

**WILL COUNTY BOARD**  
**PUBLIC WORKS AND TRANSPORTATION**  
**COMMITTEE MEETING MINUTES**

**August 4, 2009**

Will County Office Building  
County Board Room  
302 North Chicago Street  
Joliet, IL 60432  
**8:30 a.m.**

**CALL TO ORDER**

Mr. Bilotta called the meeting to order at 8:37 a.m.

**ROLL CALL**

**Present were Members:** Babich, Weigel, Winfrey and Bilotta.

**Absent were Members:** Singer, Goodson and Wisniewski.

**Also Present:**

**Present from State's Attorney's Office:** M. Manning and M. Bedan.

**PLEDGE OF ALLEGIANCE**

Mr. Bedan led the Pledge of Allegiance.

**APPROVAL OF MINUTES**

A motion was made by Mr. Weigel, second by Mr. Babich, to approve the minutes from the July 7, 2009 meeting. On a roll call vote, Babich, Weigel, Winfrey and Bilotta voting yes.

MOTION CARRIES.

A motion was made by Mr. Babich, second by Ms. Winfrey, to approve the executive session minutes from the July 7, 2009 meeting. All in favor.

MOTION CARRIES.

**OLD BUSINESS**

**NEW BUSINESS**

**RESOLUTIONS TO BE RECOMMENDED TO COUNTY BOARD**

1. Resolution Confirming Award of Contract to Iroquois Paving Corporation (\$728,696.00) – Let on July 15, 2009 – CH 23 (Pauling Road) from IL Route 50 to the Crete Township Line, Section 09-00054-07-GM & 09-00096-03-GM, County Board District #1

Motion by Mr. Weigel, second by Ms. Winfrey. All in favor.

MOTION CARRIES.

2. Resolution for Improvements by County under the IL Highway Code, CH 23 (Pauling Road) from IL Route 50 to the Crete Township Line, Section 09-00054-07-GM & 09-00096-03-GM, County Board District #1, Using County's allotment of MFT funds (\$750,000.00)

Motion by Mr. Babich, second by Ms. Winfrey. All in favor. MOTION CARRIES.

3. Resolution Confirming Award of Contract to "D" Construction, Inc. (321,319.50) – Let July 22, 2009 – Various County Highways Pipe Culverts, Section 09-00000-04-GM, All County Board Districts, Using County's allotment of County Highway Tax funds (321,319.50)

Motion by Mr. Weigel, second by Mr. Babich. All in favor. MOTION CARRIES.

4. Resolution Supplemental #3 for Preliminary Design Engineering Services (Phase I) by County Under the IL Highway Code for CH 17 (Arsenal Road) relocation of a full-access interchange for Arsenal Road with I-55, Section 00-00117-11-GS, County Board District #6, Using County's CenterPoint escrow account (\$213,048.00)

Mr. Gould stated none of this funding comes out of county funds; we are a pass through for this. This is state and CenterPoint escrow money.

Motion by Mr. Weigel, second by Ms. Winfrey. All in favor. MOTION CARRIES.

5. Resolution Authorizing the Will County's State's Attorney's Office to Proceed with a Condemnation Case Regarding the County's County Highway 37 (143<sup>rd</sup> Street) (Bell Road to Will Cook Road) Project, Parcel 0007

This item was discussed in executive session.

6. Resolution Authorizing Approval of Professional Services Supplemental Agreement for (Phase I) Design Engineering Services with Willett, Hofmann & Associates, Inc., for structure rehabilitation and appurtenant work thereto on CH 56 (Black Road), Section 04-00069-18-BR, County Board Districts #5 and 6

Mr. Gould indicated we are taking of the deck and putting on a new deck. This is a federally funded project; 80% from the federal government.

Motion by Mr. Babich, second by Ms. Winfrey. All in favor. MOTION CARRIES.

7. Resolution Authorizing Approval of an IDOT – County Joint Agreement for the improvements to the intersection of CH 49 (Exchange Street) at IL Route 1 (Dixie Highway), Section 09-00086-15-TL, County Board District #1, Using County's allotment of County Highway Tax funds (\$13,800.00)

Motion by Mr. Babich, second by Mr. Weigel. All in favor. MOTION CARRIES.

8. Resolution Authorizing Approval of an IDOT – County Joint Agreement for the improvements to the intersections of IL Route 7 at CH 4 (Cedar Road) and at CH 16 (Bell Road – West), Section 09-00056-17-TL, County Board District #7, Using County's allotment of County Highway Tax funds (\$8,625.00)

Motion by Ms. Winfrey, second by Mr. Weigel. All in favor. MOTION CARRIES.

9. Resolution Confirming Award of Purchase to Rahn Equipment Company (\$56,388.00) – Let on July 29, 2009 – Three (3) Diesel Fuel Fired Portable Asphalt Heating Units, Current Model Year

Mr. Gould stated these units will keep the asphalt heated for an extended period of time as they go out to various roads in the county. There is one for each location – Caton Farm Road; Laraway Road; and Monee.

Motion by Mr. Babich, second by Ms. Winfrey. All in favor. MOTION CARRIES.

**Other Business**

**COUNTY ENGINEER DISCUSSION**

Mr. Gould indicated there will be a bid letting Wednesday morning of the intersection of Laraway Road and Wolf Road for paving. We are tying this project into when we signalize the intersection; because of the time frame, we will lose 6 weeks if we wait to go to the County Board meeting in September. He is requesting 2 resolutions to be heard at Executive committee.

Mr. Bilotta asked what the time frame is for the signalization.

Mr. Gould answered we hope to have it done this winter. He advised the committee the patching contract with D Construction is completed; it is in the monthly reports. They were 7 weeks ahead of schedule.

**STATE'S ATTORNEY DISCUSSION – Bonds v. Letter of Credit**

Ms. Manning stated as of January 1, 2002, the statute that provides how work is going to be secured was changed; the county cannot require contractors to use a letter of credit. The developer can use a cash bond, letter of credit, surety bond or letter of commitment issued by a bank; as long as they put up any of those, it is sufficient. The main difference is the letter of credit is a 2 party agreement between the contractor and the issuing bank; the county is a third party beneficiary. With the surety bond, it is a 3 party agreement with the county, the contractor and the surety company.

Mr. Bilotta indicated this was not an issue over the last 5 or 6 years; in light of the economy, banks now have different requirements for a letter of credit. According to the law, we cannot say no to the bonds; he suggested leaving everything the way it is.

Mr. Gould questioned because we contradict the state law do we need to go to County Board for a variance.

Ms. Manning replied it would be prudent to change the ordinance to mirror state law.

Mr. Bilotta commented he hopes contractors use the letter of credit, but if they ask to use the bond we have to allow that.

Mr. Gould commented in the future as we are making changes to our ordinance, we could revise it to show that – we do not see any reason to do so at this time.

Ms. Manning indicated we had the same issue at the Land Use Department; we included new language the last time we revised the ordinance.

**MONTHLY WORK REPORTS – Attached**

**AUDIENCE COMMENTS**

Mr. Ryan stated we have been working with JADA and Prologics (sp) on the final transfer of some property adjacent to the Prologics development. We will be bringing that further in September.

Mr. Gould indicated we met a couple of weeks ago and they laid out the location of the property that they were looking at transferring. It looks sufficient for our needs; it is a good location and will serve our purpose well.

**REPORTS BY COMMITTEE MEMBERS**

**ANNOUNCEMENTS BY THE CHAIRMAN**

Mr. Bilotta thanked D Construction for getting the patching job done in a timely fashion. He commented that Kesti Susinskas is no longer with V3 and wished him well.

**EXECUTIVE SESSION**

Mr. Bilotta stated an executive session was necessary to discuss right of way acquisition.

A motion was made by Mr. Babich, second by Ms. Winfrey, to go into executive session at 8:57 a.m. to discuss right of way acquisition. On a roll call vote, Babich, Weigel, Winfrey and Bilotta voting yes. MOTION CARRIES.

Mr. Bilotta announced they were now in executive session.

A motion was made by Mr. Babich, second by Mr. Weigel, to come out of executive session at 9:15 a.m. On a roll call vote, Babich, Weigel, Winfrey and Bilotta voting yes.

MOTION CARRIES.

5. Resolution Authorizing the Will County's State's Attorney's Office to Proceed with a Condemnation Case Regarding the County's County Highway 37 (143<sup>rd</sup> Street) (Bell Road to Will Cook Road) Project, Parcel 0007  
Motion by Mr. Weigel, second by Ms. Winfrey. All in favor. MOTION CARRIES.

**ADJOURNMENT**

A motion was made by Mr. Weigel, second by Mr. Babich, to adjourn the meeting at 9:16 a.m. All in favor. MOTION CARRIES.