award the contract for the Project to M&J Asphalt Co., Inc., the lowest, responsive, qualified bidder, in an amount not to exceed Nine Hundred Thirty-Eight Thousand Five Hundred Fifty-Four and No/100 Dollars (\$938,554.00). The President and Board of Trustees of the Village of Maywood authorize the approval and execution of the Construction Agreement, a copy of which is incorporated herein by reference as Exhibit “A” and made a part hereof, for the purposes set forth in this Ordinance. The Board of Trustees further authorize and direct the Village President and the Village Clerk, or their designees, or the Village Manager, or his/her designee, to execute and deliver the final version of the Construction Agreement, which may contain certain non-substantive and non-financial modifications that are approved by the Village Attorney, and all other instruments and documents that are necessary to fulfill the Village’s obligations under the Construction Agreement. The President and Board of Trustees of the Village of Maywood further authorize the payment of all costs that are necessary to fulfill the Village’s obligations under the Construction Agreement. The Village Clerk, or his/her designee, shall transmit executed originals or certified copies of all documents, including the Construction Agreement, to all parties and agencies that are entitled to receive such documents, as required and directed by any other governmental oversight regulatory agency, in order to comply with the terms of the Construction Agreement.

SECTION 5: Public Inspection. This Ordinance shall be immediately available for inspection by the public at the office of the Village Clerk.

SECTION 6: Repealer. All ordinances, or parts of ordinances, in conflict with the provisions of this Ordinance, to the extent of such conflict, are repealed.

SECTION 7: Severability. Each section, paragraph, clause and provision of this Ordinance is separable, and if any provision is held unconstitutional or invalid for any reason, such decision shall not affect the remainder of this Ordinance, nor any part thereof, other than that part affected by such decision.

SECTION 8: Ratification. All actions of the Corporate Authorities, agents and employees of the Village that are in conformity with the purpose and intent of this Ordinance, whether taken before or after the adoption of this Ordinance, are ratified, confirmed and approved.

SECTION 9: Effective Date. 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 9th day of July, 2019, pursuant to a roll call vote as follows:

AYES: Mayor Perkins, Trustee I. Brandon, M. Jones, A. Sanchez, K. Wellington and N. Booker

NAYS: None

ABSENT: Trustee M. Lightford

APPROVED by me as Village President, and attested to by the Village Clerk, on the 10th day of July, 2019.

Edwenna Perkins, Village President

ATTEST:

Viola Mims, Village Clerk

Published by me in pamphlet form this 10th day of July, 2019.

Viola Mims, Village Clerk

Exhibit "A"

Bid Opening and Recommendation for the Project

Memorandum dated July 2, 2019

and prepared by the Village Engineer (Edwin Hancock Engineering Company)

(attached)

and

Construction Agreement with M&J Asphalt Paving Co, Inc.

(incorporated by reference)



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July 2, 2019

Mr. Willie Norfleet, Jr.
Village Manager
Village of Maywood
40 Madison Street
Maywood, Illinois 60153

Re: 2019 Roadway Improvements Project
Bid Opening Results and Recommendation

Dear Mr. Norfleet:

Proposals were received for the 2019 Roadway Improvements Project on July 2, 2019 at the Village Clerk's office. Seven (7) prospective bidders obtained plans and specifications for the project, with the Village receiving proposals from three (3) of the companies. A summary of the proposals received is as follows:

<u>CONTRACTOR</u>	<u>TOTAL BID</u>
M&J Asphalt Paving Co., Inc.	\$ 938,554.00
Triggi Construction, Inc.	\$ 990,193.00
Martam Construction, Inc.	\$ 1,209,685.00*
Engineer's Estimate	\$ 958,070.00

*indicates correction from "as-read" amount

The lowest responsive, responsible bidder for this project was M&J Asphalt Paving Co., Inc. of Cicero, Illinois. M&J Asphalt Paving Co., Inc. is a contractor that has completed work of similar scope recently within the Village of Maywood in 2017 as well as surrounding communities, including the Evergreen Park School District, City of Berwyn, and the Village of Bedford Park.

Additionally, this contract specifies goals for the use of Disadvantaged Business Enterprise (DBE) firms, which provides for contracting opportunities to small businesses owned and controlled by socially and economically disadvantaged individuals.

The project DBE goals were estimated at 10% for the project, as determined by the scope of work, various construction trades involved, and overall estimate of cost. The DBE Utilization Plan submitted by M&J Asphalt Paving Co., Inc. has been reviewed, and has met the stated contract DBE goal of 10%.

Edwin Hancock Engineering Company

9933 Roosevelt Road ♦ Westchester, IL 60154-2749 ♦ Phone: 708-865-0300 ♦ Fax: 708-865-1212 ♦ www.ehancock.com

Based on previous experience with this contractor, the interview of contractor and subcontractor supplied references from other communities, and the review of their current work under contract, we find that the contractor is qualified to complete the work specified. The contractor also maintains the capacity to complete the project within the specified completion date of September 30, 2019. We recommend that the Contract for the improvements be awarded to M&J Asphalt Paving Company, Inc., in the amount of Nine Hundred Thirty-Eight Thousand, Five Hundred Fifty-Four Dollars and no/100 (\$938,554.00).

The roadways to be improved consist of the following:

Wilcox Street – 4th Avenue to 1st Avenue

Approximately 800 linear feet of pavement will be reconstructed, including the intersection of 3rd Avenue. The pavement reconstruction will include the installation of a geotechnical stability grid, six-inches (6") of aggregate base course, and an eight-inch (8") thick finished Portland Cement Concrete pavement designed to carry industrial truck traffic loading.

2nd Avenue – Wilcox Street to Madison Street

Approximately 1,000 linear feet of pavement will be improved. 2nd Avenue from Wilcox Street to Legion Street will be reconstructed with a geotechnical stability grid, six-inches (6") of aggregate base course, and six-inches of hot-mix asphalt. 2nd Avenue from Legion Street to Madison Street will be patched full depth at certain locations and resurfaced with one-inch (1") of hot-mix asphalt leveling binder under two-inches (2") of hot-mix asphalt surface course. Intermittent concrete repairs will be performed, as needed for structural reasons or to maintain drainage.

An additional 1,000 linear feet of roadways are to be resurfaced with one-inch (1") of hot-mix asphalt leveling binder under two-inches (2") of hot-mix asphalt surface course, at the following locations:

*2nd Avenue - Lexington Street to Bataan Drive

*6th Avenue - Rice Street to Hugh Muir Lane

*8th Avenue - Chicago Avenue to Rice Street

The construction of the project will be funded through the Madison Street TIF, with the exception of the roadways indicated with an asterisk.

We have enclosed a copy of the complete bid tabulations for this project. We are also returning the original bids with a copy of this letter to the Village Clerk.

July 2, 2019
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If you should have any questions, please call our office at your convenience.

Respectfully submitted,

EDWIN HANCOCK ENGINEERING CO.

A handwritten signature in black ink, appearing to read "William O. Peterhansen", written over a horizontal line.

William Peterhansen, P.E., CFM

Enclosures

cc: Ms. Viola Mims, Village Clerk
Ms. Lanya Satchell, Director of Finance
Mr. John West, Director of Public Works

BID DATE & TIME, TUESDAY, JULY 02, 2019 @ 11:00 a.m.
PROJECT - MAYWOOD 2019 ROADWAY IMPROVEMENTS PROJECT

No.	Items	Unit	Quantity	Engineers Estimate of Construction Cost			M & J AsphaltPaving Co, Inc.		Triggi Construction Co, Inc.		Marlam Construction, Inc.	
				Unit Price	Total Cost	Unit Price	Total Cost	Unit Price	Total Cost	Unit Price	Total Cost	
1	Earth Excavation	CuYd	650	\$40.00	\$ 26,000.00	\$ 35.00	\$ 22,750.00	\$ 50.00	\$ 32,500.00	\$ 41.00	\$ 26,650.00	
2	Undercut Excavation	CuYd	250	35.00	8,750.00	35.00	8,750.00	35.00	8,750.00	41.00	10,250.00	
3	Porous Granular Embankment, 3"	CuYd	250	40.00	10,000.00	46.00	11,500.00	35.00	8,750.00	48.00	12,000.00	
4	Exploratory Excavation	Hour	5	500.00	2,500.00	25.00	125.00	25.00	125.00	310.00	1,550.00	
5	Removal and Disposal of Regulated Substances	CuYd	500	75.00	37,500.00	65.00	32,500.00	1.00	500.00	88.00	44,000.00	
6	Comb Curb & Gutter Removal	Foot	1,250	6.00	7,500.00	6.50	8,125.00	15.00	18,750.00	10.00	12,500.00	
7	Sidewalk Removal	SqFt	6,450	2.00	12,900.00	1.50	9,675.00	2.50	16,125.00	1.00	6,450.00	
8	Driveway Pavement Removal	SqYd	350	15.00	5,250.00	16.00	5,600.00	17.50	6,125.00	18.00	6,300.00	
9	Pavement Removal	SqYd	4,750	15.00	71,250.00	8.50	40,375.00	18.50	87,875.00	18.00	85,500.00	
10	HMA Surface Removal (Var Depth)	SqYd	5,000	6.00	30,000.00	4.50	22,500.00	4.50	22,500.00	5.20	26,000.00	
11	10" Dia. PVC Combined Sewer Pipe Replacement	Foot	73	200.00	14,600.00	575.00	41,975.00	200.00	14,600.00	550.00	40,150.00	
12	Sanitary Service Connection	Each	7	2,000.00	14,000.00	210.00	1,470.00	200.00	1,400.00	311.00	22,703.00	
13	6" Dia. PVC Sanitary Sewer Service Pipe	Foot	90	55.00	4,950.00	15.75	1,417.50	15.00	1,350.00	4,860.00	34,020.00	
14	10" Dia, DIP Storm Sewer Pipe	Foot	30	80.00	2,400.00	100.00	3,000.00	100.00	3,000.00	210.00	18,900.00	
15	12" Dia, DIP Storm Sewer Pipe	Foot	0	95.00	-	120.00	-	0.00	-	266.00	7,980.00	
16	8" Dia, PVC Storm Sewer Pipe	Foot	88	53.00	4,664.00	52.50	4,620.00	55.00	4,840.00	86.00	7,568.00	
17	10" Dia, PVC Storm Sewer Pipe	Foot	238	55.00	13,090.00	62.00	14,756.00	65.00	15,470.00	89.00	21,182.00	
18	12" Dia, PVC Storm Sewer Pipe	Foot	10	70.00	700.00	58.00	580.00	60.00	600.00	116.00	1,160.00	
19	Trench Backfill	CuYd	150	40.00	6,000.00	20.00	3,000.00	20.00	3,000.00	47.00	7,050.00	
20	Sanitary MH, Type A, 4' Dia, Ty1 Fr, CL	Each	3	4,000.00	12,000.00	6825.00	20,475.00	6500.00	19,500.00	4,660.00	13,980.00	
21	Sanitary MH, Type A, 5' Dia, Ty1 Fr, CL	Each	1	6,000.00	6,000.00	7350.00	7,350.00	7000.00	7,000.00	6,100.00	6,100.00	
22	Restricted Depth CB, 4' Dia, Ty1 Fr, Op	Each	5	4,500.00	22,500.00	4570.00	22,850.00	4350.00	21,750.00	3,610.00	18,050.00	
23	CB, Type A, 5' Dia, Ty1 Fr, CL	Each	1	6,000.00	6,000.00	4725.00	4,725.00	4500.00	4,500.00	4,860.00	4,860.00	
24	Storm MH, Type A, 4' Dia, Ty1 Fr, CL	Each	1	4,000.00	4,000.00	6825.00	6,825.00	6500.00	6,500.00	3,610.00	3,610.00	
25	Storm MH, Type A, 5' Dia, Ty1 Fr, CL	Each	0	6,000.00	-	8525.00	-	0.00	-	-	-	
26	Inset, Type A, Type 1 Frame, Open Lid	Each	7	1,500.00	10,500.00	1575.00	11,025.00	1500.00	10,500.00	1,360.00	9,520.00	
27	Connection to Existing Structure	Each	5	800.00	4,000.00	160.00	800.00	150.00	750.00	1,120.00	5,600.00	
28	Frames & Lids to be Adjusted	Each	17	500.00	8,500.00	475.00	8,075.00	450.00	7,650.00	580.00	9,860.00	
29	Structures to be Reconstructed	Each	4	1,750.00	7,000.00	2,415.00	9,660.00	2300.00	9,200.00	1,810.00	7,240.00	
30	Frames & Lids	Each	2	400.00	800.00	315.00	630.00	300.00	600.00	580.00	1,160.00	
31	Structure to be Removed	Each	2	400.00	800.00	55.00	110.00	50.00	100.00	350.00	700.00	
32	Water Serv Boxes & Valve Boxes to be Adjusted	Each	1	300.00	300.00	80.00	80.00	75.00	75.00	240.00	240.00	
33	Fire Hydrant and Auxiliary Valve to be Replaced	Each	2	10,000.00	20,000.00	8925.00	17,850.00	8500.00	17,000.00	9,880.00	19,760.00	
34	Comb Conc C&G, Ty B-6.12 (Modified)	Foot	1,250	25.00	31,250.00	29.00	36,250.00	30.00	37,500.00	29.00	36,250.00	
35	Conc Curb, Ty B-6	Foot	125	30.00	3,750.00	31.00	3,875.00	35.00	4,375.00	29.00	3,625.00	
36	PCG Sidewalk, 5"	SqFt	6,450	6.50	41,925.00	6.20	39,990.00	6.00	38,700.00	8.00	51,600.00	
37	Detectable Warnings	SqFt	400	35.00	14,000.00	28.00	11,200.00	25.00	10,000.00	24.00	9,600.00	
38	PCG Driveway Pavement, 7"	SqYd	350	55.00	19,250.00	65.00	22,750.00	60.00	21,000.00	62.00	21,700.00	

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 of the Ordinance now on file in my office, entitled:

ORDINANCE NO. CO-2019-24

**AN ORDINANCE AUTHORIZING CERTAIN EXPENDITURES
FROM THE MADISON STREET / 5TH AVENUE TAX INCREMENT FINANCING
REDEVELOPMENT PROJECT AREA FUND TO PAY FOR
THE MAYWOOD 2019 ALLEY AND ROADWAY IMPROVEMENTS PROJECT
AND AWARD OF CONTRACT TO LOW BIDDER – M&J ASPHALT PAVING CO., INC.
(Low Bid Contractor and Price: M&J Asphalt Paving Co, Inc.; \$938,554.00)**

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 9th day of July, 2019, at which meeting a quorum was present, and approved by the President of the Village of Maywood on the 10th day of July, 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 I. Brandon, M. Jones, A. Sanchez, K. Wellington and N. Booker

NAYS: None

ABSENT: Trustee M. Lightford

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 10th day of July, 2019.

SEAL

Viola Mims, Village Clerk