

ORDINANCE NO. CO-2019-15

**AN ORDINANCE AUTHORIZING CERTAIN EXPENDITURES
FROM THE MADISON STREET / FIFTH AVENUE TAX INCREMENT FINANCING
REDEVELOPMENT PROJECT AREA FUND TO PAY FOR REMOVAL AND DISPOSAL
OF CONSTRUCTION DEBRIS FROM THE VILLAGE'S TRANSFER YARD
BY AMERICAN RECYCLING & DISPOSAL, LLC**

(Project Cost: Not To Exceed \$25,566.00)

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 / Fifth 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 / Fifth 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 improvement project(s) within the Project Area (the "Improvement Project"), using TIF Funds to pay for such Improvement Project(s), in whole or in part:

Removal and Disposal of Construction Debris Project. This project (the "Project") involves the removal and disposal of construction debris, including clean dirt, clean concrete, asphalt and stone, from the Village's transfer yard located at 2nd Avenue and Wilcox Street. The Village previously approved the removal of fifty (50) loads of materials by American Recycling & Disposal, LLC in an amount not to exceed Twenty-Three Thousand Seven Hundred Fifty and 00/100 Dollars (\$23,750.00). To date, the Project has reached ninety-nine (99) loads. The cost of the additional forty-nine (49)

loads completed by American Recycling & Disposal, LLC is Twenty-Five Thousand Five Hundred Sixty-Six and 00/100 Dollars (\$25,566.00); and

WHEREAS, it is desirable and in the best interests of the Village and its residents, property owners, businesses and the public for the Corporate Authorities to authorize the expenditure of TIF Funds in the completion of the Improvement Project(s) within the Project Area, which expenditures will be paid on or after the date of passage of this Ordinance (the "Expenditures") with a waiver of the bidding process so that American Recycling & Disposal, LLC can complete the Project.

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 the Improvement Project within the Plan and Project Area, including, but not limited to, the following:
 - 1. 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.
 - 2. Costs for removal and disposal of construction debris.
- B. The Invoices and Contract Proposal (the "Contract") from American Recycling & Disposal, LLC, which sets forth the costs of the work incurred and to be reimbursed, consisting of the removal and disposal of construction debris (clean dirt, clean concrete, asphalt and stone) in an amount not to exceed Twenty-Five Thousand Five Hundred Sixty-Six and 00/100 Dollars (\$25,566.00), is attached hereto as **Exhibit "A"** and made a part hereof.
- C. A waiver of the competitive bidding process is approved for this Contract because the extra Project cost exceeds Twenty Thousand Dollars (\$20,000.00), which is the bidding threshold in the Village Procurement Ordinance (Section 36.08 of the Maywood Village Code), and it

is recommended by Village staff that American Recycling & Disposal, LLC complete the Project.

SECTION 4: Authorization of Expenditures. 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 of the specified Project work as subsequently approved or authorized by the Corporate Authorities.

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 7th day of May, 2019, based on an affirmative vote of two-thirds (2/3rds) of the Corporate Authorities 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"

**Invoices and Contract Proposal from
American Recycling & Disposal, LLC**

(attached)



**AMERICAN RECYCLING
& DISPOSAL LLC**

November 9, 2018

Village of Maywood
40 Madison St.
Maywood, IL 60153

Attn: Mr. John West
Public Works Director

Dear Sir,

Per your inquiry, please consider our proposal for removal of the spoil pile located at 2nd Ave. & Wilcox St. , Maywood.

All material will be loaded on a semi-dump trailer which will hold approximately 21 tons (42,000 lbs). This price includes disposal at an Illinois Environmental Protection Agency licensed CCDD disposal facility, loading, and transportation.

Total cost per load **\$475.00**

This price is only valid if the spoils are not contaminated with material deemed regulated by the Environmental Protection Agency.

Thank you for the opportunity to present this proposal.

Sincerely,

William J. Vajdik
Operations Manager



**AMERICAN RECYCLING
& DISPOSAL**

2100 W. Madison St.
Unit A
Maywood, IL 60153
Phone # 630-506-8877
Fax # 888-807-7441
AmericanRD@gmail.com

Invoice

Date	Invoice #
3/21/2019	21360

Bill To
Village of Maywood 40 East Madison Maywood, IL 60153 Attn: Lanya Satchell

Job Address
2nd & Wilcox Maywood, IL

P.O. No.	Terms	Due Date
Mr. West	Net 30	4/20/2019

Serviced	Description	Quantity	Unit	Rate	Amount
2/1/2019	Laboratory Analysis	1	Test	2,291.00	2,291.00
3/13/2019	Ticket #43739	1	Load	475.00	475.00
3/13/2019	Ticket #33830	1	Load	475.00	475.00
3/13/2019	Ticket #33831	1	Load	475.00	475.00
3/13/2019	Ticket #33832	1	Load	475.00	475.00
3/13/2019	Ticket #33834	1	Load	475.00	475.00
3/13/2019	Ticket #33835	1	Load	475.00	475.00
3/13/2019	Ticket #33836	1	Load	475.00	475.00
3/13/2019	Ticket #33838	1	Load	475.00	475.00
3/13/2019	Ticket #33839	1	Load	475.00	475.00
3/13/2019	Ticket #33840	1	Load	475.00	475.00
3/14/2019	Ticket #33841	1	Load	475.00	475.00
3/14/2019	Ticket #33842	1	Load	475.00	475.00
3/14/2019	Ticket #33843	1	Load	475.00	475.00
3/20/2019	Ticket #33844	1	Load	475.00	475.00
3/20/2019	Ticket #33845	1	Load	475.00	475.00
3/20/2019	Ticket #33846	1	Load	475.00	475.00
3/20/2019	Ticket #33847	1	Load	475.00	475.00
3/20/2019	Ticket #33848	1	Load	475.00	475.00
3/20/2019	Ticket #33849	1	Load	475.00	475.00
3/20/2019	Ticket #33850	1	Load	475.00	475.00
3/20/2019	Ticket #33851	1	Load	475.00	475.00
3/20/2019	Ticket #33852	1	Load	475.00	475.00
3/20/2019	Ticket #33853	1	Load	475.00	475.00
3/20/2019	Ticket #33854	1	Load	475.00	475.00
3/20/2019	Ticket #33855	1	Load	475.00	475.00
3/20/2019	Ticket #33856	1	Load	475.00	475.00
Total				Balance Due	



**AMERICAN RECYCLING
& DISPOSAL**

2100 W. Madison St.
Unit A
Maywood, IL 60153
Phone # 630-506-8977
Fax # 888-807-7441
AmericanRD@gmail.com

Invoice

Date	Invoice #
3/21/2019	21360

Bill To
Village of Maywood 40 East Madison Maywood, IL 60153 Attn: Lanya Satchell

Job Address
2nd & Wilcox Maywood, IL

P.O. No.	Terms	Due Date
Mr. West	Net 30	4/20/2019

Serviced	Description	Quantity	Unit	Rate	Amount
3/20/2019	Ticket #33857	1	Load	475.00	475.00
3/20/2019	Ticket #33858	1	Load	475.00	475.00
3/20/2019	Ticket #33859	1	Load	475.00	475.00
3/20/2019	Ticket #33860	1	Load	475.00	475.00
3/20/2019	Ticket #33861	1	Load	475.00	475.00
3/20/2019	Ticket #33862	1	Load	475.00	475.00
3/20/2019	Ticket #33863	1	Load	475.00	475.00
3/20/2019	Ticket #33864	1	Load	475.00	475.00
3/20/2019	Ticket #33865	1	Load	475.00	475.00
3/20/2019	Ticket #33866	1	Load	475.00	475.00
3/20/2019	Ticket #33867	1	Load	475.00	475.00
3/20/2019	Ticket #33868	1	Load	475.00	475.00
3/20/2019	Ticket #33869	1	Load	475.00	475.00
3/20/2019	Ticket #33870	1	Load	475.00	475.00
3/21/2019	Ticket #33871	1	Load	475.00	475.00
3/21/2019	Ticket #33872	1	Load	475.00	475.00
3/21/2019	Ticket #43873	1	Load	475.00	475.00
3/21/2019	Ticket #43874	1	Load	475.00	475.00
3/21/2019	Ticket #43875	1	Load	475.00	475.00
3/21/2019	Ticket #33876	1	Load	475.00	475.00
3/21/2019	Ticket #33877	1	Load	475.00	475.00
3/21/2019	Ticket #33878	1	Load	475.00	475.00
3/21/2019	Ticket #33879	1	Load	475.00	475.00
3/21/2019	Ticket #33880	1	Load	475.00	475.00
3/21/2019	Ticket #33881	1	Load	475.00	475.00
3/21/2019	Ticket #33882	1	Load	475.00	475.00
3/21/2019	Ticket #33883	1	Load	475.00	475.00
Total				Balance Due	



**AMERICAN RECYCLING
& DISPOSAL**

2100 W. Madison St.
Unit A
Maywood, IL 60153
Phone # 630-506-9977
Fax # 888-607-7441
AmericanRD@gmail.com

Invoice

Date	Invoice #
3/21/2019	21360

Bill To
Village of Maywood 40 East Madison Maywood, IL 60153 Attn: Lanya Satchell

Job Address
2nd & Wilcox Maywood, IL

P.O. No.	Terms	Due Date
Mr. West	Net 30	4/20/2019

Serviced	Description	Quantity	Unit	Rate	Amount
3/21/2019	Ticket #33884	1	Load	475.00	475.00
3/21/2019	Ticket #33885	1	Load	475.00	475.00
3/21/2019	Ticket #33886	1	Load	475.00	475.00
3/21/2019	Ticket #33887	1	Load	475.00	475.00
3/21/2019	Ticket #33888	1	Load	475.00	475.00
3/21/2019	Ticket #33889	1	Load	475.00	475.00
3/21/2019	Ticket #33890	1	Load	475.00	475.00
3/21/2019	Ticket #33891	1	Load	475.00	475.00
3/21/2019	Ticket #33892	1	Load	475.00	475.00
3/21/2019	Ticket #33893	1	Load	475.00	475.00
3/21/2019	Ticket #33894	1	Load	475.00	475.00
3/21/2019	Ticket #33895	1	Load	475.00	475.00
3/21/2019	Ticket #33896	1	Load	475.00	475.00

RECOMMENDED TO BE PAID
 DATE: 4.8.19
 DEPT HEAD: [Signature]
 EXPENSE ACCT: Madison TIF
 PO#

Total	\$33,641.00	Balance Due	\$33,641.00
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2100 W. Madison St.
Unit A
Maywood, IL 60153
Phone # 890-608-9977
Fax # 888-607-7441
AmericanRD@gmail.com

Invoice

Date	Invoice #
3/27/2019	21402

Bill To
Village of Maywood 40 East Madison Maywood, IL 60153 Attn: Lanya Satchell

Job Address
2nd & Wilcox Maywood, IL

P.O. No.	Terms	Due Date
	Net 30	4/28/2019

Serviced	Description	Quantity	Unit	Rate	Amount
3/22/2019	Ticket #33897	1	Load	475.00	475.00
3/22/2019	Ticket #33898	1	Load	475.00	475.00
3/22/2019	Ticket #33899	1	Load	475.00	475.00
3/22/2019	Ticket #33900	1	Load	475.00	475.00
3/22/2019	Ticket #33903	1	Load	475.00	475.00
3/22/2019	Ticket #33819	1	Load	475.00	475.00
3/22/2019	Ticket #33828	1	Load	475.00	475.00
3/22/2019	Ticket #33829	1	Load	475.00	475.00
3/22/2019	Ticket #38963	1	Load	475.00	475.00
3/22/2019	Ticket #34807	1	Load	475.00	475.00
3/22/2019	Ticket #34808	1	Load	475.00	475.00
3/22/2019	Ticket #34809	1	Load	475.00	475.00
3/22/2019	Ticket #34810	1	Load	475.00	475.00
3/22/2019	Ticket #34811	1	Load	475.00	475.00
3/22/2019	Ticket #34812	1	Load	475.00	475.00
3/22/2019	Ticket #34813	1	Load	475.00	475.00
3/22/2019	Ticket #34814	1	Load	475.00	475.00
3/22/2019	Ticket #34815	1	Load	475.00	475.00
3/22/2019	Ticket #34816	1	Load	475.00	475.00
3/22/2019	Ticket #34817	1	Load	475.00	475.00
3/22/2019	Ticket #34818	1	Load	475.00	475.00
3/22/2019	Ticket #34819	1	Load	475.00	475.00
3/22/2019	Ticket #34820	1	Load	475.00	475.00
3/22/2019	Ticket #34821	1	Load	475.00	475.00
3/22/2019	Ticket #34822	1	Load	475.00	475.00
3/22/2019	Ticket #34823	1	Load	475.00	475.00
3/22/2019	Ticket #34824	1	Load	475.00	475.00
Total			Balance Due		



**AMERICAN RECYCLING
& DISPOSAL**

2100 W. Madison St.
Unit A
Maywood, IL 60153
Phone # 630-608-9977
Fax # 688-607-7441
AmericanRD@gmail.com

Invoice

Date	Invoice #
3/27/2019	21402

Bill To
Village of Maywood 40 East Madison Maywood, IL 60153 Attn: Lanya Satchell

Job Address
2nd & Wilcox Maywood, IL

P.O. No.	Terms	Due Date
	Net 30	4/26/2019

Serviced	Description	Quantity	Unit	Rate	Amount
3/22/2019	Ticket #34825	1	Load	475.00	475.00
3/22/2019	Ticket #34826	1	Load	475.00	475.00
3/22/2019	Ticket #34827	1	Load	475.00	475.00
3/22/2019	Ticket #34828	1	Load	475.00	475.00
3/22/2019	Ticket #34829	1	Load	475.00	475.00
3/22/2019	Ticket #34830	1	Load	475.00	475.00

RECOMMENDED TO BE PAID
 DATE: 4.8.19
 DEPT HEAD: [Signature]
 EXPENSE ACCT: [Signature]
 PO#

Total	\$15,675.00	Balance Due	\$15,675.00
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STATE OF ILLINOIS)
)SS.
COUNTY OF COOK)

CLERK'S CERTIFICATE

I, Viola Mims, the duly elected, qualified and acting Village 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-2019-15

AN ORDINANCE AUTHORIZING CERTAIN EXPENDITURES
FROM THE MADISON STREET / FIFTH AVENUE TAX INCREMENT FINANCING
REDEVELOPMENT PROJECT AREA FUND TO PAY FOR REMOVAL AND DISPOSAL
OF CONSTRUCTION DEBRIS FROM THE VILLAGE'S TRANSFER YARD
BY AMERICAN RECYCLING & DISPOSAL, LLC

(Project Cost: Not To Exceed \$25,566.00)

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 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.

By: _____
Viola Mims, Village Clerk

SEAL