

Village of
Elwood IL, USA

MEMORANDUM

TO: Doug Jenco, Village President
Village Board of Trustees

FROM: Marian T. Gibson, Village Administrator *M.T.G.*

RE: Building Code Amendment

DATE: January 31, 2018

Background

On June 21, 2017, the Village Board deemed that it was in the best interest of the Village to revise the Uniform Building Code to repeal the provisions requiring automatic fire sprinkler systems for newly built one and two-family dwellings. In doing so, there are additional amendments to the codes to be made. Richard A. Piccolo, President of B & F Technical Code Services, Inc., will give a presentation February 7, 2018, at the Village Board meeting concerning the amendments to be made. The Village has met with the Fire District to coordinate these revisions.

Recommendation

Staff recommends Village Board review the attached proposed revisions to the building code and consider them at the next Village Board meeting on March 7, 2018.

Previous Action

N/A

Budgeted Amount

N/A

Attachments

Proposed Revisions to the Building Code

ORDINANCE _____

**AN ORDINANCE AMENDING THE VILLAGE OF ELWOOD CODE OF
ORDINANCES WITH RESPECT TO THE VILLAGE BUILDING CODE**

**PASSED AND APPROVED BY
THE PRESIDENT AND BOARD OF TRUSTEES
THE _____ DAY OF _____, 2018**

Published in pamphlet form by
authority of the corporate
authorities of the Village of
Elwood, Illinois
The _____ day of _____, 2018

ORDINANCE NO. _____

**AN ORDINANCE AMENDING THE VILLAGE OF ELWOOD CODE OF
ORDINANCES WITH RESPECT TO THE VILLAGE BUILDING CODE**

WHEREAS, the Village of Elwood is a home-rule municipal corporation; and,

WHEREAS, it is in the best interest of the Village to make certain modifications to the Village Building Code.

NOW, THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF ELWOOD, WILL COUNTY, ILLINOIS, IN THE EXERCISE OF ITS HOME-RULE, STATUTORY, AND OTHER AUTHORITY AS FOLLOWS:

Section 1. Amendment. “Chapter 153: Building Code” of the Village of Elwood Code of Ordinances be and is hereby amended as set forth on Exhibit “A” attached hereto and incorporated herein.

Section 2. Severability. If any section, paragraph, clause or provision of this Ordinance is held invalid, the invalidity of such section, paragraph, clause or provision shall not affect any of the other provisions of this Ordinance.

Section 3. Repealer. All ordinances, resolutions, orders or parts thereof, which conflict with the provisions of this Ordinance, is to the extent of such conflict, hereby repealed.

Section 4. Effective Date. This Ordinance shall be in full force and effect after its passage, approval, and publication in pamphlet form.

PASSED by the Board of Trustees of the Village of Elwood, Will County, Illinois, this _____ day of _____, 2018, by the following roll call vote:

NAME	AYE	NAY	ABSENT	ABSTAIN
Trustee Jasen Melahn	_____	_____	_____	_____
Trustee Don LaPaglia	_____	_____	_____	_____
Trustee Mary Matichak	_____	_____	_____	_____
Trustee Dean Lowrance	_____	_____	_____	_____
Trustee Darryl P. Lab	_____	_____	_____	_____

APPROVED by _____, as Village President of the Board of Trustees of the Village of Elwood, Will County, Illinois on this _____ day of _____, 2018.

Doug Jenco
Village President

(Seal)

Attest:

Julie Friebel
Village Clerk

EXHIBIT “A”

153.35. INCORPORATION

That the preambles to this Ordinance be and the same hereby are, incorporated herein by this reference as if set out in full at this place.

153.36. RULES OF CONSTRUCTION

The language of this Ordinance shall be interpreted in accordance with the following rules of construction:

- A. The singular number includes the plural number includes the singular;
- B. The word “shall” is mandatory; the word “may” is permissive; and
- C. The masculine gender includes the feminine and neuter.

153.37. DEFINITIONS.

- A. Whenever the word “municipality” is used in this code, it means the Village of Elwood.
- B. Whenever the term “code official”, “authority having jurisdiction”, or “fire prevention bureau” is used in this code, it means the Building Inspector of the Building Department or Fire Chief of the Elwood Fire Protection District..
- C. Whenever the term “department of building inspection” is used in this code, it means the Building Department of the Village of Elwood.
- D. Whenever the term “structure” or “building” is used in this code it shall have the same meaning as defined in the ICC International Building Code – 2015 Edition.
- E. Whenever the word “District” is referred to in this code it shall mean the Elwood Fire Protection District.

153.38. SHORT TITLE

This Ordinance shall be known and cited as the “Building Code” and will be referred to in this Ordinance as “the code” or the “building code.”

153.39. ADOPTION OF CODES.

That the codes described and as set forth below in this section 5, three (3) copies of which are on file in the office of the Village Clerk, of the Village of Elwood, are hereby adopted as the Building Code of the Village of Elwood, in the State of Illinois, for the control of buildings and structures as herein provided; and each and all of the regulations, provisions, penalties, conditions and terms of said Codes are hereby referred to, adopted and made a part hereof, as if fully set out in this ordinance with the additions, insertions, deletions and changes, if any, prescribed in this Ordinance, excepting there from any conflict with the Village of Elwood fee schedule ordinance. The following Codes are adopted:

EXHIBIT "A"

1. International Building Code	2018 Edition
2. International Residential Code	2018 Edition
3. International Mechanical Code	2018 Edition
4. International Fuel Gas Code	2018 Edition
5. National Electric Code	2017 Edition
5. Illinois Plumbing Code	2014 Edition
6. International Property Maintenance Code	2018 Edition
7. International Fire Code	2018 Edition
8. Illinois Accessibility Code	1997 Edition
9. NFPA 101 Life safety Code	2015 Edition
10. International Urban-Wildland Interface Code	2018 Edition
11. International Existing Building Code	2018 Edition
12. International Energy Conservation Code	2015 Edition
13. International Swimming Pool and Spa Code	2018 Edition

Code conflicts: When there is conflict between one of the adopted codes, the stricter of the code requirements shall apply.

153.40. STREET NUMBERS

- A. Required: All lots, buildings and structures within the corporate limits of the Village shall be assigned a street number in accordance with the numbering system established by the Building Department and the Ordinances of the Elwood Code.
- B. Size and Type: Street numbers shall be not less than five inches (5") in height and be in a contrasting color from the structure. Street numbers shall not be in script.
- C. Location:
 1. No person shall, prior to the start of construction of any structure on vacant land, fail to post in a prominent location visible from the adjoining street the temporary assigned street number for that property.
 2. No person shall occupy any structure unless the assigned street number is mounted on the structure next to the front entrance in a prominent location and visible from the adjoining street. If that location is not readily visible from the adjoining street, the number shall be placed elsewhere in close proximity to the front entrance where it is not obstructed.
 3. The street number of multiple tenant buildings with common entrances shall be placed in a prominent location in proximity to the adjoining street or parking area. Each tenant space shall have the numbers or letters assigned to that unit posted on the door of that unit.

153.41. ADDITIONS, INSERTIONS, DELETIONS AND CHANGES TO THE INTERNATIONAL BUILDING CODE

EXHIBIT "A"

Chapter 1: Administration

The following sections are hereby revised as follows:

Section 101.1 Insert: "Village of Elwood"

Section 105.8 The following language shall be inserted as a separate Section 105.8
Mud on Street: The owner or contractor is responsible for all delivery trucks doing damage to public property. Mud deposited on the streets must be cleaned immediately. All lots shall be kept clean of all construction debris.

Section 105.9 The following language shall be inserted as a separate Section 105.9
Finish Grade: All lawn grass shall be installed and properly maintained on all property within nine (9) months after an occupancy permit has been issued.

Section 108.5 Trailers as temporary buildings Add the following: A trailer can be used as a temporary building for a maximum of 60 days. The building official can approve one extensions for a maximum of 60 additional days. All fees shall be paid for the extension before approval is granted.

Section 109.2 See the Village the Village of Elwood Annual Fee Schedule".

Section 110.3.1 Add the following: Inspections shall be required prior to pouring footings, piers, and/or caissons. Inspections shall be required prior to closing up walls. It is the responsibility of the contractor to request required inspections, giving a minimum of forty-eight (48) working hours notice.

Section 111.5 Add the following: Filing Certificates of Occupancy. Subsequent to the issuance of a certificate of occupancy pursuant to the ordinances of the Village of Elwood, the Village Clerk shall file an executed certificate of occupancy with the Township Assessor after the project has had its final inspection and is approved by the Building Inspector, Fire inspector, Plumbing Inspector, Electric Inspector, Mechanical Inspector and Energy Inspector..

No building or structure erected shall be used or occupied in whole or in part until a certificate of occupancy has been issued by the code official.

A Certificate of Occupancy is required for all changes of use and occupancy.

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Section 111.6 Occupancy permits: An occupancy permit is required for all new tenants in any new or existing spaces. The new tenant or occupant shall apply to the building department for any work being performed and request an occupancy inspection before the space is occupied.

Section 113 Delete the entire section and insert the following: The Village Board shall act as the appeals board.

Section 114.3 Insert “not less than twenty-five and no/100 dollars (\$25.00) and not more than seven hundred-fifty and no/100 dollars (\$750.00).

Section 114.4 is amended to read as follows:

“Unless otherwise provided herein, any person who violates, disobeys, omits, neglects or refused to comply with, or who resists, the enforcement of any of the provisions of this Code, including provisions adopted by reference, or who refuses to remedy a violation of any such provisions or to remedy a hazard of fire, explosion, collapse, contagion or spread of infectious disease found to exist and duly ordered eliminated shall be fined not less than twenty-five and no/100 dollars (\$25.00), nor more than seven hundred-fifty and no/100 dollars (\$750.00), exclusive of court costs and administrative fees established by statute and the costs of prosecution for each offense, and each day upon which such violation continues shall constitute a separate offense.”

Chapter 4: Special Use and Occupation Requirements

Section: 406.5.12 Add the following: Sprinkler protection. All open parking garages shall have automatic sprinkler protection.

Section 406.6.4 Change the text as follows: Sprinkler protection. All parking garages shall have automatic sprinkler protection.

Chapter 6: Types of construction

Table 601 Add the following row, Tenant separations: All tenant separation shall have a minimum of a one hour rating. (vertical and horizontal) A higher rating shall be provided if required by another section of the code.

Chapter 7: Fire-Restrictive Construction

Section 706.6 Vertical Continuity: Add the following sentence The maximum height of a parapet on a fire wall is 48 inches.

Section 706.8 Add the following:

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Section 706.8.1 Hold Open Devices

Combination heat and smoke actuated hold open devices shall be installed on both sides of the wall, interconnected so that the operation of any single device will permit the door to close. Combination smoke and heat detectors shall be installed at the door opening and at the ceiling in conformance with NFPA 80 listed in Chapter 35 unless otherwise approved by the building official.

Chapter 9: **Fire Protective Systems**

Section 901.1.1 Add the following:

“The use of open web trusses wood, metal, composite or other materials, and engineered trusses similar to a truss joist is not allowed unless the bottom of the truss member has drywall applied which provides a one hour rating or is protected by an automatic sprinkler system.”

Section 901.6 .1 Add the following: All automatic fire alarm systems, sprinkler system monitoring and supervisory signals shall be supervised by a system approved by the fire department.

Section 901.7 Add the following: Fire Sprinkler Plans A technical submission per the Illinois Engineer’s Practice Act is required to be submitted with the building plans for all new buildings.

Section 902.1.5 Add the following: Riser Rooms Door used to access the room housing the fire sprinkler controls shall be marked “SPRINKLER ROOM” by method approved by Code Official.

Section 903.2 Add the following: All change of use or change or renovation of more than 25% of any floor space over a 60 month period will require the installation of an automatic fire sprinkler system.

Section 903.2 Delete the exception and add the following: Exception: Detached structures, which comply with all of the following, do not require automatic fire sprinklers:

1. Less than five hundred (500) square feet in area
2. Single story
3. Not used as a dwelling or sleeping
4. Not an High Hazard Group
5. Not used for high hazard products or hazardous materials
6. No basements
7. Minimum separation to other buildings 20 feet

Section 903.2.1 The provisions contained in these sections shall be amended such that the fire protection system shall apply to all Groups A-1, A-2, A-3, A-4 and the applicable areas of A-5 having an area which exceeds “0” square feet, require automatic sprinkler protection.

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Section 903.2.2 Change section as follows: all ambulatory health care facilities require sprinkler protection.

Section 903.2.3 The provisions contained in section 903.2.3 shall be amended such that it shall apply to all Groups B or E, having an area which exceeds "0" square feet, require automatic sprinkler protection..

Section 903.2.4 The provisions contained in section 903.2.4 shall be amended such that it shall apply to all Groups F-1 or F-2 having an area which exceeds "0" square feet, require automatic sprinkler protection..

Section 903.2.5 The provisions contained in section 903.2.5
Throughout all buildings containing a Use Group H, with the exception of magazines used for the storage of H-1 materials, NFPA 495 and the Fire Codes Chapter 56 shall govern the use of magazines for the storage of H-1 materials.

Section 903.2.6 Delete exception # 2.

Section 903.2.7 The provisions contained in section 903.2.7 shall be amended such that it shall apply to all Group M, having an area which exceeds "0" square feet, require automatic sprinkler protection.

Section 903.2.8 Add the following exception Any part of an R-3 which can be classified as a one or two family dwelling will not require fire sprinkler protection.

Section 903.2.9 The provisions contained in section 903.2.9 shall be amended such that it shall apply to all Groups S-1 and S-2, having an area which exceeds "0" square feet, require automatic sprinkler protection..

Section 903.2.10 The provisions contained in section 903.2.10 shall be amended such that it shall apply to all Groups S-2 and commercial parking garages, having an area which exceeds "0" square feet, require automatic sprinkler protection.

Section 903.4.1 Monitoring

Append the following to this section:

Fire Protection System Monitoring: Whenever an automatic fire alarm system or automatic fire suppression system is required, the system shall transmit a minimum of fire, trouble and restore signals via a dedicated telephone line or radio signal to the current dispatch center for the Elwood Fire Protection District.

Section 903.4.3 Floor control valves

Delete this section and insert the following:

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Approved supervised indicating control valves and water flow switches shall be provided at the point of connection to the riser on each floor of a multi-storied building.

Section 903.4.4 Fire Department Connection Strobe

Add as an additional section:

A red-lensed strobe shall be placed above all fire department connections and this strobe shall be activated by water flow equivalent to the flow of a single sprinkler of the smallest size orifice size installed in the system.

Section 903.6.1 Remodels

Add as an additional section:

Existing buildings or structures that are remodeled, and that meet any of the criteria listed below, shall provide full building/structure fire protection as required in 903.2:

- If alteration costs 30% or more of the reproduction cost of the building or structure, the entire building or structure shall comply with the requirements of the construction as defined in this code. For the purpose of calculating percentages of reproduction cost, the alteration shall be construed as the total actual combined cost of all alterations made within any contiguous 48 month period.
- A project that results in an increase or decrease in the total number of tenant spaces within the building or structure where the remainder of the building/structure is consequently subjected to a higher level of hazard, potential or realized
- A project that entails a change in Use group for any part of the building where the new Use group subjects the remainder of the building/structure to a higher level of hazard, potential or realized

Exception: **Single Family Residence (SFR) (One and Two Family Dwellings)**

Also known as single family detached, this means the home is a stand alone structure with its own lot. Single family residences differ from condominiums, townhomes, cooperatives, or multi-family homes, which are all attached residences.

Section 903.6.2 Increasing existing floor area over 25% Add as an additional section:

Fire protection as per 903.2 shall be required for the entire building or structure for additions that increase the existing floor area of a building or structure by more than 25%.

Exception: **Single Family Residence (SFR) (One and Two Family Dwellings)**

Also known as single family detached, this means the home is a stand alone structure with its own lot. Single family residences differ from condominiums, townhomes, cooperatives, or multi-family homes, which are all attached residences.

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Section 903.6.3 Increasing existing floor area by 25% or less

Add as an additional section:

As per 903.2, fire protection for additions that increase the existing floor area of a building or structure by 25% or less shall be as follows:

1. Provide automatic fire sprinkler protection for the entire building or structure as per 903.2 or
2. Provide both a UL listed three hour fire separation assembly between the existing building and the new addition and provide fire protection for the new addition as per 903.2.

Section 903.6.4 Changes to Sprinkler System

Add as an additional section:

For any changes required for compliance to sections 903.6.3 through 903.6.5, the addition or relocation of sprinkler heads shall result in a required hydrostatic test, and all non-conforming piping shall be removed and brought up to current standard.

Section 903.7 Appendixes of NFPA standards

Add as an additional section:

The appendices of all NFPA standards are to be considered a mandatory portion of the standard. Thusly, sprinkler system installations shall be installed per NFPA 13 /13D / 13R requirements as applicable.

Exception: Single Family Residence (SFR)(one and two Family Dwellings)

Also known as single family detached, this means the home is a stand alone structure with its own lot. Single family residences differ from condominiums, townhomes, cooperatives, or multi-family homes, which are all attached residences.

Section 907.1.4 Add the following section: All alarm conductors where they are subject to physical damage shall be in conduit.

Section 907.2 Delete the second paragraph and exception # 2 and insert the following: Manual fire alarm boxes (pull stations) shall be required within 5 feet of all entrances/egress points.

Sections 907.2.1 – 907.2.10

The language contained in sections 907.2.1 – 907.2.10 shall be stricken in their entirety and replaced with the following:

907.2 Where required: An automatic fire detection system shall be installed and maintained in full operating condition as follows:

In all buildings containing a Use Group A-1, A-2, A-3, A-4.

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In all buildings containing a Use Group I.

In all buildings containing a Use Group B, E, F, M or S

This applies to the office area only in groups F and S

In all buildings containing a Use Group R.

The above fire alarm systems shall be installed regardless of any installed fire suppression system.

Section 907.5.2.3 Visible alarms

Append to exception #1:

... when approved by the fire code official.

Section 907.6.1 Add the following: All fire alarm conductors exposed to physical damage up to 84 inches above the finished floor shall be installed in conduit. All fire alarm conduit shall be red in color.

Section 907.6.4 The language in section 907.6.4 Zones shall be stricken in its entirety and replaced with the following:

Each type of system /device (sprinkler, halon, pull stations, A/V devices, alarm, kitchen hood, heat detector, etc.) shall be zoned separately.

Each type of system /device /manual fire alarm boxes, A/V devices, detectors, etc.) shall be on separate zones per floor or unit unless otherwise approved by the Fire Code Official.

Each floor shall be zoned separately and a zone shall not exceed 10,000 square feet 930 m^2). The length of any zone shall not exceed 300 feet (91440 mm) in any direction.

Exception: Automatic sprinkler system zones shall not exceed the area permitted by NFPA 13.

Section 907.6.4.2 Delete all references to High Rise buildings and insert All buildings.

Section 907.6.4.3 Add the following: Tenant spaces. Each tenant space shall be zoned separately and shall be equipped with an approved strobe light that is visible in a public access area to indicate which tenant space has the activated detector.

Exception: Dwelling units or guest rooms in buildings of Group R-1

Section 907.6.5 Access

Append to this section:

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The door used to access the room housing the fire alarm control panel shall be marked "FACP" by method approved by Code Official.

Section 907.6.6 Additional fire alarm and detection system installation requirements
Add as an additional section:

The installation and maintenance of fire alarm and detection systems shall be in accordance with the following:

1. All types of detection devices (smoke, heat, pull station, etc.) shall be monitored and terminate at the approved fire alarm control panel
2. All fire alarm systems shall be electrically supervised and shall terminate at a U.L. listed central station utilizing NFPA 72 and their respective listing by an approved agency, and or the current dispatch center for the Elwood Fire Protection District.
3. All new fire alarm systems shall be of the addressable type; this shall include older/existing systems in existing buildings and structures that are no longer able to be maintained and kept in service in a complaint manner, and therefore require replacement of the system and/or its compatible components
4. All multi-tenant occupancies shall be provided with exterior white strobes at the entrances/exits of all tenant spaces and shall activate upon an alarm condition in that tenant space.
5. Fire alarm systems within multi-tenant occupancies shall transmit and report the electrically supervised signals by point address to the monitoring station such that specific fire alarm point address information is available and reported on Fire Department dispatch.
6. With the exception of for reasons of maintenance, and without the express written consent and approval of the fire code official, existing fire alarm systems shall not be taken out of service, disconnected, abandoned, discontinued, or in any other way allowed to become or made inactive and unable to provide its intended purpose.
7. All emergency shut off switches for fuel dispensing facilities shall automatically transmit a fire alarm signal when switch is activated.

Section 907.9.1 Remodels

Add as an additional section:

Existing buildings or structures that are remodeled, and that meet any of the criteria listed below, shall provide full building/structure fire protection as required in 907.2:

- If alteration costs 30% or more of the reproduction cost of the building or structure, the entire building or structure shall comply with the requirements of the construction as defined in this code. For the purpose of calculating percentages of reproduction cost, the alteration shall be construed as the total actual combined cost of all alterations made within any contiguous 48 month period.
- A project that results in an increase or decrease in the total number of tenant spaces within the building or structure where the remainder of the building/structure is consequently subjected to a higher level of hazard, potential or realized.

EXHIBIT “A”

- A project that entails a change in Use group for any part of the building where the new Use group subjects the remainder of the building/structure to a higher level of hazard, potential or realized

Exception: Single Family Residence (SFR)(One and Two Family Dwellings)

Also known as single family detached, this means the home is a stand alone structure with its own lot. Single family residences differ from condominiums, townhomes, cooperatives, or multi-family homes, which are all attached residences.

Section 907.9.2 Increasing existing floor area over 25% Add as an additional section:

Fire protection as per 907.2 shall be required for the entire building or structure for additions that increase the existing floor area of a building or structure by more than 25%.

Exception: Single Family Residence (SFR)(One and Two Family Dwellings)

Also known as single family detached, this means the home is a stand alone structure with its own lot. Single family residences differ from condominiums, townhomes, cooperatives, or multi-family homes, which are all attached residences.

Section 907.9.3 Increasing existing floor area by 25% or less

Add as an additional section:

As per 907.2, fire protection for additions that increase the existing floor area of a building or structure by 25% or less shall be as follows:

1. Provide fire protection for the entire building or structure as per 907.2 or
2. Provide both a UL listed three hour fire separation assembly between the existing building and the new addition and provide fire protection for the new addition as per 907.2.

Exception: Single Family Residence (SFR)(One and Two Family Dwellings)

Also known as single family detached, this means the home is a stand alone structure with its own lot. Single family residences differ from condominiums, townhomes, cooperatives, or multi-family homes, which are all attached residences.

Section 907.9.4 Changes to Fire Alarm System

Add as an additional section:

For any changes required for compliance to section 907.2 or the addition or relocation of previously installed fire alarm system components shall result in all non-conforming components being removed and brought up to current standard.

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Section 907.10 Appendixes of NFPA standards

Add as an additional section:

The appendices of all NFPA standards are to be considered a mandatory portion of the standard. Thusly, fire alarm system installations shall be installed per NFPA 72 requirements.

Section 912.4 Signs

Append to this section:

Where a fire department connection inlet pressure greater than 150 psi has real potential to damage the system, the metal sign shall indicate the maximum pressure allowable at the inlets to safely deliver the greatest system demand.

Section 910.4.3 Change two air per hour to one air change per hour

Section 910.6 Summer ventilation system Add the following: A summer ventilation system can be used to comply with the requirement for smoke and heat removal. It shall provide a minimum of one air change per hour. It shall be mechanically controlled at an adjacent column and shall include a fire department over ride switch in the fire pump room.

Add Section 919.0 Emergency Building Entrance System

Section 919.1 Where required: An approved key safe shall be installed in all buildings as follows.

Section 919.1.1 New and existing buildings required to be equipped with a fire suppression system, fire alarm system or fire detection system.

Section 919.1.2 New multiple family residential occupancies that have a common corridor to the living units that are locked.

Exception: Single story buildings in which all dwelling units have an approved exit leading directly to the outside.

Section 919.1.3 Gates: All gates newly constructed that control ingress to any building shall have an approved key safe.

Section 919.1.4 Location: All key safe locations shall be determined by the Code Official and shall be between fifty-five inches (55") and sixty five inches (65") above grade.

Add Section 920.0 Existing buildings: Existing buildings or portion thereof in which the Use Group changes to a Use Group that would require a fire alarm system for new buildings, shall be so equipped in accordance with the applicable section of the ICC International Building Code or as otherwise amended by the Village.

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Chapter 10:	Means of egress
Section 1017.2.2	Delete the section and add the following: Roof vent increase. In buildings that are one story in height equipped with an automatic smoke and heat vents or an approved exhaust system and equipped throughout with an automatic sprinkler system in accordance with section 903.3.3.1.1, the maximum exit access travel distance shall be 400 feet in occupancies in groups F-1, F-2, S-1 and S-2.
Section 1028.6	Egress at rail sidings Add the following: Inset stairs and emergency exit doors shall be provided along the rail served sides of the building. Included at these egress points shall be a 3 foot wide aisles, at grade bituminous path from the building to the fire access lane.
Chapter 11	Accessibility.
Section 1101.3	Add the following section: When there is a conflict between this code and the Illinois Accessibility Code, the stricter shall be used.
Chapter 18	Foundation Systems and Retaining Walls
Section 1801.2.1	Add the following: Delete all references to wood footings and foundation. The use of wood footings and foundation are not allowed.
Chapter 35	Change the following referenced standards
	ICC Delete the International Zoning Code Delete the references to the International Plumbing Code insert the Illinois Plumbing Code International Private Sewage Disposal Code NFPA The most current edition of the NFPA standard shall be used.
	If any of the adopted National Fire Codes do not cover an industrial or commercial matter then the Fire Protection Bureau will use Factory Mutual Data Sheets for reference.
	The Fire Protection Bureau of the Elwood Fire Protection District shall consider changes made by the National Model Fire Codes incorporated into this ordinance without further action.
	Appendix Adopt the following appendices: C, D, F, H105, H106, I

EXHIBIT "A"

153.42. ADDITIONS, INSERTIONS, DELETIONS AND CHANGES TO THE INTERNATIONAL RESIDENTIAL CODE

The following sections are hereby revised as follows:

Chapter 1 Administrative

Section R-101.1 Insert "The Village of Elwood"

Section R-108.2 See the Village of Elwood fee ordinance

Section R-113.4 is amended to read as follows:

"Unless otherwise provided herein, any person who violates, disobeys, omits, neglects or refuses to comply with, or who resists, the enforcement of any of the provisions of this Code, including provisions adopted by reference, or who refuses to remedy a violation of any such provisions or to remedy a hazard of fire, explosion, collapse, contagion or spread of infectious disease found to exist and duly ordered eliminated shall be fined not less than twenty-five and no/100 dollars (\$25.00), nor more than seven hundred-fifty and no/100 dollars (\$750.00), exclusive of court costs and administrative fees established by statute and the costs of prosecution for each offense, and each day upon which such violation continues shall constitute a separate offense."

Section R 114.2 Insert "not less than twenty-five and no/100 dollars (\$25.00) and not more than seven hundred-fifty and no/100 dollars (\$750.00)/ (96-03, 01-16-96)

Section R112 Delete the entire section and insert the following: The Village Board shall act as the appeals board.

Chapter 2 Definitions

Add the following definition: Any home which has less than the required 10 foot setback shall be classified as a townhouse and comply with all requirements for a townhouse including sprinkler protection.

Chapter 3 Building Planning

Section R-301.2 (1) "Climatic Criteria" is amended as follows:

"Table 301.2(1) Climatic and Geographic Design Criteria is amended by inserting the following under the respective headings.

Ground Snow Load - lbs. per square foot - 25
Wind Speed - 75 mph (90 mph = 3 second gust)
Topographical effects – YES

EXHIBIT "A"

Special Wind Region N/A
Windborne Debris N/A
Seismic Design Category - B
Subject to Damage from weathering - Severe
Frost line depth - 42" below grade
Subject to Damage from termites -Moderate to heavy
Decay – Slight to Moderate
Winter Design Temperature for heating - -4 degrees
Ice Barrier Underlayment - YES
Flood Hazard – Per the Village of Elwood Flood Plain
Map/Ordinance
Air Freezing Index – 2000
Mean Annual Temperature – 50 degrees

Manual J Design Criteria

Elevation.....	581 feet
Latitude.....	41
Winter heating.....	0
Summer cooling.....	90 degrees
Altitude correction factor	1%
Indoor design temperature	72° F
Design temperature cooling	75° F
Heating temperature differential	(72)
Cooling temperature differential	15
Wind velocity heating	15
Coincident wet bulb	74
Daily range	M
Winter humidity	50
Summer differential	50

Section and Table R302.6 Change the right column to indicate a one hour fire rated assembly for each row.

Section R 309.5 Garages – Fire Sprinklers Clarification: Fire sprinklers are not required in One and Two Family Dwellings however if installed Table R302.1(2) and this section can be used.

Section R313.2 One and Two Family dwellings automatic fire sprinkler systems –
Delete the section in its entirety.

Section R405.1 Add the following: All systems which discharge ground water through the use of pumps shall have a minimum of two sump pits each with a separate sump pump.

Chapter 4 Foundations

Section R-402.1, R-402.1.1, and R-402.2.2

Wood Foundations are deleted in their entirety.

EXHIBIT "A"

Section R-403.1 Delete all references to wood footings.

Chapter 8 Roof Coverings

Section R-908.3 is amended by adding to it the following:
"Re-roofing over wood shakes shall not be allowed."

Chapter 21 Hydronic piping

Section M 2103.4 Add the following: The system shall be tested to the same criteria after the concrete or other covering has been installed.

Chapters 25-32 These Chapters are deleted in their entirety.

Chapter 44 Change the following referenced standards

ICC

Delete the International Zoning Code
Delete the references to the International Plumbing Code and insert the Illinois Plumbing Code
Delete the International Sewage Disposal Code
NFPA – The current edition of the NFPA standards shall be used.

Appendices Adopt the following Appendices: A, B, C, D, F, G, K, M, O

153.43. ADDITIONS, INSERTIONS, DELETIONS AND CHANGES TO THE INTERNATIONAL MECHANICAL CODE

The following sections are hereby revised as follows:

Chapter 1 Administration and Enforcement

Section 101.1 Insert "The Village of Elwood".

Section 106.1 Add the following:

A. A permit is required to install or alter any heating, ventilation or air conditioning equipment in the Village. Application shall be made to the Building Department. Upon approval, a permit shall be issued and the fees shall be paid as provided in the Village Annual Fee Schedule.

B. Permits are also required to install or alter any ductless furnace.

Section 106.5.2 See the Village of Elwood fee ordinance

Section 106.5.3 See the Village of Elwood fee ordinance

EXHIBIT "A"

Section 108.4 is amended to read as follows:

"Unless otherwise provided herein, any person who violates, disobeys, omits, neglects or refuses to comply with, or who resists, the enforcement of any of the provisions of this Code, including provisions adopted by reference, or who refuses to remedy a violation of any such provisions or to remedy a hazard of fire, explosion, collapse, contagion or spread of infectious disease found to exist and duly ordered eliminated shall be fined not less than twenty-five and no/100 dollars (\$25.00), nor more than seven hundred-fifty and no/100 dollars (\$750.00), exclusive of court costs and administrative fees established by statute and the costs of prosecution for each offense, and each day upon which such violation continues shall constitute a separate offense."

Section 108.5	Insert "not less than twenty-five and no/100 dollars (\$25.00) and not more than seven hundred-fifty and no/100 dollars (\$750.00)/ (96-03, 01-16-96)
Section 109	Means of Appeal Delete the entire section and insert the following: The Village Board shall act as the appeals board.
Section 1208.1	Add the following. The system shall be tested to the same criteria after the concrete or other covering has been installed.

Chapter 15 Referenced Standards

ICC
Delete the International Zoning Code
Delete the references to the International Plumbing Code and insert the Illinois Plumbing Code
International Private Sewage Disposal Code
NFPA – The most current edition of the NFPA standard shall be used.

Adopt Appendix A

- Appendix A – Chimney Connector Pass-throughs

153.44. ADDITIONS, INSERTIONS, DELETIONS AND CHANGES TO THE INTERNATIONAL FUEL GAS CODE

The following sections are hereby revised as follows:

Chapter 1 Administration and Enforcement

Section 101.1	Insert "The Village of Elwood".
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Section 106.1 Addition:

EXHIBIT "A"

A. A permit is required to install or alter any heating, ventilation or air conditioning equipment in the Village. Application shall be made to the Building Department. Upon approval, a permit shall be issued and the fees shall be paid as provided in the Village Annual Fee Schedule.

B. Permits are also required to install or alter any ductless furnace.

Section 106.6.2 See the Village of Elwood fee ordinance

Section 106.6.3 See the Village of Elwood fee ordinance

Section 108.4 is amended to read as follows:

"Unless otherwise provided herein, any person who violates, disobeys, omits, neglects or refuses to comply with, or who resists, the enforcement of any of the provisions of this Code, including provisions adopted by reference, or who refuses to remedy a violation of any such provisions or to remedy a hazard of fire, explosion, collapse, contagion or spread of infectious disease found to exist and duly ordered eliminated shall be fined not less than twenty-five and no/100 dollars (\$25.00), nor more than seven hundred-fifty and no/100 dollars (\$750.00), exclusive of court costs and administrative fees established by statute and the costs of prosecution for each offense, and each day upon which such violation continues shall constitute a separate offense."

Section 108.5 Insert "not less than twenty-five and no/100 dollars (\$25.00) and not more than seven hundred-fifty and no/100 dollars (\$750.00)/ (96-03, 01-16-96)

Section 109 Means of Appeal shall be deleted and the following inserted: The Village Board shall act as the appeals Board

Chapter 8 Change the following referenced standards

ICC

Delete the International Zoning Code

Delete the references to the International Plumbing Code in sections 301.6, 624.2.1.1, 624.2 and insert the Illinois Plumbing Code

International Private Sewage Disposal Code

NFPA – See the Building Code amendments for changes to these standards.

Adopt the following appendices A - D.

Appendix A – Sizing and Capacities of Gas Piping

Appendix B – Sizing of Venting Systems Serving Appliances

equipped with Draft Hood, Category I Appliances and Appliances

Approved for Use With Type B Vents

EXHIBIT "A"

Appendix C – Exit Terminals of Mechanical Draft and Direct-Vent Venting Systems
Appendix D –Recommended Procedure For Safety Inspection of Existing Appliance Installations

153.45. ADDITIONS, INSERTIONS, DELETIONS AND CHANGES TO THE NATIONAL ELECTRICAL CODE

The standards and specifications, rules and regulations of the 2017 edition of the National Fire Protection Association (NFPA), as contained in the code known as the "National Electrical Code", are hereby adopted as the rules and regulations for the installation, alteration and repair of electrical equipment, subject, however, to the additional standards and specifications, rules and regulations herein set forth, and except where they are in conflict with the provisions of this code. A copy of this code shall be on file in the office of the Village Clerk. It shall be mandatory that all equipment, material, devices and appliances covered by the provisions of this code shall be tested and listed by a standard testing laboratory of nationally accepted stature, which performs services equal to or greater than those performed by the Underwriters Laboratories Inc. In those instances where it is impossible to receive such an approval, the Building Department shall make the determination of acceptability.

Section 210.52(J) Add the following receptacle/outlet requirements: All offices shall have a minimum of one receptacle per wall with a maximum spacing of 12 feet. All temporary workstations ((cubicle partitions) shall have receptacles on a minimum of two walls.
Provide the following amendments.

Single and Duplex Family Dwellings

1. The minimum service capacity for each dwelling unit over eighteen hundred (1,800) square feet shall be two hundred (200) amp service. All dwelling units over 3,500 square feet shall have a minimum of a four hundred (400) amp service or complete load calculations shall be submitted. In no case can the service be less than two hundred (200) amps.

Wiring Systems

Conduit and Electrical Boxes All electrical wiring shall be in conduit with metal boxes. The use of Romex (NM or NMC) or plastic boxes is not allowed.

Remote Water Reader

A remote reader shall be installed at a height of not less than four feet (4') nor more than five feet (5') ground, as measured from the final grade. Access to the remote reader shall at all times be unobstructed, and no fence shall be constructed which prohibits access to the reader.

153.46. ADDITIONS, INSERTIONS, DELETIONS AND CHANGES TO THE ILLINOIS PLUMBING CODE

There are no additions, insertions, deletions or changes to the Illinois Plumbing Code.

EXHIBIT "A"

153.47. ADDITIONS, INSERTIONS, DELETIONS AND CHANGES TO THE INTERNATIONAL PROPERTY MAINTENANCE CODE

Section 101.1: Insert "The Village of Elwood".

Section 103.5 Insert "See the Village of Elwood Fee Schedule."

Section 112.4 Insert "See the Village of Elwood Fee Schedule."

Section 302.4 Insert number of inches for grass and weeds

Section 304.14 Insert "June 15 and September 15, respectively."

Section 602.3 Insert "September 15 and June 15, respectively."

Section 602.4 Insert "September 15 and June 15, respectively."

Chapter 8 Change the following referenced standards

ICC
Delete the International Zoning Code
Delete all references to the International Plumbing Code

153.48. ADDITIONS, INSERTIONS, DELETIONS AND CHANGES TO THE INTERNATIONAL FIRE CODE

Section 101.1 Insert "The Village of Elwood."

Section 104.10.2 Reporting hazardous locations
Add as an additional section:

Any person discovering the evidence of spontaneous heating or other abnormal heating of any kind in any building, marine vessel, appliance, apparatus, tank, or open stack or pile, or any person upon discovering or being apprised of an uncontrolled hazardous gas leak or hazardous material or flammable and/or combustible liquid spill, shall immediately notify the Elwood Fire Protection District.

SECTION 105 - PERMITS

Section 105.4.7 3rd party review
Add as an additional section:

The Code Official can require a 3rd party review of submitted construction documents before the issuance of a permit if deemed necessary. If required the 3rd party review will be done by an agency of the Code Officials choosing and done at no cost to the Elwood Fire Protection District.

EXHIBIT "A"

SECTION 107 - INSPECTIONS

Section 107.5 Final Inspection

Add as an additional section:

All buildings shall obtain a final safety inspection from the Fire Prevention Bureau when work is completed and prior to occupancy. Final safety inspections shall be scheduled no less than 72 hours in advance of the inspection. The failure to receive a final safety inspection is in violation of this Code.

Section 109 Means of Appeal shall be deleted and the following inserted: The Village Board shall act as the appeals Board

Section 109.4 is amended to read as follows:

"Unless otherwise provided herein, any person who violates, disobeys, omits, neglects or refused to comply with, or who resists, the enforcement of any of the provisions of this Code, including provisions adopted by reference, or who refuses to remedy a violation of any such provisions or to remedy a hazard of fire, explosion, collapse, contagion or spread of infectious disease found to exist and duly ordered eliminated shall be fined not less than twenty-five and no/100 dollars (\$25.00), nor more than seven hundred-fifty and no/100 dollars (\$750.00), exclusive of court costs and administrative fees established by statute and the costs of prosecution for each offense, and each day upon which such violation continues shall constitute a separate offense."

Section 111.4 Insert "not less than twenty-five and no/100 dollars (\$25.00) and not more than seven hundred-fifty and no/100 dollars (\$750.00).

SECTION 113 – FEES

Add as an additional section:

Section 113.2.1 The fee schedule for the fire department shall be the following:

Inspection Fees

Sq. Ft. Fees	Labor/\$50 hours	
0-999	\$100	2
1,000-2499	\$300	6
2,500-4,999	\$400	8
5,000- 99,999	\$500 plus \$.03 / sq. ft.	
100,000-above	2,000 plus .02 / sq. ft.	

5,000 sq. ft. building	5,000 X .03 + \$500 = \$650	13
10,000 sq. ft. building	10,000 X .03 + \$500 = \$800	16
30,000 sq. ft. building	30,000 X .03 + \$500 = \$1,400	28
50,000 sq. ft. building	50,000 X .03 + \$500 = \$2,000	40
75,000 sq. ft. building	75,000 X .03 + \$500 = \$2,750	55

EXHIBIT "A"

100,000 sq. ft. building	100,000 X .02 + \$2,000 = \$4,000	80
500,000 sq. ft. building	500,000 X .02 + \$2,000 = \$12,000	240
1,000,000 sq. ft. building	1,000,000 X .02 + \$2,000 = \$22,000	440
1,500,000 sq. ft. building	1,500,000 X .02 + \$2,000 = \$32,000	640

- Sprinkler plan review
- Alarm plan review
- Component verification
- Ceiling grid inspection
- 2 hour hydro test
- 2 hour pump test
- Final inspection
- Life safety inspection

Chapter 3

SECTION 301 – GENERAL

Section 301.3 Items not specifically covered

Add as an additional section:

Whenever or wherever a condition is found in any building, lot, or premises, that in the opinion of the Code Official is not specifically covered by the provisions of this Chapter, but that requires correction or removal for the protection of the occupants or the public, the Code Official shall order such conditions be corrected or removed and the owner or occupant of such buildings, lots, or premises shall comply with such orders.

SECTION 304 – COMBUSTIBLE WASTE MATERIAL

Section 304.2.1 Removal of Packing and Waste Materials

Add as an additional section:

No person(s) shall store in any building excess amounts of combustible empty packing cases, wooden or plastic pallets, rubbish, paper bags, barrels, boxes, rubber tires, shavings, excelsior, litter, hay, straw and similar combustibles. Aisle-ways and storage of the above mentioned combustibles necessary for the performance of the business shall be kept in an orderly and neat manner. Combustible materials shall be removed daily or more often as is necessary to suitable vaults, bins, dumpsters, compactors or separate buildings. The Code Official shall approve all such practices.

SECTION 307 – OPEN BURNING, RECREATIONAL FIRES AND PORTABLE OUTDOOR FIREPLACES

Section 307.1 General

EXHIBIT “A”

Delete this section and insert the following:

A person shall not kindle or maintain, or authorize to be kindled or maintained, any open burning unless conducted and approved in accordance with the prevailing state, county, township, and/or village ordinances regulating such activities on the land upon which the fire is to be kindled. Whereas there is an absence of such ordinances, activities shall take place in accordance with this section.

Chapter 5: Fire Service Features

Section 503.2.1 Fire apparatus access road specifications Add the following:

The road shall consist of a 21 foot wide bituminous section adjacent to an 11 foot wide aggregate section. The developer can place the 21 foot wide bituminous section anywhere within the 32 foot wide fire lane.

SECTION 503 - FIRE APPARATUS ACCESS ROADS

Section 503.2.3 Surfaces

Delete this section and insert the following:

Fire apparatus access roads or fire lanes shall have a solid surface capable of supporting the appropriate fire apparatus. Fire apparatus roads shall be pitched in such a manner as to allow the runoff of water and eliminate the potential of standing water. It shall be the responsibility of the property owner to maintain the surface in a usable condition at all times, including the removal of snow.

Section 503.2.9 Location

Add as an additional section:

The location of the fire apparatus roads or fire lanes shall be reviewed and approved by the Code Official.

Section 503.2.10 Preemption signals

Add as an additional section:

The Code Official shall have the authority to require a preemption device on all signalized traffic control lights that have been added or modified as a result of the creation or modification to fire apparatus access roads.

Section 503.7 Access

Add as an additional section:

All fence gates or barricades with padlocks or electric switches shall be compatible with the Knox Lock System currently used by the Elwood Fire Protection System.

EXHIBIT "A"

Section 506.1 Where required

Delete this section and insert the following:

When access to, or within a structure, or an area is unduly difficult because of secured openings, or to gain access to fire protection controls, and where immediate access is necessary for life saving or firefighting purposes, the Code Official shall require a minimum of one approved key lock box to be installed at a height no less than fifty-five inches and not to exceed sixty-five inches, in an accessible location approved by the Code Official. The Code Official has the right to require more than one approved key lock box if they deem it necessary due to building size or conditions. All buildings within the jurisdiction of the Elwood Fire Protection District excluding one and two family dwellings shall have installed an approved key lock box. The approved key lock box shall contain keys to gain access to all parts the structure as well as any keys to operate any building systems within the structure.

Section 506.2

Key boxes – see section 916.0 for additional requirements.

Section 506.2 Key box maintenance

Delete this section and insert the following:

The operator of the building shall immediately notify the Code Official and provide the new key when a lock is changed or rekeyed. The key to such lock shall be secured in the key lock box. The users shall be responsible for the purchase, proper installation, and maintenance of such key lock boxes at their expense, and shall agree to indemnify and hold harmless the Village of Elwood and the Elwood Fire Protection District, and their officers, employees and agents from any liability with respect to such key lock boxes.

Section 506.3 Key lock box availability

Add as an additional section:

The Elwood Fire Protection District can be contacted for information and applications for the purchase of approved key boxes.

SECTION 507 - FIRE PROTECTION WATER SUPPLIES

Section 507.1.1 General

Add as an additional section:

All water distribution facilities including piping, fittings, hydrants, valves, devices, well pumps, and other needful appurtenances shall be subject to approval of the Code Official and shall be installed according to the standards herein adopted. A water supply system shall be capable of supplying the hydrants prior to

EXHIBIT "A"

the construction of structures. It shall be unlawful to erect, alter, use or occupy any structure that has been deemed to have inadequate water supply.

Section 507.1.2 Water supply demand changes

Add as an additional section:

Area water supplies shall be studied whenever additional demands will be placed on the water supply by new construction, change in use, or changes in hazard or contents. Standard fire flow calculation methods will be used to make determinations. Upon determination by the Code Official that inadequate water supplies exist, the Code Official shall reject any applicable plans and provide the property owner, the water utility, and the Building Official with a memorandum listing said deficiencies.

Section 507.3.1 Minimum flow requirements

Add as an additional section:

Each fire hydrant shall be provided with an adequate water supply so as to develop a minimum individual supply of not less than one thousand (1,000) gallons per minute flow with not less than 20 pounds per square inch residual pressure for no less than 1 hour.

Section 507.5.1.1 Fire hydrant for Fire Department Connection (FDC)

Delete this section and insert the following:

Additional fire hydrants shall be located within one hundred (100) feet of any Fire Department Connection (FDC). Hydrants shall be installed on a water main of at least eight (8) inches in diameter. A looped water main system with a minimum pipe diameter of eight (8) inches shall be required for each structure or group of structures in lieu of a "dead-end" fire hydrant.

Section 507.5.7 Apartment and cluster type housing

Add as an additional section:

In areas where apartment buildings, town/row houses, condominium buildings, or other types of cluster-type housing are located, the area along the roadway within seven and one- half feet on either side of the fire hydrant shall be designated as "NO PARKING" and either the curb shall be painted red or "NO PARKING" signs shall be installed (or both).

507.5.8 Unauthorized use

Add as an additional section:

It shall be unlawful for any person to utilize any device such as a fire hydrant, drafting hydrant, dry hydrant, or other water supply appurtenances designed for fire suppression operations without the express permission of the Code Official.

EXHIBIT "A"

Exception:

Municipal, township, county, or state public works authorities, and/or their designated agents, in the rightful and lawful execution of their official duties.

Section 507.5.9 Fire protection water supply water main. Add the following Each building shall have a water main loop surrounding the building which is a minimum of 12 inch pipe.

Section 507.6 Rural water supply requirements

Add as an additional section:

In any subdivision/development, where an adequate water distribution system is not provided, the Code Official shall have the ability to require the sub-divider, developer, builder and/or the owner to modify storm water control devices, so as to provide a pond within a maximum distance of 2,000 feet of all buildings within the development. It shall conform to the standard of NFPA 1142.

In the event a subdivision/development is unable to meet the pond requirements provided in this section, the District may require the installation of an underground water detention tank.

Section 507.6.1 Dry hydrant plan review

Add as an additional section:

Dry hydrants shall be submitted for review to the Code Official prior to installation. The dry hydrant plan submitted for review may be subject to review by an outside engineer or code consultant. The submitting party will incur all associated costs.

Section 507.6.2 Dry hydrant location

Add as an additional section:

The precise location of and specifications for dry hydrant(s) shall be subject to the review and approval by the Code Official prior to the installation of the system.

Section 507.6.3 Use of dry hydrants

Add as an additional section:

It shall be unlawful for any person to utilize any device such as drafting pits, dry hydrants, or other water supply appurtenances designed for firefighting operations without the express permission of the Elwood Fire Protection District.

Section 507.6.4 Dry hydrant maintenance

Add as an additional section:

EXHIBIT “A”

All dry hydrants shall be maintained free from obstructions. The access to any area surrounding the dry hydrant shall be properly cleared of obstacles which may hide or impede the use of the dry hydrant. Furthermore, maintaining, repairing, replacing and/or dredging dry hydrants shall be the responsibility of the appropriate homeowner's association or property owner.

SECTION 511 – ELEVATOR CAR REQUIREMENTS

Add this section as new:

On all new construction, remodel, redesign or alterations to a building, which have passenger or freight elevator access, *at least one* elevator that accesses all floors of the buildings shall be able to accommodate two ambulatory adults and a standard-sized ambulance stretcher in the full horizontal position. The elevator car size and the door size and configuration shall be such that the standard-sized ambulance stretcher can enter and exit the elevator car while remaining in the full horizontal position.

In the event of multiple elevator cars, elevator cars shall be clearly identifiable as ambulance stretcher compatible or not.

Exception:

Remodel, redesign, or alterations to a building that is of a nature that does not include required access modifications to any levels above or below the level of exit discharge, and thusly does not impact any existing elevator access.

CHAPTER 7 –FIRE AND SMOKE PROTECTION FEATURES

Add the following to 705.3:

Combination heat and smoke actuated hold open devices shall be installed on both sides of the wall, interconnected so that the operation of any single device will permit the door to close. Combination smoke and heat detectors shall be installed at the door opening and at the ceiling in conformance with NFPA 80 listed in Appendix A unless otherwise approved by the Authority Having Jurisdiction.

Add the following 705.4 Fire Wall Vertical Continuity:

The maximum height of a parapet on a fire wall is 48 inches.

Chapter 9: Fire Protective Systems

Section 901.1.1 Add the following:

The use of open web trusses wood, metal, composite or other materials, and engineered trusses similar to a truss joist is not allowed unless the bottom of the truss member has drywall

EXHIBIT "A"

applied which provides a one hour rating or is protected by an automatic sprinkler system.

Section 901.4.6.5 Add the following: Riser Rooms Door used to access the room housing the fire sprinkler controls shall be marked "SPRINKLER ROOM" by method approved by Code Official.

Section 901.11 Add the following: Fire Sprinkler Plans A technical submission per the Illinois Engineer's Practice Act is required to be submitted with the building plans for all new buildings.

Section 901.12 System supervision Add the following: All automatic fire alarm systems, sprinkler system monitoring and supervisory signals shall be supervised by a system approved by the fire department.

Section 903.2 Add the following: All change of use or change or renovation of more than 25% of any floor space over a 60 month period will require the installation of an automatic fire sprinkler system.

Section 903.2 Delete the exception and add the following: Exception: Detached structures, which comply with all of the following, do not require automatic fire sprinklers:

1. Less than five hundred (500) square feet in area
2. Single story
3. Not used as a dwelling or sleeping
4. Not an High Hazard Group
5. Not used for high hazard products or hazardous materials
6. No basements
7. Minimum separation to other buildings 20 feet

Section 903.2.1 The provisions contained in these sections shall be amended such that the fire protection system shall apply to all Groups A-1, A-2, A-3, A-4 and the applicable areas of A-5 having an area which exceeds "0" square feet, require automatic sprinkler protection.

Section 903.2.2 Change section as follows: all ambulatory health care facilities requires sprinkler protection.

Section 903.2.3 The provisions contained in section 903.2.3 shall be amended such that it shall apply to all Groups B or E, having an area which exceeds "0" square feet, require automatic sprinkler protection..

Section 903.2.4 The provisions contained in section 903.2.4 shall be amended such that it shall apply to all Groups F-1 or F-2 having an area which exceeds "0" square feet, require automatic sprinkler protection..

Section 903.2.5 The provisions contained in section 903.2.5

EXHIBIT "A"

Throughout all buildings containing a Use Group H, with the exception of magazines used for the storage of H-1 materials, NFPA 495 and the Fire Codes Chapter 56 shall govern the use of magazines for the storage of H-1 materials.

Section 903.2.6 Delete exception # 2.

Section 903.2.7 The provisions contained in section 903.2.7 shall be amended such that it shall apply to all Group M, having an area which exceeds "0" square feet, require automatic sprinkler protection.

Section 903.2.8 Add the following exception Any part of an R-3 which can be classified as a one or two family dwelling will not require fire sprinkler protection.

Section 903.2.9 The provisions contained in section 903.2.9 shall be amended such that it shall apply to all Groups S-1 and S-2, having an area which exceeds "0" square feet, require automatic sprinkler protection..

Section 903.2.10 The provisions contained in section 903.2.10 shall be amended such that it shall apply to all Groups S-2 and commercial parking garages, having an area which exceeds "0" square feet, require automatic sprinkler protection.

Section 903.4.1 Monitoring

Append the following to this section:

Fire Protection System Monitoring: Whenever an automatic fire alarm system or automatic fire suppression system is required, the system shall transmit a minimum of fire, trouble and restore signals via a dedicated telephone line or radio signal to the current dispatch center for the Elwood Fire Protection District.

Section 903.4.3 Floor control valves

Delete this section and insert the following:

Approved supervised indicating control valves and water flow switches shall be provided at the point of connection to the riser on each floor of a multi-storied building.

Section 903.4.4 Fire Department Connection Strobe

Add as an additional section:

A red-lensed strobe shall be placed above all fire department connections and this strobe shall be activated by water flow equivalent to the flow of a single sprinkler of the smallest size orifice size installed in the system.

Section 903.6.1 Remodels

Add as an additional section:

EXHIBIT "A"

Existing buildings or structures that are remodeled, and that meet any of the criteria listed below, shall provide full building/structure fire protection as required in 903.2:

- If alteration costs 30% or more of the reproduction cost of the building or structure, the entire building or structure shall comply with the requirements of the construction as defined in this code. For the purpose of calculating percentages of reproduction cost, the alteration shall be construed as the total actual combined cost of all alterations made within any contiguous 48 month period.
- A project that results in an increase or decrease in the total number of tenant spaces within the building or structure where the remainder of the building/structure is consequently subjected to a higher level of hazard, potential or realized
- A project that entails a change in Use group for any part of the building where the new Use group subjects the remainder of the building/structure to a higher level of hazard, potential or realized

Exception: Single Family Residence (SFR)(One and Two Family Dwellings)

Also known as single family detached, this means the home is a stand alone structure with its own lot. Single family residences differ from condominiums, townhomes, cooperatives, or multi-family homes, which are all attached residences.

Section 903.6.2 Increasing existing floor area over 25% Add as an additional section:

Fire protection as per 903.2 shall be required for the entire building or structure for additions that increase the existing floor area of a building or structure by more than 25%.

Exception: Single Family Residence (SFR) (One and Two Family Dwellings)

Also known as single family detached, this means the home is a stand alone structure with its own lot. Single family residences differ from condominiums, townhomes, cooperatives, or multi-family homes, which are all attached residences.

Section 903.6.3 Increasing existing floor area by 25% or less

Add as an additional section:

As per 903.2, fire protection for additions that increase the existing floor area of a building or structure by 25% or less shall be as follows:

1. Provide automatic fire sprinkler protection for the entire building or structure as per 903.2 or
2. Provide both a UL listed three hour fire separation assembly between the existing building and the new addition and provide fire protection for the new addition as per 903.2.

EXHIBIT “A”

Section 903.6.4 Changes to Sprinkler System

Add as an additional section:

For any changes required for compliance to sections 903.6.3 through 903.6.5, the addition or relocation of sprinkler heads shall result in a required hydrostatic test, and all non-conforming piping shall be removed and brought up to current standard.

Section 903.7 Appendixes of NFPA standards

Add as an additional section

The appendices of all NFPA standards are to be considered a mandatory portion of the standard. Thusly, sprinkler system installations shall be installed per NFPA 13/ 13D /13R requirements as applicable.

Exception: Single Family Residence (SFR) (One and Two Family Dwellings)

Also known as single family detached, this means the home is a stand alone structure with its own lot. Single family residences differ from condominiums, townhomes, cooperatives, or multi-family homes, which are all attached residences.

Section 907.1.3 Add the following section: All alarm conductors where they are subject to physical damage shall be in conduit.

Section 907.2 Delete the second paragraph and exception # 2 and insert the following: Manual fire alarm boxes (pull stations) shall be required within 5 feet of all entrances/egress points.

Sections 907.2 .1 – 907.2.10

The language contained in sections 907.2.1 – 907.2.10 shall be stricken in their entirety and replaced with the following:

907.2 Where required: An automatic fire detection system shall be installed and maintained in full operating condition as follows:

In all buildings containing a Use Group A-1, A-2, A-3, A-4.

In all buildings containing a Use Group I.

In all buildings containing a Use Group B, E, F, M or S

This applies to the office area only in group F and S

In all buildings containing a Use Group R.

Section 907.5.2.3 Visible alarms

Append to exception #1:

EXHIBIT "A"

... when approved by the fire code official.

Section 907.6.1 All fire alarm conductors exposed to physical damage up to 84 inches above the finished floor shall be installed in conduit. All fire alarm conduit shall be red in color.

Section 907.6.4 The language in section 907.6.4 Zones shall be stricken in its entirety and replaced with the following:
Each type of system /device (sprinkler, halon, pull stations, A/V devices, alarm, kitchen hood, heat detector, etc.) shall be zoned separately.

Each type of system /device (manual fire alarm boxes, A/V devices, detectors, etc.) shall be on separate zones per floor or unit unless otherwise approved by the Fire Code Official.

Each floor shall be zoned separately and a zone shall not exceed 10,000 square feet (930 m²). The length of any zone shall not exceed 300 feet (91440 mm) in any direction.

Exception: Automatic sprinkler system zones shall not exceed the area permitted by NFPA 13.

Section 907.6.4.2 Delete all references to High Rise buildings and insert All buildings.

Section 907.6.4.3 Add the following: Tenant spaces Each tenant space shall be zoned separately and shall be equipped with an approved strobe light that is visible in a public access area to indicate which tenant space has the activated detector.

Exception: Dwelling units or guest rooms in buildings of Group R-1

Section 907.6.5 Access
Append to this section:
The door used to access the room housing the fire alarm control panel shall be marked "FACP" by method approved by Code Official.

Section 907.6.6 Additional fire alarm and detection system installation requirements
Add as an additional section:

The installation and maintenance of fire alarm and detection systems shall be in accordance with the following:

1. All types of detection devices (smoke, heat, pull station, etc.) shall be monitored and terminate at the approved fire alarm control panel
2. All fire alarm systems shall be electrically supervised and shall terminate at a U.L. listed central station utilizing NFPA 72 and their respective listing by an

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approved agency, and or the current dispatch center for the Elwood Fire Protection District.

3. All new fire alarm systems shall be of the addressable type; this shall include older/existing systems in existing buildings and structures that are no longer able to be maintained and kept in service in a complaint manner, and therefore require replacement of the system and/or its compatible components

4. All multi-tenant occupancies shall be provided with exterior white strobes at the entrances/exits of all tenant spaces and shall activate upon an alarm condition in that tenant space.

5. Fire alarm systems within multi-tenant occupancies shall transmit and report the electrically supervised signals by point address to the monitoring station such that specific fire alarm point address information is available and reported on Fire Department dispatch.

6. With the exception of for reasons of maintenance, and without the express written consent and approval of the fire code official, existing fire alarm systems shall not be taken out of service, disconnected, abandoned, discontinued, or in any other way allowed to become or made inactive and unable to provide its intended purpose.

7. All emergency shut off switches for fuel dispensing facilities shall automatically transmit a fire alarm signal when switch is activated.

Section 907.9.1 Remodels

Add as an additional section:

Existing buildings or structures that are remodeled, and that meet any of the criteria listed below, shall provide full building/structure fire protection as required in 907.2:

- If alteration costs 30% or more of the reproduction cost of the building or structure, the entire building or structure shall comply with the requirements of the construction as defined in this code. For the purpose of calculating percentages of reproduction cost, the alteration shall be construed as the total actual combined cost of all alterations made within any contiguous 48 month period.
- A project that results in an increase or decrease in the total number of tenant spaces within the building or structure where the remainder of the building/structure is consequently subjected to a higher level of hazard, potential or realized.
- A project that entails a change in Use group for any part of the building where the new Use group subjects the remainder of the building/structure to a higher level of hazard, potential or realized

Exception: Single Family Residence (SFR) (One and Two Family Dwellings)

Also known as single family detached, this means the home is a stand alone structure with its own lot. Single family residences differ from condominiums, townhomes, cooperatives, or multi-family homes, which are all attached residences.

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Section 907.9.2 Increasing existing floor area over 25% Add as an additional section:

Fire protection as per 907.2 shall be required for the entire building or structure for additions that increase the existing floor area of a building or structure by more than 25%.

Exception: Single Family Residence (SFR) (One and Two Family Dwellings)

Also known as single family detached, this means the home is a stand alone structure with its own lot. Single family residences differ from condominiums, townhomes, cooperatives, or multi-family homes, which are all attached residences.

Section 907.9.3 Increasing existing floor area by 25% or less

Add as an additional section:

As per 907.2, fire protection for additions that increase the existing floor area of a building or structure by 25% or less shall be as follows:

1. Provide fire protection for the entire building or structure as per 907.2 or
2. Provide both a UL listed three hour fire separation assembly between the existing building and the new addition and provide fire protection for the new addition as per 907.2.

Exception: Single Family Residence (SFR) (One and Two Family Dwellings)

Also known as single family detached, this means the home is a stand alone structure with its own lot. Single family residences differ from condominiums, townhomes, cooperatives, or multi-family homes, which are all attached residences.

Section 907.9.4 Changes to Fire Alarm System

Add as an additional section:

For any changes required for compliance to section 907.2 or the addition or relocation of previously installed fire alarm system components shall result in all non-conforming components being removed and brought up to current standard.

Section 907.10 Appendixes of NFPA standards

Add as an additional section:

The appendices of all NFPA standards are to be considered a mandatory portion of the standard. Thusly, fire alarm system installations shall be installed per NFPA 72 requirements.

Section 910.4.3 Change two air per hour to one air change per hour

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Section 910.6 Summer ventilation system Add the following: A summer ventilation system can be used to comply with the requirement for smoke and heat removal. It shall provide a minimum of one air change per hour. It shall be mechanically controlled at an adjacent column and shall include a fire department over ride switch in the pump room.

912.4 Signs Append to this section:
Where a fire department connection inlet pressure greater than 150 psi has real potential to damage the system, the metal sign shall indicate the maximum pressure allowable at the inlets to safely deliver the greatest system demand.

Add Section 918.0 Emergency Building Entrance System

Section 918.1 Where required: An approved key safe shall be installed in all buildings as follows.

Section 918.1.1 New and existing buildings required to be equipped with a fire suppression system, fire alarm system or fire detection system.

Section 918.1.2 New multiple family residential occupancies that have a common corridor to the living units that are locked.
Exception: Single story buildings in which all dwelling units have an approved exit leading directly to the outside.

Section 918.1.3 Gates: All gates newly constructed that control ingress to any building shall have an approved key safe.

Section 918.1.4 Location: All key safe locations shall be determined by the Code Official and shall be between fifty-five inches (55") and sixty five inches (65") above grade.

Add Section 919.0 Existing buildings: Existing buildings or portion thereof in which the Use Group changes to a Use Group that would require a fire alarm system for new buildings, shall be so equipped in accordance with the applicable section of the ICC International Building Code or as otherwise amended by the Village.

Chapter 10: Means of egress

Section 1017.2.2 Delete the section and insert the following: 8.6 Roof vent increase . In buildings that are one story in height equipped with an automatic smoke and heat vents or an approved exhaust system and equipped throughout with an automatic sprinkler system in accordance with section 903.3.3.1.1, the maximum exit access travel distance shall be 400 feet in occupancies in groups F-1, F-2, S-1 and S-2.

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Section 1028.6 Egress at rail sidings Add the following: Inset stairs and emergency exit doors shall be provided along the rail served sides of the building. Included at these egress points shall be a 3 foot wide aisles, at grade bituminous path from the building to the fire access lane.

Chapters 57, 58 and 61 Specific High hazard quantity limits

Section 5704.2.9.6.1 The fire department should determine these requirements.

Section 5706.2.4.4 The fire department should determine these requirements.

Section 5806.2 The fire department should determine these requirements.

Section 6104.2 The fire department should determine these requirements.

Chapter 80 Change the following referenced standards

ICC

Delete the International Zoning Code

Delete the references to the International Plumbing Code and insert the Illinois Plumbing Code

International Private Sewage Disposal Code

NFPA The current edition of the NFPA standards shall be used.

See the Building Code for changes to these standards

Adopt the following appendices

Appendix B Fire Flow Requirements for Buildings

Appendix C Fire Hydrant Location and Distribution

Appendix D Fire Apparatus Road Access

Appendix E Hazard Categories

Appendix F Hazard Rankings

Appendix G Cryogenic Fluids – Weight and Volume Equivalents

Appendix H Hazardous Materials Management Plan (HMMP) and Hazardous Materials Inventory Statement (HMIS)

Appendix J Building Information Signs

Appendix K Construction Requirements for Existing Ambulatory Care Facilities

Appendix Requirements for Fire Fighter Air Replenishment Systems

APPENDIX C FIRE HYDRANT LOCATIONS AND DISTRIBUTION

SECTION C106 ADDITIONAL REQUIREMENTS

Add this section as new:

Water supplies shall be delivered under pressure to fire hydrants as follows:

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1. Access to fire hydrants shall be all-weather access-ways adequate in width, clearance, and strength for firefighting purposes. Such routes, including private access routes, shall be maintained accessible during all seasons of the year.
2. It shall be unlawful to obstruct from view, damage, deface, obstruct, or restrict in any way the access to any fire hydrant or any fire department system connection, including fire hydrants/connections located on public or private roadways. All vehicles blocking such equipment shall be either moved immediately upon proper notification, or be subject to ticketing and towing according to local ordinances. The Elwood Fire Protection District, located in Will County, shall not be held liable for any damages occurring to vehicles or other property improperly located in violation of this section.
3. Property owners, or their hired contractor, shall not bury any fire hydrant under snow on private or public roadways. All hydrants shall have complete access around all hydrants with access to all ports and valves.

153.49. ADDITIONS, INSERTIONS, DELETIONS AND CHANGES TO THE ILLINOIS ACCESSIBILITY CODE

Section 400.110c 400.110 c) When there are conflicts between the Illinois Accessibility Code and the 2018 International Building Code, the stricter shall apply.

153.51. ADDITIONS, INSERTIONS, DELETIONS AND CHANGES TO NFPA 101 LIFE SAFETY CODE

There are no additions, insertions, deletions or changes.

153.50. ADDITIONS, INSERTIONS, DELETIONS AND CHANGES TO THE URBAN-WILDLAND INTERFACE CODE

Section 101.1: Insert "The Village of Elwood".

Section 106 Means of Appeal Delete the entire section and insert the following:
The Village Board shall act as the appeals board.

Section 109.4.7 Insert "See the Village of Elwood Fee Schedule."

Section 114.4 Insert "See the Village of Elwood Fee Schedule."

Section 302.1 There are currently no designate wildland interface areas.

Adopt appendices A - H

Appendix A General Requirements
Appendix B Vegetation Management Plan
Appendix C Fire Hazard Severity Form
Appendix D Fire Danger Rating System

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Appendix E Findings of Fact

Appendix F Characteristics Of Fire-Resistive Vegetation

Appendix G Self-Defense Mechanism

Appendix H International Urban-Wildland Interface Code Flow chart

153.52. ADDITIONS, INSERTIONS, DELETIONS AND CHANGES TO THE INTERNATIONAL EXISTING BUILDINGS CODE

Section 101.1: Insert "The Village of Elwood".

Section 112 Means of Appeal Delete the entire section and insert the following:
The Village Board shall act as the appeals board.

Section 108.2 Insert "See the Village of Elwood Fee Schedule."

Section 1401.2 Insert BOCA 1990

Section 1301.5.4 Fire sprinkler the sprinkler system amendments in Chapter 9 of the IBC and local amendments will be followed regardless of any calculation performed in this section.

153.53. ADDITIONS, INSERTIONS, DELETIONS AND CHANGES TO THE INTERNATIONAL ENERGY CONSERVATION CODE

The following sections are hereby revised as follows:

Chapter 1 Administration and Enforcement

All amendments in the State of Illinois energy Conservation Act shall be followed.

Section C101.1 and R101.1 Insert "The Village of Elwood".

Section C108.4 and R 108.4 are amended to read as follows:

"Unless otherwise provided herein, any person who violates, disobeys, omits, neglects or refused to comply with, or who resists, the enforcement of any of the provisions of this Code, including provisions adopted by reference, or who refuses to remedy a violation of any such provisions or to remedy a hazard of fire, explosion, collapse, contagion or spread of infectious disease found to exist and duly ordered eliminated shall be fined not less than twenty-five and no/100 dollars (\$25.00), nor more than seven hundred-fifty and no/100 dollars (\$750.00), exclusive of court costs and administrative fees established by statute and the costs of prosecution for each offense, and each day upon which such violation continues shall constitute a separate offense."

Section C109.1and R109 Means of Appeal Delete the entire section and insert the following: The Village Board shall act as the appeals board.

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Chapter 15 Referenced Standards

ICC

Delete the references to the International Plumbing Code and insert the Illinois Plumbing Code

153.54. ADDITIONS, INSERTIONS, DELETIONS AND CHANGES TO THE INTERNATIONAL SWIMMING POOL AND SPA CODE

The following sections are hereby revised as follows:

Chapter 1 Administration and Enforcement

Section 101.1 Insert "The Village of Elwood".

Section 106.6.2 See the Village of Elwood fee ordinance

Section 106.6.3 See the Village of Elwood fee ordinance

Section 107.4 is amended to read as follows:

"Unless otherwise provided herein, any person who violates, disobeys, omits, neglects or refused to comply with, or who resists, the enforcement of any of the provisions of this Code, including provisions adopted by reference, or who refuses to remedy a violation of any such provisions or to remedy a hazard of fire, explosion, collapse, contagion or spread of infectious disease found to exist and duly ordered eliminated shall be fined not less than twenty-five and no/100 dollars (\$25.00), nor more than seven hundred-fifty and no/100 dollars (\$750.00), exclusive of court costs and administrative fees established by statute and the costs of prosecution for each offense, and each day upon which such violation continues shall constitute a separate offense."

Section 107.5 Insert "not less than twenty-five and no/100 dollars (\$25.00) and not more than seven hundred-fifty and no/100 dollars (\$750.00)/ (96-03, 01-16-96)

Section 108 Means of Appeal Delete the entire section and insert the following:
The Village Board shall act as the appeals board.

Chapter 15 Referenced Standards ICC

Delete the references to the International Plumbing Code and insert the Illinois Plumbing Code

153.55. BUILDING CONSTRUCTION HOURS OF OPERATION.

Construction or alteration operations shall not be carried on prior to 7:00 AM or later than 7:00 PM Monday through Saturday and not carried on prior to 10:00 AM and no later than 6 PM on Sundays and holidays, unless approved in writing by the Building Official.

Village of
Elwood IL, USA

MEMORANDUM

TO: Village President
Village Board of Trustees

FROM: Marian T. Gibson, Village Administrator *MTG*

RE: An Ordinance Amending the Village of Elwood Code of Ordinances With Respect to Licensing and Regulating Raffles

DATE: January 31, 2018

Background

There is a need to provide methods of fund raising to not-for-profit organizations so as to enable them to meet their stated charitable and social purposes. Uniform regulation for the conduct of standardized games of chance is in the best interests of not-for-profit organizations. It is in the best interest of the Village to license and regulate raffles within the corporate limits of the Village. For the Route 66 Red Carpet Corridor day they are asking each community to do a split the pot raffle. That is why it is necessary for the board to adopt this ordinance.

Recommendation

Staff recommends Village Board adopt the Ordinance Amending the Village of Elwood Code of Ordinances With Respect to Licensing and Regulating Raffles.

Previous Action

The Ordinance was presented to the Village Board on January 3, 2018 Board meeting.

Budgeted Amount

N/A

Attachments

An Ordinance Amending the Village of Elwood Code of Ordinances With Respect to Licensing and Regulating Raffles

ORDINANCE NO. _____

**AN ORDINANCE AMENDING THE VILLAGE OF ELWOOD CODE OF
ORDINANCES WITH RESPECT TO LICENSING AND REGULATING
RAFFLES**

WHEREAS, the Village of Elwood is authorized to license and regulate raffles within the corporate limits of the Village (230 ILCS 15/0.01 *et seq.*) (the "Act"); and

WHEREAS, the Village is a home rule municipal corporation; and

WHEREAS, it is in the best interest of the Village to license and regulate raffles within the corporate limits of the Village.

NOW, THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF ELWOOD, WILL COUNTY, ILLINOIS IN THE EXERCISE OF ITS HOME RULE AND OTHER POWERS AS FOLLOWS:

114.01. Amendment of Code.

That the Village Code of Ordinances be and the same is hereby amended to include the following as Title XI, Chapter 114 Raffles:

Title XI, Chapter 114 RAFFLES

114.02. DEFINITIONS. For the purpose of this Article, the terms defined in this Section have the meanings given them:

(A) CHARITABLE means an organization or institution organized and operated to benefit an indefinite number of the public. The service rendered to those eligible for benefits must also confer some benefit on the public.

(B) EDUCATIONAL means an organization or institution organized and operated to provide systematic instruction in useful branches of learning by methods common to schools and institutions of learning which compare favorably in their scope and intensity with the course of study presented in tax-supported schools.

(C) FRATERNAL means an organization of persons having a common interest, the primary interest of which is to both promote the welfare of its members and to provide assistance to the general public in such a way as to lessen the burdens of government by caring for those that otherwise would be cared for by the government.

(D) LABOR means an organization composed of workers organized with the objective of betterment of the conditions of those engaged in such pursuit

and the development of a higher degree of efficiency in their respective occupations.

(E) NET PROCEEDS means the gross receipts from the conduct of raffles, less reasonable sums expended for prizes, local license fees and other reasonable operating expenses incurred as a result of operating a raffle.

(F) NON-PROFIT means an organization or institution organized and conducted on a not-for-profit basis, with no personal profit inuring to anyone as a result of the operation.

(G) RAFFLE means a form of lottery conducted by an organization licensed under this Article in which:

(1) The player pays or agrees to pay something of value for a chance, represented and differentiated by a number or by a combination of numbers or by some other medium, one or more of which chances is to be designated the winning chance;

(2) The winning chance is to be determined through a drawing or by some other method based on an element of chance by an act or set of acts on the part of persons conducting or connected with the lottery, except that the winning chance shall not be determined by the outcome of a publicly exhibited sporting contest.

(H) RELIGIOUS means any church, congregation, society, or organization founded for the purpose of religious worship.

(I) VETERANS means an organization or association comprised of members of which substantially all are individuals who are veterans or spouses, widows, or widowers of veterans, the primary purpose of which is to promote the welfare of its members and to provide assistance to the general public in such a way as to confer a public benefit.

114.03. LICENSE REQUIRED.

Except for law enforcement agencies and state wide associations that represent law enforcement officials which have a valid license from another jurisdiction, no person, firm entity, partnership, Limited Liability Company, corporation or other entity shall conduct raffles or chances within the Village of Elwood without having first obtained a license therefore pursuant to this Section. Such license must specify the area or areas within the Village in which raffle chances will be sold or issued, the time period during which raffle chances will be sold or issued, the time of determination of winning chances, and the location or locations at which winning chances will be determined. Such license shall be good for only one raffle or for a specified

number of raffles to be conducted during a specified period not exceeding one (1) year.

114.04. APPLICATION.

(A) Application for raffle licenses shall be made to the Director of Finance in writing on a form provided for that purpose. Application forms shall be made available by the Director of Finance at Village Hall.

(B) The application for a license must specify the area or areas within the Village in which raffle chances will be sold or issued, the time period during which raffle chances will be sold or issued, the time of determination of winning chances, and the location or locations at which winning chances will be determined. The application shall also contain a sworn statement attesting to the not-for-profit character of the prospective licensee organization, signed by the presiding officer and the secretary of that organization.

(C) The application shall contain such other information as necessary to determine eligibility.

(D) The application shall not require applicants to report the following information and the Village President shall not consider the following criminal history records in connection with an application for licensure:

- (1) Juvenile adjudications of delinquent minors as defined in Section 5-105 of the Juvenile Court Act of 1987, subject to restrictions set for in Section 5-130 of the Juvenile Court Act of 1987;
- (2) Law enforcement records, court records, and conviction records of an individual who was 17 years old at the time of the offense and before January 1, 2014, unless the entire nature of the offense required the individual to be tried as an adult;
- (3) Records of arrest not followed by a conviction;
- (4) Convictions overturned by a higher court; and
- (5) Convictions or arrests that have been sealed or expunged.

(E) No later than May 1 of each year, the Village must prepare, publicly announce, and publish a report of summary statistical information relating to new and renewal license applications during the preceding calendar year. Each report shall show, at a minimum:

- (1) The number of applicants for a new or renewal license under this Chapter within the previous calendar year;
- (2) The number of applicants for a new or renewal license under this Chapter within the previous calendar year who had any criminal conviction;
- (3) The number of applicants for a new or renewal license under this Chapter in the previous calendar year who were granted a license;
- (4) The number of applicants for a new or renewal license with a criminal conviction who were granted a license under this Chapter within the previous calendar year;
- (5) The number of applicants for a new or renewal license under this Chapter within the previous calendar year who were denied a license; and
- (6) The number of applicants for a new or renewal license with a criminal conviction who were denied a license under this Chapter in the previous calendar year in whole or in part because of a prior conviction.

114.05. INVESTIGATION.

(A) Upon the receipt of an application for a license, the Director of Finance shall refer such application to the proper officer for making investigation within five (5) days of the time of such receipt. The officer charged with the duty of making the investigation or inspection shall make a report thereon, favorable or otherwise, within ten (10) days after receiving the application or a copy thereof.

(B) Upon receipt of all related investigative and inspection reports, the Director of Finance shall forward such reports, together with the application, to the Village President for final determination.

114.06. ISSUANCE OR DENIAL OF LICENSE.

(A) If, after due consideration of the information contained with the application and related investigative and inspection reports, the Village President shall determine that the application is satisfactory, the application shall be approved. Thereupon, the Village Clerk shall notify the applicant that his or its application is approved. The license shall be signed by the President, attested by the Clerk, and then issued to the licensee.

(B) If, after due consideration of the information contained within the application and related investigative and inspection reports, the Village President shall determine that matters concerning the application are unsatisfactory, the application shall be disapproved, indicating the reasons therefore. Thereupon, the Village Clerk shall notify the applicant that his or its application has not been approved, that no license will be issued, and notice of the following:

- (1) A statement about the decision to refuse to issue a license;
- (2) A list of the convictions that the licensing authority determined will impair the applicant's ability to engage in the position for which a license is sought;
- (3) A list of convictions that formed the sole or partial basis for the refusal; and
- (4) A summary of the appeal process or the earliest the applicant may reapply for a license, whichever is applicable.

(C) The applicant may appeal the decision of the Village President, within ten (10) days of receipt thereof, by submitting a petition for appeal, in writing, to the Board of Trustees. The Board of Trustees may, by vote of a majority of the Trustees, reverse the decision of the Village President.

(D) The Village President shall act on a license application within thirty (30) days from the date of application.

114.07. ELIGIBILITY AND RESTRICTIONS.

(A) Licenses shall be issued only to bona fide religious, charitable, labor, fraternal, educational or veterans' organizations that operate without profit to their members and which have been in existence continuously for a period of five (5) years immediately before making application for a license and which have had during that entire five-year period a bona fide membership engaged in carrying out their objectives or to a non-profit fundraising organization that is organized for the sole purpose of providing financial assistance to an identified individual or group of individuals suffering extreme financial hardship as the result of an illness, disability, accident or disaster.

(B) A license may not be issued under this Article to:

- (1) Any person whose felony conviction will impair the person's ability to engage in the licensed position;

- (2) Any person who is or has been a professional gambler or gambling promoter;
- (3) Any person who is not a good moral character;
- (4) Any firm or corporation in which a person defined in (1), (2) or (3) has a proprietary, equitable or credit interest, or in which such a person is active or employed;
- (5) Any organization in which a person defined in (1), (2) or (3) is an officer, director, or employee, whether compensated or not;
- (6) Any organization in which a person defined in (1), (2) or (3) is to participate in the management or operation of a raffle as defined in this Article.

(C) The Village President, upon a finding that an applicant for a license was convicted of a felony shall consider any evidence of rehabilitation and mitigating factors contained in the applicant's record, including any of the factors and evidence, to determine if the conviction will impair the ability of the applicant to engage in the position for which a license is sought:

- (1) The lack of direct relation of the offense for which the applicant was previously convicted to the duties, functions, and responsibilities of the position for which a license is sought;
- (2) Whether 5 years since a felony conviction or 3 years since release from confinement for the conviction, whichever is later, have passed without a subsequent conviction;
- (3) If the applicant was previously licensed or employed in this State or other states or jurisdictions, then the lack of prior misconduct arising from or related to the licensed position or position of employment;
- (4) The age of the person at the time of the criminal offense;
- (5) Successful completion of sentence and, for applicants serving a term of parole or probation, a progress report provided by the applicant's probation or parole officer that documents the applicant's compliance with conditions of supervision;

- (6) Evidence of the applicant's present fitness and professional character;
- (7) Evidence of rehabilitation or rehabilitative effort during or after incarceration, or during or after a term of supervision, including, but not limited to, a certificate of good conduct under Section 5-5.5-25 of the Unified Code of Corrections or a certificate of relief from disabilities under Section 5-5.5-10 of the Unified Code of Corrections; and
- (8) Any other mitigating factors that contribute to the person's potential and current ability to perform the duties and responsibilities of the position for which a license or employment is sought.

114.08. LIMITATIONS.

- (A) The maximum aggregate retail value of all prizes or merchandise awarded by a license in a single raffle shall be \$150,000.00 unless the applicant follows the procedure as established in Paragraph (E).
- (B) The maximum retail value of each prize awarded by a licensee in a single raffle shall be \$150,000.00 unless the applicant follows the procedure as established in Paragraph (E).
- (C) The maximum price which may be charged for each raffle chance issued or sold shall be \$250.00.
- (D) The maximum number of days during which chances may be issued or sold for any raffle shall be Three Hundred Sixty-Four (364) days.
- (E) Any applicant requesting a license for a raffle in which the maximum aggregate retail value of all prizes or the maximum retail value of each individual prize will exceed \$150,000.00 must receive prior approval of the Village Board of Trustees. The application for a raffle in which prizes exceed the value of \$150,000.00 shall be made and investigated as outlined in this Article. Following the investigation the Village President shall cause the application to be placed on the meeting agenda for action by the Board of Trustees prior to the issuance of said license.

114.09. RAFFLES MANAGER – BOND.

- (A) All operation of and conduct of raffles shall be under the supervision of a single raffles manager designated by the organization. The manager shall give a fidelity bond in the sum of the aggregate retail value of all prizes or merchandise to be awarded by the licensee in the raffle, conditioned

upon his honesty in the performance of his duties. Such bond shall be given before the issuance of a license under this Article, shall be in the name of the Licensee, and shall be in a form and with a surety acceptable to the Village.

(B) Terms of the bond shall provide that notice shall be given in writing to the Village not less than thirty (30) days prior to its cancellation.

(C) The Mayor shall be authorized to waive the bond requirement and to include a waiver provision in the license issued to an organization under this Article, provided that (1) all the requirements of this Article have been met by the applicant; (2) the applicant has complied with the provisions of 230 ILCS 15/5 (sec. 5 of the Illinois Raffles Act); and (3) the organization provides a resolution adopted by a unanimous vote of its governing body requesting such a waiver. An appeal of the decision of the Mayor with regard to waiving bond may be made to the Board of Trustees within five (5) days of said decision.

114.10. CONDUCT OF RAFFLES.

Raffles licensed by this Article shall be conducted subject to the following restrictions:

(A) The entire net proceeds of any raffle must be exclusively devoted to the lawful purpose of the organization permitted to conduct that raffle.

(B) No person except a bona fide member of the sponsoring organization may participate in the management or operation of the raffle.

(C) No person may receive any remuneration or profit for participating in the management of the raffle.

(D) A licensee may rent a premises on which to determine the winning chance or chances in a raffle only from an organization which is also licensed under this Article.

114.11. RECORDS.

(A) Each organization licensed to conduct raffles and chances shall keep records of its gross receipts, expenses and net proceeds for each raffle. All deductions from gross receipts for each raffle shall be documented with receipts or other records indicating the amount, a description of the purchased item or service or other reason for the deduction, and the recipient. The distribution of net proceeds shall be itemized as to payee, purpose, amount and date of payment.

(B) Gross receipts from the operation of raffle programs shall be segregated from other revenues of the organization. Each organization shall have separate records of its raffles. The person who accounts for gross receipts,

expenses and net proceeds from the operation of raffles shall not be the same person who accounts for other revenues of the organization.

(C) Each organization licensed to conduct raffles shall report monthly to its membership, and to the Village its gross receipts, expenses and net proceeds from raffles, and the distribution of net proceeds itemized as required by this Section.

(D) Records required by this Section shall be preserved for three (3) years, and organizations shall make available their records relating to operation of raffles for public inspection at reasonable times and places.

114.12. LICENSES NOT ASSIGNABLE: UNLAWFUL USE

(A) No license may be assigned, sold, loaned, transferred, used as collateral or otherwise encumbered.

(B) No person, firm or corporation shall alter, deface, forge or counterfeit any license by the Village.

114.13. SUSPENSION OR REVOCATION.

A raffle license issued under the provisions of this Article may be revoked or suspended by the Village President if the licensee or raffle manager has:

(A) Violated any of the provisions of this Article;

(B) Violated any ordinance of the Village or any state law of the State of Illinois, or any federal law of the United States, the violation of which reflects unfavorably on the fitness of the licensee or raffle manager to continue to conduct the licensed raffle within the Village; or

(C) The licensing requirements are no longer met.

Prior to suspension or revocation, the licensee shall be given notice of the proposed action to be taken and shall have an opportunity to be heard by the President and Board of Trustees.

114.14. LIMITED APPLICATION.

Nothing in this Article shall be construed to authorize the conducting or operating of any gambling scheme, enterprise, activity or device other than raffles as provided for herein.

114.15. NON-LIABILITY OF VILLAGE.

The Village of Elwood expressly assumes no responsibility or liability whatsoever with regard to the collection of monies, the conduct of, the results of, or any matter relating to, any raffle conducted pursuant to this Article.

114.16. PERSONS UNDER 18

A person under the age of 18 years may participate in the conducting of raffles or chances only with the permission of a parent or guardian. A person under the age of 18 years may be within the area where winning chances are being determined only when accompanied by his parent or guardian.

114.17. GEOGRAPHIC LIMITS

Licenses issued pursuant to this Section only permit the sale of raffle tickets within the corporate limits of the Village of Elwood, except when the license is issued for a law enforcement agency or an agency that a statewide association represents law enforcement officials and the "Key Location" (as defined by the "Act") is situated within the Village of Elwood.

114.18. LICENSE FEE

The fee for a raffle license is \$10.00 and shall be paid at the time of application.

Section 2. Severability. If any section, paragraph, clause or provision of this Ordinance is held invalid, the invalidity of such section, paragraph, clause or provision shall not affect any of the other provisions of this Ordinance.

Section 3. Repealer. All ordinances, resolutions, orders or parts thereof, which conflict with the provisions of this Ordinance, is to the extent of such conflict, hereby repealed.

Section 4. Effective Date. This Ordinance shall be in full force and effect after its passage, approval, and publication in pamphlet form.

PASSED by the Board of Trustees of the Village of Elwood, Will County, Illinois, this

_____ day of _____, 2018, by the following roll call vote:

NAME	AYE	NAY	ABSENT	ABSTAIN
Trustee Don LaPaglia	_____	_____	_____	_____
Trustee Jasen Melahn	_____	_____	_____	_____
Trustee Mary Matichak	_____	_____	_____	_____
Trustee Dean Lowrance	_____	_____	_____	_____
Trustee Darryl P. Lab	_____	_____	_____	_____

APPROVED by Doug Jenco, as Village President of the Board of Trustees of the Village of Elwood, Will County, Illinois on this _____ day of _____, 2018.

Doug Jenco
Village President
Village of Elwood, Will County, Illinois

(SEAL)

ATTEST:

Julie Friebele
Village Clerk
Village of Elwood, Will County, Illinois



MEMORANDUM

TO: Village President
Village Board of Trustees

FROM: Marian T. Gibson, Village Administrator

RE: An Ordinance Approving Water and Sewer Rates for the Village of Elwood

DATE: January 31, 2018

Background

Current water and sewer rates escalate annually at a 3% rate for residents and businesses. Recently Ehlers & Associates, Inc. was retained by the Village to prepare a financial management plan. The Village water fund is not able to support the operations of the water department. It was recommended by Ehlers to increase the water charges 6% annually and maintain the sewer portion at 3% increases annually. Under the recommendation by Ehlers it would go into effect May 1, 2018.

Recommendation

Staff recommends Village Board review the Ordinance Approving Water and Sewer Rates for the Village of Elwood

Previous Action

N/A

Budgeted Amount

N/A

Attachments

An Ordinance Approving Water and Sewer Rates for the Village of Elwood

VILLAGE OF ELWOOD

ORDINANCE _____

**AN ORDINANCE AMENDING ORDINANCE 714, RESOLUTION 2004-05-11,
RESOLUTION 2007-07-07, AND RESOLUTION 2009-2010-09 WATER AND SEWER
RATES FOR THE VILLAGE OF ELWOOD, WILL COUNTY, ILLINOIS**

**PASSED AND APPROVED BY
THE PRESIDENT AND BOARD OF TRUSTEES
THE _____ DAY OF _____, 2018**

**Published in pamphlet form by
authority of the corporate
authorities of the Village of Elwood,
Illinois
The _____ day of _____, 2018**

ORDINANCE _____

**AN ORDINANCE AMENDING ORDINANCE 714, RESOLUTION 2004-05-11,
RESOLUTION 2007-07-07, AND RESOLUTION 2009-2010-09 WATER AND SEWER RATES
FOR THE VILLAGE OF ELWOOD, WILL COUNTY, ILLINOIS**

WHEREAS, the Village of Elwood, Will County, Illinois (the "Village") is a duly constituted and existing municipality and a home rule unit pursuant to Section 6 of Article VII of the Constitution of the State of Illinois; and

WHEREAS, the Corporate Authorities of the Village established water and sewer rates through Ordinance 714 (the "Ordinance"), effective May 1, 2003, which provides, in pertinent part, that the Corporate Authorities have the power and authority to determine the appropriate rates and charges for water and sewer services; and

WHEREAS, the Corporate Authorities have previously established mandatory minimum charges for the aforementioned utility services through Resolution 2004-05-11, Resolution 2007-07-07, and Resolution 2009-2010-09; and

WHEREAS, the Corporate Authorities desire to adjust the mandatory minimum charge for these utility services to more closely recover the cost of maintaining them;

NOW THEREFORE, BE IT ORDAINED by the Village President and the Board of Trustees of the Village of Elwood, Will County, Illinois, pursuant to its statutory and home rule authority, as follows:

Section One: Beginning May 1, 2018, and every year thereafter on May 1, the water and sewer rates for residential, commercial and industrial users shall be adjusted annually in accordance with the change in Consumer Price Index for Midwestern Cities applicable to that calendar year as determined by the United States Bureau of Labor Statistics, or by six (6%) for water and three (3%) for sewer, whichever is greater.

Section Two: The initial adjustment to water and sewer rates for residential, commercial and industrial users shall be based on the rates in effect on April 30, 2017, as established by Resolution 2009-2010-09.

Section Three: This Ordinance shall supersede any ordinances, resolutions, or motions or parts of ordinances, resolutions or motions in conflict with any part herein, and any such ordinance, resolutions, motions, or parts thereof, are hereby repealed.

Section Four: If any section, paragraph or provision of the Ordinance shall be held invalid or unenforceable for any reason, such invalidity or unenforceability shall not affect any of the remaining provisions of this Ordinance.

Section Five: This Ordinance shall be in full force and effect from and after its passage and approval by roll call vote:

NAME	AYE	NAY	ABSENT	ABSTAIN
Trustee Jasen Melahn	_____	_____	_____	_____
Trustee Don LaPaglia	_____	_____	_____	_____
Trustee Mary Matichak	_____	_____	_____	_____
Trustee Dean Lowrance	_____	_____	_____	_____
Trustee Darryl P. Lab	_____	_____	_____	_____

PRESENTED to the Board of Trustees of the Village of Elwood, Will County, Illinois this _____ day of _____, 2018

PASSED by the Board of Trustees of the Village of Elwood, Will County, Illinois this _____ day of _____, 2018

SIGNED by the Village President of the Board of Trustees of the Village of Elwood, Will County, Illinois this _____ day of _____, 2018

Doug Jenco
Village President
Village of Elwood, Will County, IL

ATTEST:

Julie Friebele
Village Clerk
Village of Elwood, Will County, IL

Village of
Elwood IL, USA

MEMORANDUM

TO: Village Board of Trustees

FROM: Pat Winters, Permit Technician

RE: Kopec Residence 21348 Oxbow Court Lot 79 - Waiver of Extension Fee for Permit

DATE: February 7, 2018

CC: Marian T. Gibson, Village Administrator *M.T.G.*

Background

See Attached letter from Mr. James Kopec requesting a waiver of the 25% fee to extend his building permit.

November 21, 2007 – Ordinance 876 was passed and approved by the Board which states, “All permits shall be for a period of one (1) year, all extensions of permit time shall be calculated at twenty-five percent (25%) of the original total permit fee and shall extend the life of the permit for a six (6) month period.”

November 29, 2016 - Permit was completed

January 18, 2017 - Permit was paid in the sum of \$15,160.66.

February 15, 2017 - First Inspection was done for Foundation Backfill.

March 7, 2017 - The electrical service was inspected and passed

June 21, 2017 - Ordinance 1073 repealed the fire sprinklers for single family homes and was passed and approved by the board.

July 6, 2017 - Refunded the Park Impact fee of \$1,684.34, makes total permit \$13,476.34.

July 21, 2017 - Water and sewer connections were inspected and approved.

January 18, 2018 - Building Permit Expired

Recommendation

Review above timeline to consider if permit extension fee should be waived.

Previous Action

None

Fee Amount

The 25% of total permit fee is \$3,369.09.

Attachments

Letter from Mr. Kopec

Mr. Kopec did submit loan documents we did not include due to privacy concerns.

Village of Channahon's Ordinance on Permit Extensions

Village of Elwood Board Minutes from June 7, 2017

To the Village of Elwood and those on the Board

Regarding Permit #2016-11-05

I am writing this letter to request an extension of the above mentioned permit number as it was brought to my attention that my permit is 1 year old and expired.

I am asking for this extension to get my home finished because of the following reasons that have delayed my construction process

1. The home was started in the middle of winter in February of 2016 which slowed the process due to weather
2. As the home moved forward there was a significant delay of approximately 2 months as the village reviewed the sprinkler ordinance, which I wanted to wait on until the final decision was made which ultimately was to remove the sprinkler system as being required
3. After this ordinance was removed we moved forward with the home and then towards around November of 2016 I was dealing with a sick parent who is now going to have open heart surgery on Jan 31st 2018.
4. I also had an investor who was supposed to back me once I got the home under roof, unfortunately this investor wasn't true to his word.
5. I contacted another end investor who financed the remainder of this project and I closed on the loan on January 17th 2018 because I wanted to move this project forward and get it done

I am asking for you to extend my permit until the end of April 2018 as this is when the end investor wants the home completed by, I am asking you to please work with me and waive any fees as I already incurred over \$7,000 in costs to close on this loan to get the home done, this home is already sitting waiting to get inspections ready to drywall, and I'm losing almost 2 more weeks now waiting for the next meeting on Feb 7th.

I have loan documents that I will bring to the meeting to show you I am serious about getting the home completed, and am asking you to please not charge me to renew the permit as I already closed on the loan and can't go back and ask for more money

I apologize that it has taken this long, I usually get a home done in 6 months so this is a huge aggravation for me as well

Thank you for hearing my case and concern

James Kopek(708-785-3622)



Channahon's ordinance states "Permit that has expired after one year shall require re-application at 100% of the initial fee. The discretion of the Building Official may allow a prorated fee commensurate with completed work."



VILLAGE BOARD MINUTES

MEETING OF JUNE 7, 2017

The Regular Meeting of the Village Board of Trustees, Village of Elwood, June 7, 2017, at 7:00 PM, was called to order by Village President Todd C. Matichak.

Present: Village President Todd C. Matichak, Village Board Trustees: Don LaPaglia, Doug Jenco, Mary Matichak, Dean Lowrance and Darryl P. Lab

Also, Present: Village Clerk Julie Friebele, Village Administrator Marian T. Gibson, Public Works Superintendent Larry Lohmar, Attorney David J. Silverman and Attorney Jordan M. Kielian

Not Present: Trustee: Jasen Melahn

The meeting opened with the Pledge to the Flag.

PRESENTATIONS AND PUBLIC HEARINGS

The Village's building inspection services consultant provided an overview of positive and negative impacts of the sprinkler requirement.

Mayor Matichak read a letter from property owners concerning their specific situations and concerns about the new construction requirement to install a fire sprinkler system in single family residence.

PUBLIC COMMENTS

Members of the audience expressed concerns about the affordability and the requirement of a fire sprinkler system in a single-family residence. There were concerns about growth, development and the additional costs that are incurred installing a fire sprinkler system.

A member of the audience inquired about a proposed warehouse facility in Elwood and Manhattan. The member was requested to attend the Open House on June 27, 2017, from 3:00 – 7:00 pm. at the Village Hall to receive information on the proposed facility.

CONSENT AGENDA

A motion was made by Trustee LaPaglia to approve the Consent Agenda as follows:

- The Regular Minutes of May 17, 2017, Village Board meeting.
- The Closed Session Minutes of May 17, 2017, Not For Release.

Trustee Jenco seconded the motion. All the Village Board Trustees present voted in favor of the motion. The motion carried.

REPORTS & COMMUNICATIONS FROM VILLAGE OFFICIALS

Administration – Village Administrator Marian T. Gibson

ALLIANT/MESIROW INSURANCE PLANS

Representative Adriana Duenas, Senior Vice President of Alliant/Mesirow presented to the Village Board the proposed employee medical, dental and life insurance plans for the 2017-2018 annual renewal. Ms. Duenas discussed the meetings she had with the Village's insurance committee that consisted of employee representatives from the police department, public works department and administration. The insurance committee recommended the Village offer the employees medical insurance with Blue Cross Blue Shield (BCBS) consisting of 3 plans, PPO, HSA and HMO. Further, the insurance committee recommended an employee contribution rate of 25% of the health insurance premiums. Trustee Jenco made a motion approve the employee dental, life and the Blue Cross Blue Shield (BCBS) medical insurance 3 plans, PPO, HSA and HMO as presented and the employee contribution rate of 25% of the health insurance premiums. Trustee LaPaglia seconded the motion. A vote was called: Trustee LaPaglia – yes, Trustee Jenco – yes, Trustee Matichak – yes, Trustee Lowrance – yes, Trustee Lab – yes. The motion carried.

INSPECTIONAL SERVICES CONTRACT

The Village is continuing to grow, subsequently increasing the demand for building permits, plan reviews, building and electrical inspections and code enforcement matters. The Village received quotes from 2 companies, B & F Construction Code Services and SAFEbuilt.

Trustee Jenco made a motion to approve the Inspectional Service Contract with B & F Construction Code Services. Trustee LaPaglia seconded the motion. A vote was called: Trustee LaPaglia – yes, Trustee Jenco – yes, Trustee Matichak – yes, Trustee Lowrance – yes, Trustee Lab – yes. The motion carried.

LAUTERBACH AND AMEN, LLP PROPOSAL FOR OUTSOURCED ACCOUNTING SERVICES

This agenda item was not addressed.

Public Works – Superintendent Larry Lohmar

AN ORDINANCE DECLARING SURPLUS AND AUTHORIZING DISPOSAL AND/OR SALE

On January 2017, there was a wind storm which caused the roof on Public Works Building 2 to blow off. Due to the damage caused by the storm and the age of the building the Village Board voted to demolish the building instead of repairing it. The overhead doors and openers were salvaged. Superintendent Lohmar is requesting the Village Board surplus the overhead doors and openers authorize disposal and/or sale of said items. Trustee LaPaglia made a motion to adopt the Ordinance Declaring Surplus and Authorizing Disposal and/or Sale of the overhead doors and openers. Trustee Matichak seconded the motion. A vote was called: Trustee LaPaglia – yes, Trustee Jenco – yes, Trustee Matichak – yes, Trustee Lowrance – yes, Trustee Lab – yes. The motion carried.

Director of Communications and Events Jamie Mack

ELWOOD CHILDREN'S GARDEN ROOF REPLACEMENT PROJECT

The structures at Elwood Children's Garden require shingle replacement, this was a project that was

approved in the 2017-18 Village of Elwood Budget. The budget allots \$7,000 for two roofs, the garden shed and the garage; however, quotes include a third structure, the pavilion. The Village received 3 quotes for the project. CR Construction's bid in the amount of \$6,850.00 was the lowest and is a local Elwood company. Trustee Matichak made a motion to approve the CR Construction proposal in the amount of \$6,850.00 to replace the garden shed, garage and the pavilion roofs with steel material. Trustee Jenco seconded the motion. A vote was called: Trustee LaPaglia – yes, Trustee Jenco – yes, Trustee Matichak – yes, Trustee Lowrance – yes, Trustee Lab – yes. The motion carried.

Village President – Todd C. Matichak

AMENDMENT TO THE BUILDING CODE ORDINANCE – RESIDENTIAL FIRE SPRINKLER

There was a discussion relating Ordinance No. 1043, An Ordinance Establishing a Uniform Building Code for the Village of Elwood and the requirement to install a fire protection sprinkler system in a new construction single-family residence and if the said requirement should be repealed. This agenda item is pending.

OTHER BUSINESS

No other business.

PUBLIC COMMENTS

Members of the audience expressed concern because they have commenced with the construction their homes and are at a standstill and do not want to move forward with construction until the board makes a decision concerning the Ordinance requiring the fire protection sprinkler system in a single-family residence. They would like to Board to make a decision if the requirement will be repealed or amended at the next board meeting on June 21, 2017, so they can move forward with construction.

Comments were made concerning the hole in the alley that is need of repair next to Archer Park. Also, would like to know if there are going to be additional improvements made at the park. Would like to see some fencing between the park and alleyway. The Village is currently reviewing options for park improvements.

A resident asked about installing bathrooms in the basement of the Village Hall. The Village is currently getting bids for improvements which would include bathrooms in the basement.

CLOSED SESSION

No Closed Session.

ACTIONS TO BE TAKEN FOLLOWING THE CLOSED SESSION MEETING

No Closed Session, no actions to be taken.

ADJOURNMENT

A motion was made by Trustee LaPaglia to adjourn the meeting. Trustee Jenco seconded the motion. All the Village Board Trustees present voted in favor of the motion. The motion carried.

Julie Friebele, Village Clerk



ELWOOD POLICE DEPARTMENT

Monthly Report

Date: January 26, 2018

Month: December, 2017

ACTIVITY REPORT:

The below statistical data was supplied by the Will County 911 System Administration based upon the department's computer aided dispatch (CAD) information through WESCOM PSAP. During the month of December, the department responded to **308** Calls for Service (CFS). Please see the attached incident type count report for a list of all CFS.

TRAFFIC REPORT:

Traffic Enforcement Summary

Type	Month	YTD 2017	YTD 2016	YTD 2015	YTD 2014	YTD 2013
Local Citations (O.V.)	2	160	142	103	165	389
State Citations	102	3992	2453	4250	2622	1486
Overweight Violations	(3)	(168)	(63)	(124)	(124)	(57)
TOTAL	104	4152	2595	4353	2787	1932

ARREST REPORT: (16)

12/3/2017	Male, 28, Chicago, No Valid License.
12/4/2017	Male, 34, Chicago, No Valid Registration.
12/5/2017	Male, 33, Elwood, Domestic Battery.
12/6/2017	Female, 34, Bourbonnais, Driving While License Suspended.
12/6/2017	Male, 40, Wilmington, Outstanding Warrant.
12/10/2017	Male, 37, Wheaton, Theft Over \$500.
12/11/2017	Male, 29, Chicago Ridge, Driving While Registration Suspended.
12/11/2017	Male, 26, Joliet, No Valid License.
12/12/2017	Male, 24, Midway Park, NC, Speeding 26-34 Over Speed Limit.
12/14/2017	Male, 34, Kankakee, No Valid License.
12/14/2017	Male, 24, Joliet, Driving While Registration Suspended.
12/15/2017	Female, 27, Lockport, No Valid License.
12/17/2017	Female, 64, Elwood, Criminal Damage to Property.
12/18/2017	Male, 49, Oak Forest, No Valid License.
12/22/2017	Female, 47, Chicago, No Valid License.
12/24/2017	Male, 31, South Chicago Heights, Outstanding Warrant.

Arrest Report Summary

Type	Month	YTD		YTD		YTD		YTD	
		2017	2016	2015	2014	2013			
Traffic Arrests	11	347	247	134	188	80			
Warrant Arrests	2	36	28	21	41	22			
Criminal	3	27	26	13	44	16			
	TOTAL	16	410	301	168	273	118		

TRAINING REPORT:

OFFICER	CLASS	DATE	Hours
Sgt. Andrew Anderson	ILEAS SWAT WMD	12/12-16/17	40

Total Training Hours: 40

Fred W. Hayes
Chief of Police

ELWOOD POLICE DEPARTMENT
Incident Type Count CFS
12/1/2017 12:00:00 AM to 12/31/2017 12:00:00 AM

<u>UCR Code/Description</u>	<u>Count</u>
	13
0460 - BATTERY	1
0486 - DOMESTIC BATTERY	1
0815 - THEFT OVER \$500	2
1310 - CRIMINAL DAMAGE PROPERTY	1
2430 - ILLEGAL TRANSPORTATION ALCOHOL	1
2440 - RECKLESS DRIVING	1
2455 - NO VALID REGISTRATION	2
2460 - CANCELLED/SUSPENDED/REVOKEKED REGISTRATION	2
2461 - OPERATION UNINSURED MOTOR VEHICLE	3
2470 - NO VALID DRIVERS LICENSE	4
2480 - SUSPENDED/REVOKEKED DRIVERS LICENSE	1
2485 - DRIVER AND PASSENGER SAFETY BELTS	2
2490 - UNLAWFULE USE OF DRIVER'S LICENSE	1
5081 - IN-STATE WARRANT	2
6303 - PARKING: ENFORCEMENT	1
6513 - MOTORIST ASSIST	10
6548 - ACCIDENT: HIT AND RUN (PROPERTY DAMAGE)	2
6556 - ACCIDENT: PERSONAL INJURY	1
6558 - ACCIDENT: PROPERTY DAMAGE	4
6559 - ACCIDENT: INVOLVING TRAIN	1
6563 - ACCIDENT: PRIVATE PROPERTY	3
6584 - FAILURE TO SIGNAL	1
6594 - SPEEDING: 26-34 MPH OVER POSTED LIMIT	1
6599 - TRAFFIC COMPLAINT	3
6601 - SPEEDING: RADAR	6
6604 - TOO FAST FOR CONDITIONS	1
6605 - TRAFFIC SIGN VIOLATION	12
6606 - TRAFFIC SIGNAL VIOLATION	1
6608 - IMPROPER LANE USAGE	2
6611 - IMPROPER TURN AT INTERSECTION	1
6615 - FAILURE TO YIELD: MERGING TRAFFIC	1
6618 - FAILURE TO YIELD: PRIVATE ROAD	1
6631 - IMPROPER LIGHTING (NO TAILLIGHTS)	1
6633 - IMPROPER LIGHTING (ONE HEADLIGHT)	1

6636 - SIZE WEIGHT LOAD LENGTH VIOLATIONS	21
6644 - VERBAL WARNING	27
6648 - OTHER EQUIPMENT VIOLATIONS (CITATIONS ISSUED)	1
6651 - OVERWEIGHT VIOLATION	3
6653 - IMPROPER DISPLAY OF REGISTRATION	1
6674 - DISOBEY LANE CONTROL SIGN	1
6676 - DRIVING COMPLAINT	1
6712 - EXPIRED REGISTRATION	6
9001 - ASSIST: FIRE DEPARTMENT	10
9002 - ASSIST: COUNTY POLICE	4
9003 - ASSIST: STATE POLICE	1
9004 - ASSIST: OTHER POLICE DEPARTMENT	4
9011 - ASSIST: PUBLIC WORKS	2
9021 - BUILDING CHECK (OFFICER CALLED TO SCENE)	1
9031 - LOCK OUT	4
9039 - OTHER PUBLIC SERVICE	22
9046 - BURGLAR ALARM	16
9048 - INVESTIGATE OPEN DOOR/WINDOW	2
9058 - LOUD NOISE COMPLAINT	1
9059 - OTHER PUBLIC COMPLAINT	2
9062 - FOUND ARTICLES	1
9083 - ASSIST: AMBULANCE	21
9093 - PUBLIC COMPLAINT/NUISANCE REPORTS	9
9101 - SUSPICIOUS AUTO	3
9102 - SUSPICIOUS NOISE	1
9103 - SUSPICIOUS PERSON	1
9110 - DISTURBANCE/DISPUTES	1
9115 - HUNTER COMPLAINTS	1
9116 - MINI-BIKE/ATV COMPLAINTS	1
9150 - CIVIL MATTER	1
9164 - JUVENILE PROBLEM	1
9175 - DOMESTIC TROUBLE	2
9209 - STRAY DOGS/LEASH LAW	2
9215 - ANIMAL (FOUND)	3
9217 - ANIMAL WARNING TICKET	1
9219 - OTHER ANIMAL COMPLAINTS/INVESTIGATIONS	1
9270 - INFORMATION EXCHANGE	1
9356 - SUSPICIOUS CIRCUMSTANCES	1
9367 - HARASSMENT	2
9440 - BANK DEPOSIT	3

9507 - STATION INFORMATION	8
9610 - MARRIAGE: CRISIS INTERVENTION	2
9611 - FAMILY: CRISIS INTERVENTION	1
9618 - JUVENILE-OTHER: CRISIS INTERVENTION	1
9700 - FOLLOW UP	4
9759 - OTHER COMMUNITY SERVICES	1
9760 - CITIZEN ASSIST	7
9798 - WELFARE CHECK	3
9916 - NOTIFICATIONS	1
9999 - NO UCR PROVIDED BY OFFICER	2

Total Overall Count: 308

Elwood Police Department
Master Summary

12/1/2017 12:00:00 AM TO 12/31/2017 12:00:00 AM

<u>Incident Number</u>	<u>Report #</u>	<u>Beat</u>	<u>Units</u>	<u>Officers</u>	<u>Incident Date</u>	<u>Dispo</u>	<u>UCR</u>	<u>Address</u>	
00005752	E105	*E7202	Lightfoot, Randall	12/1/2017 10:12:11 AM	05	9093 - PUBLIC COMPLAINT/NUISANCE REPORTS	21115 S MAGNOLIA LN		
00005755	E101	*E7214	Lohmar, Anthony	12/1/2017 2:28:46 PM	11	6636 - SIZE/WEIGHT LOAD LENGTH VIOLATIONS	W MISSISSIPPI AVE / S DEER RUN DR		
00005757	E103	*E7214	Lohmar, Anthony	12/1/2017 9:13:54 PM	17	6615 - FAILURE TO YIELD: MERGING TRAFFIC	W IRA MORGAN RD / S RT 53		
00005763	E103	*E7214	Lohmar, Anthony	12/2/2017 3:13:05 PM	17	6712 - EXPIRED REGISTRATION	S RT 53 / S DOUGLAS ST		
00005764	E103	*E7214	Lohmar, Anthony	12/2/2017 3:35:06 PM	11	6606 - TRAFFIC SIGNAL VIOLATION	S RT 53 / W IRA MORGAN RD		
00005769	E104	*E7106	Hartley, James	12/2/2017 10:30:04 PM	17	6601 - SPEEDING: RADAR	FOX RUN DR / COBBLESTONE LN		
00005771	E101	*E7104	Anderson, Andrew	12/3/2017 5:21:29 AM	17	6644 - VERBAL WARNING	WARENSAL RD / S SELWOOD INTERNATIONAL PORT RD		
00005772	E103	*E7104	Anderson, Andrew	12/3/2017 5:55:41 AM	11	6601 - SPEEDING: RADAR	S RT 53 / E MISSISSIPPI AVE		
00005773	E104	*E7104	Anderson, Andrew	12/3/2017 6:18:50 AM	17	6644 - VERBAL WARNING	112 E MISSISSIPPI AVE		
00005774	E104	*E7104	Anderson, Andrew	12/3/2017 6:37:18 AM	11	6644 - VERBAL WARNING	S RT 53 / S TEHLE RD		
00005775	E104	*E7104	Anderson, Andrew	12/3/2017 6:58:28 AM	17	6644 - VERBAL WARNING	S RT 53 / S TEHLE RD		
00005779	E104	*E7104	Anderson, Andrew	12/3/2017 12:11:39 PM	11	2485 - DRIVER AND PASSENGER SAFETY BELTS	S JACKSON ST / W MISSISSIPPI AVE		
00005786	E104	*E7219	Kicket, Jennifer	12/3/2017 4:37:35 PM	11	6605 - TRAFFIC SIGN VIOLATION	E MISSISSIPPI AVE / N ST LOUIS ST		
00005787	E101	*E7214	Lohmar, Anthony	12/3/2017 5:34:55 PM	17	6712 - EXPIRED REGISTRATION	W MISSISSIPPI AVE / S DEER RUN DR		
00005791	E1-17-0000688	E101	*E7214	Lohmar, Anthony	12/3/2017 6:50:36 PM	10	2470 - NO VALID DRIVERS LICENSE	W MISSISSIPPI AVE / S DEER RUN DR	
00005792	E101	*E7104	Anderson, Andrew	12/3/2017 10:26:21 PM	11	6601 - SPEEDING: RADAR	W WALTER STRAWN DR / S SELWOOD INTERNATIONAL PORT RD		
00005794	E101	*E7104	Anderson, Andrew	12/4/2017 3:28:42 AM	11	6651 - OVERWEIGHT VIOLATION	S SELWOOD INTERNATIONAL PORT RD / S INDUSTRIAL PARK DR		
00005795	E101	*E7104	Anderson, Andrew	12/4/2017 4:27:03 AM	04	6636 - SIZE/WEIGHT LOAD LENGTH VIOLATIONS	26550 S SELWOOD INTERNATIONAL PORT RD		

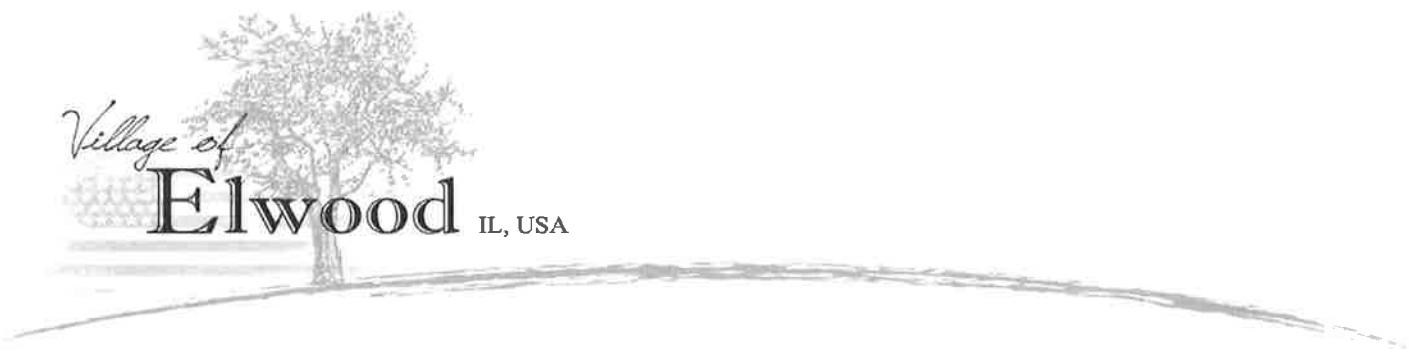
00005797	E101	*E7104	Anderson, Andrew	12/4/2017 5:30:07 AM	17	6644 - VERBAL WARNING	WARSENAL RD / S SELWOOD INTERNATIONAL PORT RD	
00005799	E104	*E7201	Adams, Nicholas	12/4/2017 11:54:58 AM	11	6605 - TRAFFIC SIGN VIOLATION	W MISSISSIPPI AVE / N JACKSON ST	
00005802	E103	*E7214	Lohmar, Anthony	12/4/2017 4:32:03 PM	17	6601 - SPEEDING: RADAR	E MISSISSIPPI AVE / S RT 53	
00005803	E1-17-000689	E104	*E7214	Lohmar, Anthony	12/4/2017 5:02:46 PM	10	2455 - NO VALID REGISTRATION	E MISSISSIPPI AVE / N WOOD ST
00005807	E101	*E7104	Anderson, Andrew	12/4/2017 11:38:08 PM	11	6636 - SIZE WEIGHT LOAD LENGTH VIOLATIONS	W MISSISSIPPI AVE / S DEER RUN DR	
00005808	E101	*E7104	Anderson, Andrew	12/5/2017 12:51:53 AM	17	6636 - SIZE WEIGHT LOAD LENGTH VIOLATIONS	26550 S SELWOOD INTERNATIONAL PORT RD	
00005809	E101	*E7104	Anderson, Andrew	12/5/2017 12:59:54 AM	17	6636 - SIZE WEIGHT LOAD LENGTH VIOLATIONS	26550 S SELWOOD INTERNATIONAL PORT RD	
00005810	E104	*E7104	Anderson, Andrew	12/5/2017 3:55:08 AM	17	6644 - VERBAL WARNING	E MISSISSIPPI AVE / S DOUGLAS ST	
00005811	E101	*E7104	Anderson, Andrew	12/5/2017 4:12:14 AM	17	6644 - VERBAL WARNING	W MISSISSIPPI AVE / S SELWOOD INTERNATIONAL PORT RD	
00005812	E101	*E7104	Anderson, Andrew	12/5/2017 5:06:35 AM	04	6636 - SIZE WEIGHT LOAD LENGTH VIOLATIONS	26550 S SELWOOD INTERNATIONAL PORT RD	
00005813	E103	*E7104	Anderson, Andrew	12/5/2017 5:51:38 AM	17	6644 - VERBAL WARNING	S ST LOUIS ST / S RT 53	
00005814	E103	*E7104	Anderson, Andrew	12/5/2017 6:01:47 AM	17	6644 - VERBAL WARNING	S RT 53 / W WALTER STRAWN DR	
00005816	E105	*E7202	Lightfoot, Randall	12/5/2017 7:50:13 AM	04	9999 - NO UCR PROVIDED BY OFFICER S MAGNOLIA LN / W MANHATTAN RD		
00005821	E104	*E7214	Lohmar, Anthony	12/5/2017 2:41:50 PM	17	6636 - SIZE WEIGHT LOAD LENGTH VIOLATIONS	401 E MISSISSIPPI AVE	
00005823	E104	*E7214	Lohmar, Anthony	12/5/2017 5:05:46 PM	17	6712 - EXPIRED REGISTRATION	E MISSISSIPPI AVE / N CHICAGO AVE	
00005830	E101	*E7104	Anderson, Andrew	12/6/2017 4:41:26 AM	17	6644 - VERBAL WARNING	W MISSISSIPPI AVE / S DEER RUN DR	
00005832	E1-17-000694		*E7104	Anderson, Andrew	12/6/2017 5:38:20 AM	10	2480 - SUSPENDED/REVOKED DRIVERS LICENSE	S RT 53 / W HOFF RD
00005834	E106	*E7219	Kickett, Jennifer	12/6/2017 2:44:22 PM	01	6599 - TRAFFIC COMPLAINT	W MANHATTAN RD / S BRANDON RD	
00005839	E103	*E7104	Anderson, Andrew	12/6/2017 10:12:53 PM	17	6644 - VERBAL WARNING	S RT 53 / E MISSISSIPPI AVE	
00005840	E104	*E7106	Hartley, James	12/6/2017 10:23:24 PM	17	6674 - DISOBEDY LANE CONTROL SIGN	302 E MISSISSIPPI AVE	
00005841	E101	*E7104	Anderson, Andrew	12/6/2017 10:32:38 PM	11	6651 - OVERWEIGHT VIOLATION	WARSENAL RD / S SELWOOD INTERNATIONAL PORT RD	
00005842	E104	*E7201	Adams, Nicholas	12/7/2017 10:09:14 AM	01		S JACKSON ST / W MISSISSIPPI AVE	

00005843	E104	*E7201	Adams, Nicholas	12/7/2017 10:56:52 AM	11	6605 - TRAFFIC SIGN VIOLATION	E MISSISSIPPI AVE / N ST LOUIS ST	
00005844	E104	*E7201	Adams, Nicholas	12/7/2017 1:04:45 PM	01		S DIAGONAL RD / WYNDSTONE DR	
00005845	E104	*E7201	Adams, Nicholas	12/7/2017 1:22:39 PM	11	6605 - TRAFFIC SIGN VIOLATION	S DIAGONAL RD / WYNDSTONE DR	
00005847	E104	*E7201	Adams, Nicholas	12/7/2017 1:41:27 PM	29	9507 - STATION INFORMATION	FOX RUN DR / WYNDSTONE DR	
00005858		*E7202	Lightfoot, Randall	12/8/2017 9:19:28 AM	11	6648 - OTHER EQUIPMENT VIOLATIONS (CITATIONS ISSUED)	DIAGONAL/CHICAGO	
00005861	E104	*E7219	Kickett, Jennifer	12/8/2017 5:21:09 PM	05	6599 - TRAFFIC COMPLAINT VIOLATIONS	207 W SPENCER ST	
00005862	E104	*E7219	Kickett, Jennifer	12/8/2017 5:36:37 PM	11	6636 - SIZE WEIGHT LOAD LENGTH VIOLATIONS	430 E MISSISSIPPI AVE	
00005864	E101	*E7219	Kickett, Jennifer	12/8/2017 8:16:44 PM	11	6618 - FAILURE TO YIELD: PRIVATE ROAD	21705 W MISSISSIPPI AVE	
00005869	E104	*E7202	Lightfoot, Randall	12/9/2017 10:04:38 AM	05	6599 - TRAFFIC COMPLAINT	E SPENCER ST / N CHICAGO AVE	
00005871	E101	*E7202	Lightfoot, Randall	12/9/2017 4:16:10 PM	11	2461 - OPERATION UNINSURED MOTOR VEHICLE	S INDUSTRIAL PARK DR / S ELWOOD INTERNATIONAL PORT RD	
00005872	E104	*E7104	Anderson, Andrew	12/9/2017 7:46:07 PM	11	6636 - SIZE WEIGHT LOAD LENGTH VIOLATIONS	E MISSISSIPPI AVE / N CHICAGO AVE	
00005873	E101	*E7104	Anderson, Andrew	12/9/2017 8:18:48 PM	11	6636 - SIZE WEIGHT LOAD LENGTH VIOLATIONS	W MISSISSIPPI AVE / S DEER RUN DR	
00005883	E1-17-000699	E104	*E7214	Lohmar, Anthony	12/11/2017 2:33:06 PM	10	2460 - CANCELLED/SUSPENDED/REVOKED REGISTRATION	302 E MISSISSIPPI AVE
00005885	E1-17-000700	E103	*E7214	Lohmar, Anthony	12/11/2017 3:52:27 PM	10	2470 - NO VALID DRIVERS LICENSE	20200 W IRA MORGAN RD
00005886	E106	E7214	Lohmar, Anthony	12/11/2017 4:09:54 PM	29	9507 - STATION INFORMATION	W MANHATTAN RD / S BRANDON RD	
00005888	E103	*E7214	Lohmar, Anthony	12/11/2017 8:01:38 PM	17	6644 - VERBAL WARNING	S RT 53 / E MISSISSIPPI AVE	
00005889		*E7214	Lohmar, Anthony	12/11/2017 8:24:44 PM	11	6636 - SIZE WEIGHT LOAD LENGTH VIOLATIONS	W MANHATTAN RD / S TEHLE RD	
00005890	E104	*E7214	Lohmar, Anthony	12/11/2017 11:51:35 PM	'1	2490 - UNLAWFUL USE OF DRIVERS LICENSE	S DIAGONAL RD / COTTONWOOD DR	
00005893	E102	*E7201, *E7214	Adams, Nicholas/ Lohmar, Anthony	12/12/2017 1:34:50 PM	11	6605 - TRAFFIC SIGN VIOLATION	20953 W HOFF RD	
00005894	E104	*E7214	Lohmar, Anthony	12/12/2017 3:14:49 PM	17	6712 - EXPIRED REGISTRATION	S ST LOUIS ST / S RT 53	
00005895	E1-17-000702	E104	*E7214	Lohmar, Anthony	12/12/2017 4:40:34 PM	10	6594 - SPEEDING: 26-34 MPH OVER POSTED LIMIT	S RT 53 / S ST LOUIS ST

000005901	E104	*E7214	Lohmar, Anthony	12/13/2017 5:34:17 PM	11	6631 - IMPROPER LIGHTING (NO TAILLIGHTS)	S RT 53 / S TEHLE RD	
000005902	E104	*E7214	Lohmar, Anthony	12/13/2017 5:59:54 PM	17	6633 - IMPROPER LIGHTING (ONE HEADLIGHT)	S RT 53 / S TEHLE RD	
000005904	*E7201	Adams, Nicholas	12/14/2017 10:15:43 AM	17			MISSISSIPPI LN / JACKSON CIR	
000005906	*E7214	Lohmar, Anthony	12/14/2017 2:37:34 PM	17	6712 - EXPIRED REGISTRATION	RT 53 / PRAIRIE GREEN CT		
000005907	*E7214	Lohmar, Anthony	12/14/2017 2:53:16 PM	17	6653 - IMPROPER DISPLAY OF REGISTRATION	S RT 53 / W MANHATTAN RD		
000005908	E1-17-0000704	*E7214	Lohmar, Anthony	12/14/2017 3:15:20 PM	10	2461 - OPERATION UNINSURED MOTOR VEHICLE	S RT 53 / W NOEL RD	
000005909	E1-17-0000705	E104	*E7214	Lohmar, Anthony	12/14/2017 4:09:25 PM	10	2460 - CANCELLED/SUSPENDED/REVOKED REGISTRATION	E MISSISSIPPI AVE / N CHICAGO AVE
000005912	E104	*E7214	Lohmar, Anthony	12/14/2017 7:59:08 PM	17	6644 - VERBAL WARNING	S RT 53 / S TEHLE RD	
000005915	E104	*E7201	Adams, Nicholas	12/15/2017 12:53:13 PM	11	6605 - TRAFFIC SIGN VIOLATION	W MISSISSIPPI AVE / N JACKSON ST	
000005917	E104	*E7214	Lohmar, Anthony	12/15/2017 2:43:24 PM	11	6636 - SIZE WEIGHT LOAD LENGTH VIOLATIONS	W MISSISSIPPI AVE / N LINCOLN ST	
000005918	E104	*E7214	Lohmar, Anthony	12/15/2017 2:54:57 PM	11	6636 - SIZE WEIGHT LOAD LENGTH VIOLATIONS	E MISSISSIPPI AVE / LINCOLN-WAY DR	
000005920	E1-17-0000706	*E7214	Lohmar, Anthony	12/15/2017 3:46:50 PM	10	2430 - ILLEGAL TRANSPORTATION ALCOHOL	S RT 53 / W MANHATTAN RD	
000005922	E103	*E7214	Lohmar, Anthony	12/15/2017 8:58:45 PM	17	6608 - IMPROPER LANE USAGE	E MISSISSIPPI AVE / S RT 53	
000005928	E7202	Lightfoot, Randall	12/16/2017 11:02:00 AM	04	9507 - STATION INFORMATION	S RT 53 / W MANHATTAN RD		
000005929	E102	*E7202	Lightfoot, Randall	12/16/2017 1:24:33 PM	05	9093 - PUBLIC COMPLAINT/NUISANCE REPORTS	20953 W HOFF RD	
000005941	E104	*E7214	Lohmar, Anthony	12/18/2017 3:46:37 PM	26	6513 - MOTORIST ASSIST	E MISSISSIPPI AVE / N CHICAGO AVE	
000005944	E101	*E7104	Anderson, Andrew	12/18/2017 11:47:13 PM	04	6636 - SIZE WEIGHT LOAD LENGTH VIOLATIONS	S ELWOOD INTERNATIONAL PORT RD / W MISSISSIPPI AVE	
000005945	E101	*E7104	Anderson, Andrew	12/19/2017 12:04:26 AM	04	6636 - SIZE WEIGHT LOAD LENGTH VIOLATIONS	26550 S ELWOOD INTERNATIONAL PORT RD	
000005946	E101	*E7104	Anderson, Andrew	12/19/2017 12:04:44 AM	04	6636 - SIZE WEIGHT LOAD LENGTH VIOLATIONS	26550 S ELWOOD INTERNATIONAL PORT RD	
000005948	E104	*E7104	Anderson, Andrew	12/19/2017 12:29:49 AM	17	6644 - VERBAL WARNING	W MISSISSIPPI AVE / N JACKSON ST	
000005949	E101	*E7104	Anderson, Andrew	12/19/2017 12:56:40 AM	17	6644 - VERBAL WARNING	26550 S ELWOOD INTERNATIONAL PORT RD	
000005950	*E7104	Anderson, Andrew	12/19/2017 3:38:36 AM	17	6644 - VERBAL WARNING	S RT 53 / W MANHATTAN RD		

00005951	E104	*E7202	Lightfoot, Randall	12/19/2017 5:55:14 AM	05	6676 - DRIVING COMPLAINT	207 W SPENCER ST
00005952	E104	*E7104	Anderson, Andrew	12/19/2017 6:00:11 AM	17	6644 - VERBAL WARNING	E MISSISSIPPI AVE / N ST LOUIS ST
00005956	E101	*E7104	Anderson, Andrew	12/19/2017 2:31:18 PM	17	6644 - VERBAL WARNING	26550 S ELWOOD INTERNATIONAL PORT RD
00005957	E101	*E7104	Anderson, Andrew	12/19/2017 2:40:25 PM	17	6644 - VERBAL WARNING	WARENSAL RD / S ELWOOD INTERNATIONAL PORT RD
00005962		*E7202	Lightfoot, Randall	12/20/2017 11:16:33 AM	05	9093 - PUBLIC COMPLAINT/NUISANCE REPORTS	S RT 53 / W MANHATTAN RD
00005964	E104	*E7219	Kickert, Jennifer	12/20/2017 5:20:19 PM	11	6636 - SIZE WEIGHT LOAD LENGTH VIOLATIONS	401 E MISSISSIPPI AVE
00005967	E104	*E7104	Anderson, Andrew	12/20/2017 9:52:49 PM	17	6644 - VERBAL WARNING	N LINCOLN ST / W SPENCER ST
00005968	E101	*E7104	Anderson, Andrew	12/20/2017 10:38:49 PM	17	6644 - VERBAL WARNING	W MISSISSIPPI AVE / S ELWOOD INTERNATIONAL PORT RD
00005969	E104	*E7104	Anderson, Andrew	12/20/2017 11:58:58 PM	11	6605 - TRAFFIC SIGN VIOLATION	S DEER RUN DR / W WALTER STRAWN DR
00005970	E101	*E7104	Anderson, Andrew	12/21/2017 1:36:28 AM	11	6601 - SPEEDING: RADAR	S DEER RUN DR / W WALTER STRAWN DR
00005971	E101	*E7104	Anderson, Andrew	12/21/2017 2:12:04 AM	17	6644 - VERBAL WARNING	S ELWOOD INTERNATIONAL PORT RD / W WALTER STRAWN DR
00005972	E101	*E7104	Anderson, Andrew	12/21/2017 2:19:24 AM	17	6644 - VERBAL WARNING	S ELWOOD INTERNATIONAL PORT RD / W WALTER STRAWN DR
00005973		*E7104	Anderson, Andrew	12/21/2017 3:19:05 AM	11	2455 - NO VALID REGISTRATION	S RT 53 / W MANHATTAN RD
00005974	E101	*E7104	Anderson, Andrew	12/21/2017 4:04:38 AM	11	6651 - OVERWEIGHT VIOLATION	26550 S ELWOOD INTERNATIONAL PORT RD
00005975	E101	*E7104	Anderson, Andrew	12/21/2017 4:50:29 AM	17	6644 - VERBAL WARNING	WARENSAL RD / S ELWOOD INTERNATIONAL PORT RD
00005978	E104	*E7201	Adams, Nicholas	12/21/2017 8:24:26 AM	11		W MISSISSIPPI AVE / N JACKSON ST
00005980	E106	*E7201	Adams, Nicholas	12/21/2017 10:15:27 AM	05	9999 - NO UCR PROVIDED BY OFFICER WMANHATTAN RD / S BRANDON RD	
00005981	E104	*E7201	Adams, Nicholas	12/21/2017 1:36:40 PM	17		S DOUGLAS ST / E MISSISSIPPI AVE
00005984		*E7219	Kickert, Jennifer	12/21/2017 5:36:48 PM	11	6636 - SIZE WEIGHT LOAD LENGTH VIOLATIONS	S MANDARIN CT / S MAGNOLIA DR
00005985	E104	*E7201	Adams, Nicholas	12/22/2017 9:07:24 AM	11	6605 - TRAFFIC SIGN VIOLATION	W MISSISSIPPI AVE / N JACKSON ST

00005986	E104	*E7201	Adams, Nicholas	12/22/2017 9:55:17 AM	11	6605 - TRAFFIC SIGN VIOLATION	W MISSISSIPPI AVE / N JACKSON ST	
00005991	E1-17-0000713	E103	*E7214	Lohmar, Anthony	12/22/2017 6:26:28 PM	10	2461 - OPERATION UNINSURED MOTOR VEHICLE	S RT 53 / S TEHLE RD
00005993	E101	*E7214	Lohmar, Anthony	12/22/2017 8:27:02 PM	17	6584 - FAILURE TO SIGNAL	S ELWOOD INTERNATIONAL PORT RD / W ARSENAL RD	
00005994		*E7214	Lohmar, Anthony	12/22/2017 11:41:04 PM	17	6644 - VERBAL WARNING	S RT 53 / W BREEN RD	
00005995		*E7214	Lohmar, Anthony	12/23/2017 12:41:33 AM	17	6608 - IMPROPER LANE USAGE	S RT 53 / W NOEL RD	
00005998	E104	*E7202	Lightfoot, Randall	12/23/2017 9:08:32 AM	11	6605 - TRAFFIC SIGN VIOLATION	N JACKSON ST / W MISSISSIPPI AVE	
00006000	E106	*E7104	Anderson, Andrew	12/24/2017 2:24:05 AM	17	6644 - VERBAL WARNING	S BRANDON RD / W MANHATTAN RD	
00006001	E102	*E7104	Anderson, Andrew	12/24/2017 2:40:37 AM	11	2485 - DRIVER AND PASSENGER SAFETY BELTS	S RT 53 / W HOFF RD	
00006002	E103	*E7104	Anderson, Andrew	12/24/2017 5:43:13 AM	17	6644 - VERBAL WARNING	S RT 53 / S TEHLE RD	
00006013	E101	*E7104	Anderson, Andrew	12/25/2017 6:10:34 AM	11	6601 - SPEEDING: RADAR	27236 S ELWOOD INTERNATIONAL PORT RD	
00006016	E104	*E7104	Anderson, Andrew	12/25/2017 12:01:29 PM	11	6636 - SIZE WEIGHT LOAD LENGTH VIOLATIONS	W MISSISSIPPI AVE / N LINCOLN ST	
00006021	E104	*E7202	Lightfoot, Randall	12/26/2017 9:55:01 AM	26	9760 - CITIZEN ASSIST	S RT 53 / S TEHLE RD	
00006022	E104	*E7214	Lohmar, Anthony	12/26/2017 5:48:22 PM	17	6712 - EXPIRED REGISTRATION	W MISSISSIPPI AVE / N LINCOLN ST	
00006028	E104	*E7202	Lightfoot, Randall	12/27/2017 12:25:45 PM	11	6605 - TRAFFIC SIGN VIOLATION	W MISSISSIPPI AVE / N JACKSON ST	
00006029	E104	*E7214	Lohmar, Anthony	12/27/2017 2:31:26 PM	11	6636 - SIZE WEIGHT LOAD LENGTH VIOLATIONS	W MISSISSIPPI AVE / S JACKSON ST	
00006030	E101	*E7214	Lohmar, Anthony	12/27/2017 3:21:10 PM	11	6611 - IMPROPER TURN AT INTERSECTION	S ELWOOD INTERNATIONAL PORT RD / W MISSISSIPPI AVE	
00006037	E104	*E7202	Lightfoot, Randall	12/28/2017 1:00:55 PM	05	9093 - PUBLIC COMPLAINT/NUISANCE REPORTS	E MISSISSIPPI AVE / N CHICAGO AVE	
00006042	E104	*E7202	Lightfoot, Randall	12/29/2017 4:41:14 AM	15	9507 - STATION INFORMATION	W SPENCER ST / N JACKSON ST	
00006050		*E7214	Lohmar, Anthony	12/30/2017 12:05:41 AM	17	6604 - TOO FAST FOR CONDITIONS	RT 53/IRON BRIDGE	
00006053	E104	*E7202	Lightfoot, Randall	12/30/2017 12:06:22 PM	11	6605 - TRAFFIC SIGN VIOLATION	W MISSISSIPPI AVE / S JACKSON ST	



Public Works Month in Review

2/7/2018

Snow Event:

Past snow events crews spent 176hrs. Clearing 327 snow miles of roads including placing 168 tons of Clear lane salt. Trucks and crew performed well with minimal breakdowns.

Storm basin Repair:

We have recently repaired the outlet catch basin in Meadowbrook on the north end. The outflow restrictor plugged up and quit working we redesigned the restrictor and had it made out of stainless with a removable plate to make it easier for cleaning.

Water main repair:

Last Friday Jan. 26th we had a water main leak between the north & south bound lanes of route 53 it was in the old trans site line that connects south Saint Louis street and Douglas for our loop to Shady Nook Trailer Park because of the condition of the line it had to be cut of and terminated on the east side of Route 53 this means we no longer have a backup line under Route 53 to service Shady Nook.

Sincerely,
Larry Lohmar
Superintendent of Public Works



Memorandum

To: Doug Jenco, Village President
Village Board of Trustees

From: Jim Sparber, Village Engineer

RE: St. Louis Street Water Main Replacement

Date: February 1, 2018

Cc: Marian T. Gibson, Village Administrator
Village Administrator Approval 

Background

The Shady Nook subdivision, located on the east side of Route 53, is supplied with Village water by two, 4" diameter water mains (see Attachment A). In the last week of January, the Village was notified of a leak in the 4" main which runs in the east-west direction under Route 53. Public Works staff determined that the break was in a location within Route 53 right of way and excavation for repair had the potential to undermine the pavement resulting in a costly roadway pavement patch. Rather than risk undermining the pavement, the section of watermain under Route 53 was shut down. At this time, Shady Nook is supplied by only the 4" north-south watermain located in the St. Louis Street right of way.

As part of the St. Louis Street realignment project, the Village has been planning to replace the existing north-south 4" watermain with a new 8" watermain. The St. Louis Street project is largely funded with federal surface transportation dollars (80% of the project cost), and therefore must go through the federal review and approval process. As this process is rather lengthy, the replacement of watermain would not be able to occur in the 2018 construction season.

Recommendations

Public Works records indicate that the existing north-south 4" main, which is currently the only water supply to Shady Nook, is not in particularly good condition and therefore we are recommending that the replacement of the watermain be completed as soon as practical. The new 8" watermain will provide two

times the capacity of the two 4" mains combined, which is sufficient for the Shady Nook subdivision. If future development occurs to the south or east of the Shady Nook subdivision, looping of the watermain would be recommended at the time of development to further enhance the reliability of the water system.

Previous Action

None.

Budgeted Amount

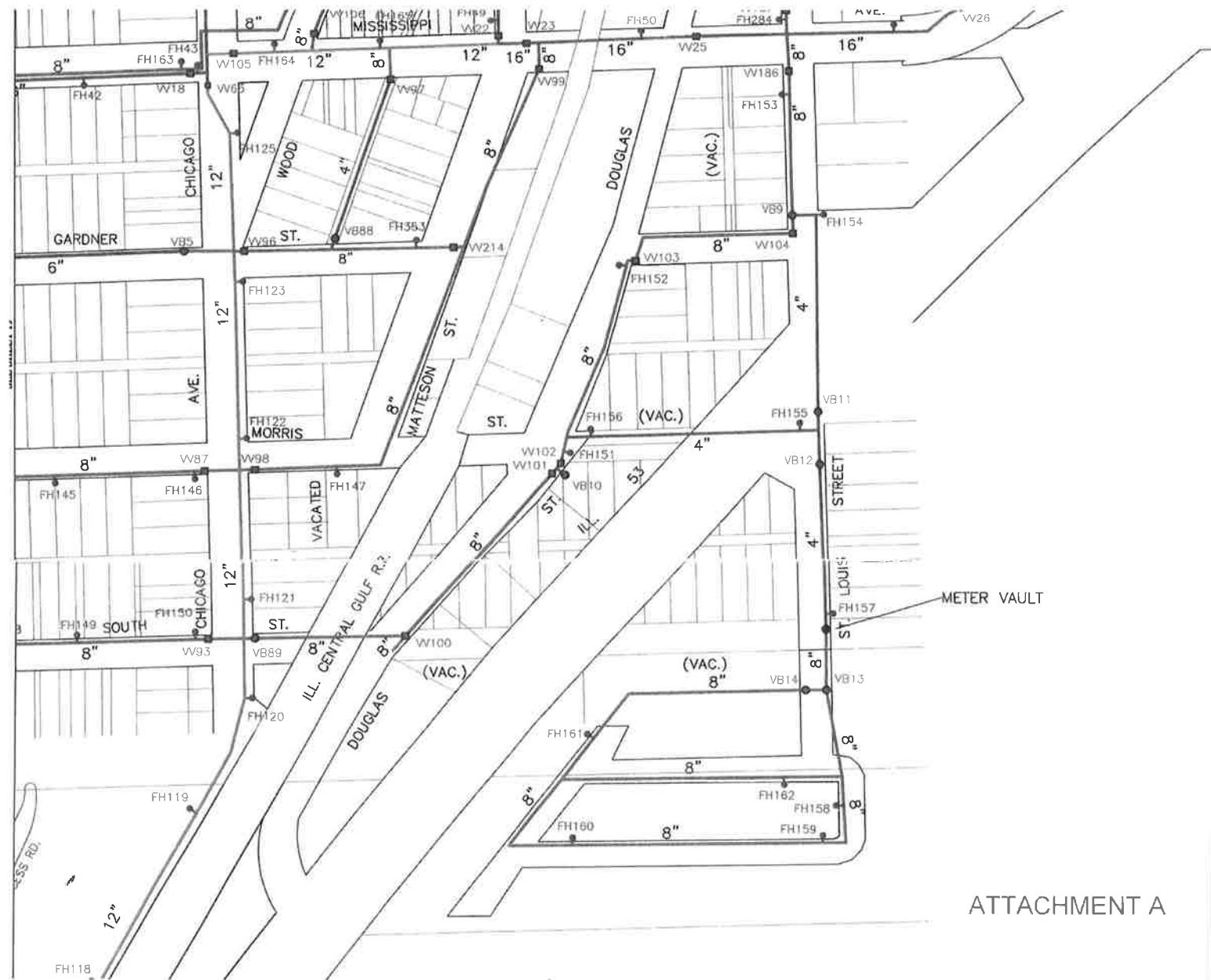
The Village Capital Improvement Plan considered a budget amount of \$16,000 in FY 2018/2019 for the design of this project and \$315,000 in FY 2019/2020 for the construction. These funds were planned to come from the Water & Sewer Capital Fund. Staff recommends advancing each of these expenditures by one year due to the urgent nature of this issue. Please note that although the improvements were included in the federally funded St. Louis Street project, the engineering and construction costs were not eligible for federal assistance and were always planned to be paid with Village funds.

Baxter & Woodman has provided a Work Order with a not to exceed amount of \$14,970 for the engineering design, permitting and bidding of the project (Attachment B). As this amount is below the budgeted amount of \$16,000 we recommend approval of the work order.

Attachments

Attachment A – Village water system map

Attachment B – Baxter & Woodman Work Order for Engineering Design and Bidding Services



ATTACHMENT A

**VILLAGE OF ELWOOD, ILLINOIS
ST. LOUIS STREET WATER MAIN REPLACEMENT
ENGINEERING SERVICES
WORK ORDER**

ENGINEERS' PROJECT NO. 180147.40

Project Description:

The Project consists of the engineering design, permitting, and bidding services required for a Water Main Replacement project along St. Louis Street, and crossing Illinois Route 53.

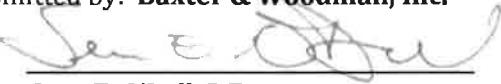
Engineering Services:

The general provisions of this Work Order are enumerated in the Engineering Services Agreement between the Owner and Engineer dated July 14, 2010. Engineer shall provide the services set forth in Attachment A, attached hereto.

Compensation and Contract Terms:

Compensation for the services to be provided under this Work Order will be in accordance with the Engineering Services Agreement dated July 14, 2010. The Owner shall pay the Engineer for the services performed or furnished under Attachment A, based upon the Engineer's standard hourly billing rates for actual work time performed plus reimbursement of out-of-pocket expenses including travel, which in total will not exceed \$14,790.

Submitted by: **Baxter & Woodman, Inc.**

By: 

Sean E. O'Dell, P.E.

Title: Vice President / Civic Innovation & Infrastructure

Date: February 1, 2018

Approved: **Village of Elwood, Illinois**

By: _____

Doug Jenco

Title: Village President

Date: _____

Additional Comments and Conditions: None

PROJECT DESCRIPTION:

As of January 29, 2018, the Village had experienced a water main break in their looped water main providing water to the Shady Nook subdivision, leaving the existing 4" water main along St. Louis Street, and crossing under Illinois Route 53, as the only water supply into the Shady Nook subdivision. The Village needs to proceed with an emergency water main replacement of the existing 4" along St. Louis Street with a new 8" water main paralleling the existing 4" water main and connecting the new 8" water main to existing water mains at the east end of Gardner Street and to the existing 4" water main located south of the new alignment of St. Louis Street at Old St. Louis Street south of Illinois Route 53.

The Project will include design engineering, permitting, and bidding services to allow the Village to award a contract for construction of the new 8" water main along St. Louis Street.

SCOPE OF SERVICES

1. **KICK-OFF MEETING** – Conduct a Project kick-off meeting with Owner's staff and the Project team.
 - The purposes of the meeting are to establish clear lines of communication, introduce Owner staff to the team members, and establish the Owner's detailed needs, objectives, and goals for the Project.
2. **EXISTING CONDITIONS/IN-HOUSE REVIEW** – Review existing drawings, plans, atlases, plats, and reports.
3. **TOPOGRAPHIC SURVEY** – Drawings will be prepared using the Illinois Department of Transportation (IDOT) drawings for the St. Louis Street and Illinois Route 53 Improvements project. Therefore, a topographic survey is not required.
4. **UTILITIES – CONTACTS AND COORDINATION** – Utility locations will be determined using the IDOT drawings for the St. Louis Street and Illinois Route 53 Improvements project. Therefore, utility contacts and information will not be required.
5. **SITE VISIT** – Conduct site visit by designer of water main to clarify discrepancies on the drawings, select routes and locations for pipe, and verify pipe installation methods.
6. **PRELIMINARY DRAWINGS** – Prepare CAD generated preliminary drawings indicating the proposed layout of pipelines, including proposed installation methods, and areas of possible problems or difficulties.
7. **MEETINGS WITH OWNER STAFF** – Conduct one "red line" meeting with Village staff at times during the design of the Project to clarify staff wishes, design questions, and/or construction methods and receive approval to complete the design.

8. **FINAL DRAWINGS**
 - Prepare Drawings showing the general scope, extent, and character of construction work to be furnished and performed by the Contractor(s) selected by the Owner.
 - Provide detailed CAD drawings of the water main and appurtenance locations and construction requirements.
 - Create legends, general notes, and designer instructions to contractors, to create a final set of construction drawings.
9. **SPECIFICATIONS** – Prepare for review and approval by the Owner and its legal counsel the forms of Construction Contract Documents consisting Advertisement for Bids, Bidder Instructions, Bid Form, Agreement, Performance Bond Form, Payment Bond Form, General Conditions, and Supplementary Conditions, where appropriate, based upon documents prepared by the Engineers Joint Contract Document Committee (EJCDC).
10. **PEER AND CONSTRUCTABILITY REVIEWS**
 - Conduct QA/QC peer reviews of drawings and specifications.
 - Consult with Construction Department personnel to provide a review of drawings and specifications.
 - Make revisions to Drawings and Specifications based on comments from both engineering and construction departments.
11. **ENGINEER'S OPINION OF PROBABLE COST** – Prepare a final opinion of probable total Project costs including construction cost; contingencies; construction engineering services; and, on the basis of information furnished by the Owner, allowances for legal services, financial consultants, and any administrative services or other costs necessary for completion of the Project.
12. **PROJECT MANAGEMENT**
 - Plan, schedule and control activities to complete the Project. These activities include, but are not limited to, budgeting, scheduling, and monitoring the scope of services.
 - Submit a monthly status report via email describing tasks completed the previous month and outlining goals for the subsequent month.

PERMITS

13. **IEPA/DPWS** – Submit the design documents to the agency for permit to construct, own, and operate the Project.
14. **IDOT** – Submit for an IDOT Utility Construction Permit.

BIDDING

15. **ASSISTANCE TO BIDDERS**
 - Set bid date with Owner, create Advertisement for Bids (AFB), provide AFB to Owner for publication, and mail advertisement to selected prospective bidders.
 - Answer bidder's questions during bid period.

- 16. ADDENDUMS**
 - Issue necessary addenda to all plan holders as necessary.
- 17. ATTEND BID OPENING**
 - Attend bid opening with Owner personnel and assist in reviewing and checking bid package submittals as required.
- 18. TABULATE BIDS AND ISSUE LETTER OF RECOMMENDATION**
 - Tabulate all bids received and review all bid submittals to verify low bid is responsive and responsible.
 - Issue a Letter of Recommendation to Award a construction contract to the Owner for their action.

PROJECT SCHEDULE

The anticipated schedule is as follows:

- **Work Order Approval - 2/7/18**
- **Submit for IEPA and IDOT Permit - 2/21/18**
- **Advertise for Bids - 3/5/18**
- **Open Bids - 3/20/18**
- **Award Construction Contract - 4/4/18**
- **Permit Approval - 4/20/18**
- **Start Construction - 4/30/18**

ENGINEERING FEE

Design	\$10,980
Permitting	\$1,760
Bidding	\$2,050
TOTAL	\$14,790

I:\Crystal Lake\ELWDV\180147-St. Louis Street WM\Contracts\180147.40 Work Order.Docx



Memorandum

To: Doug Jenco, Village President
Village Board of Trustees

From: Jim Sparber, Village Engineer

RE: Lot 5, Block 1 of Deer Run, Plat of Easement Vacation

Date: February 2, 2018

Cc: Marian T. Gibson, Village Administrator
Village Administrator Approval *MR*

Background

At the November 1, 2017 Village Board meeting, the Board approved the Plat of Easement Vacation for Village utility easements located on Lot 5, Block 1 of the Centerpoint Intermodal Center at Deer Run, Unit 6. At the time the plat was presented to the County Clerk for recording, the Clerk requested that a Village Ordinance approving the plat be provided along with the signed plat.

Recommendations

Staff recommends that the Village Board approve the attached ordinance documenting the prior approval of the Plat of Easement Vacation for Unit 6, Lot 5, Block 1 of the Centerpoint Intermodal Center at Deer Run.

Previous Action

The Plat was previously approved at the November 1, 2017 Village Board meeting.

Budgeted Amount

There are no budget impacts.

Attachments

Ordinance Approving A Plat of Easement Vacation

VILLAGE OF ELWOOD

ORDINANCE NO. _____

**AN ORDINANCE APPROVING A PLAT OF VACATION
LOT 5, BLOCK 1 OF
CENERPOINT INTERMODAL CENTER AT DEER RUN, UNIT 6**

**PASSED AND APPROVED BY
THE PRESIDENT AND BOARD OF TRUSTEES
THE _____ DAY OF _____, 2018**

**Published in Pamphlet form
By the Corporate Authorities of the
Village of Elwood, Illinois on the
_____ day of _____, 2018.**

ORDINANCE NO. _____

**AN ORDINANCE APPROVING A PLAT OF VACATION
LOT 5, BLOCK 1 OF
CENERPOINT INTERMODAL CENTER AT DEER RUN, UNIT 6**

WHEREAS, certain easements were previously granted by a Plat of Subdivision; and,

WHEREAS, those easements as set forth in the attached Plat of Vacation are no longer necessary.

NOW, THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF ELWOOD, WILL COUNTY, ILLINOIS, EXERCISING THEIR STATUTORY, HOME-RULE AND OTHER AUTHORITY, AS FOLLOWS:

SECTION 1. VACATION

That the Plat of Vacation attached hereto as Exhibit "A" be and is hereby approved.

SECTION 2. RECORDING

That the Plat of Vacation shall be recorded with the Will County Recorder of Deeds.

SECTION 3. SEVERABILITY

If any section, paragraph, clause or provision of this Ordinance is held invalid, the invalidity of such section, paragraph, clause or provision shall not affect any of the other provisions of this Ordinance.

SECTION 4. REPEALER

All ordinances, resolutions, orders or parts thereof, which conflict with the provisions of this Ordinance, is to the extent of such conflict, hereby repealed.

SECTION 5. EFFECTIVE DATE

This Ordinance shall be in full force and effect on _____, 2018,
after its passage, approval, and publication in pamphlet form.

PASSED this _____ day of _____, 2018, with _____ members voting aye,
_____ members voting nay, with _____ members abstaining or passing, and said vote being:

NAME	AYE	NAY	ABSENT	ABSTAIN
Trustee Jasen Melahn	_____	_____	_____	_____
Trustee Don LaPaglia	_____	_____	_____	_____
Trustee Mary Matichak	_____	_____	_____	_____
Trustee Dean Lowrance	_____	_____	_____	_____
Trustee Darryl P. Lab	_____	_____	_____	_____

APPROVED this _____ day of _____, 2018.

DOUG JENCO
VILLAGE PRESIDENT

ATTEST:

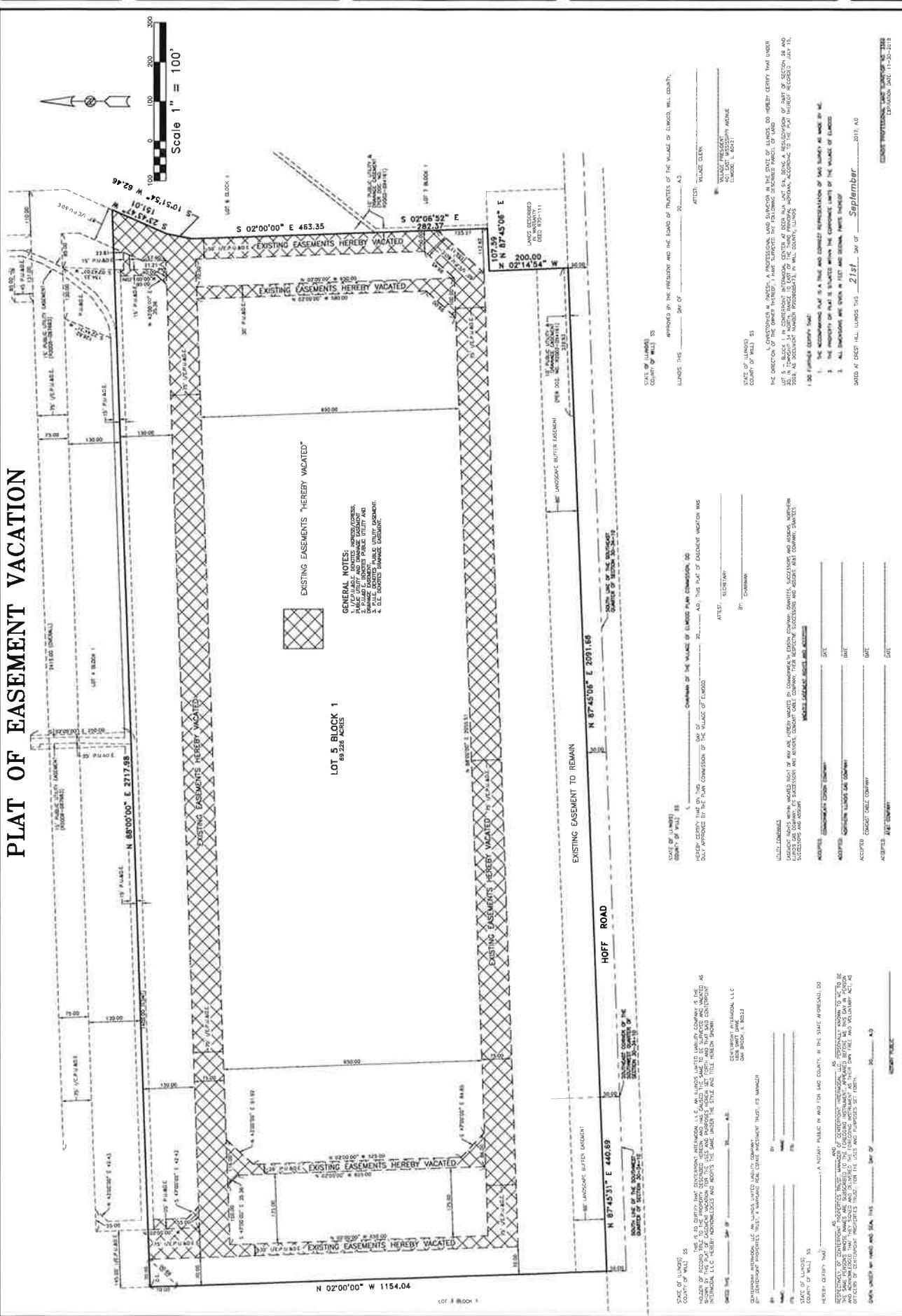
JULIE FRIEBELE
VILLAGE CLERK

PLAT OF EASEMENT VACATION

PLAT OF EASEMENT VACATION		LOT 5 - BLOCK 1	REMARKS
10/06/11	08	1038	JOH #
10/06/11	08	1038	REVISION
10/06/11	08	1038	DATE BY
10/06/11	08	1038	REVISION
10/06/11	08	1038	DATE BY
10/06/11	08	1038	REVISION

CENTERPOINT INTERMODAL CENTER AT DEER RUN UNIT SIX

10





Memorandum

To: Doug Jenco, Village President
Village Board of Trustees

From: Jim Sparber, Village Engineer

RE: Lot 13, Block 1 of Deer Run, Plat of Easement Vacation

Date: February 2, 2018

Cc: Marian T. Gibson, Village Administrator
Village Administrator Approval 

Background

At the November 1, 2017 Village Board meeting, the Board approved the re-subdivision of Unit 6 of Centerpoint Intermodal Center at Deer Run. This area is more commonly referred to as Pad 9 and is located behind the easternmost building on the south side of Walter Strawn Drive. After the re-subdivision of the property, the contract purchaser of Lot 13 requested that an existing ingress/egress and public utility and drainage easement be vacated so as not to inhibit their ability to construct the site to meet their specific needs.

Recommendations

Staff recommends that the Village Board approve the attached ordinance vacating the ingress/egress and public utility and drainage easements as requested by Centerpoint Properties and shown on the attached plat. Please note that after review of the site plan, new easements in appropriate locations may be required to provide public services to the site. These easements will be required prior to approval of final plans and issuance of permits for construction.

Previous Action

None.

Budgeted Amount

There are no budget impacts.

Attachments

Ordinance Approving A Plat of Easement Vacation

VILLAGE OF ELWOOD

ORDINANCE NO. _____

**AN ORDINANCE APPROVING A PLAT OF VACATION
LOT 13, BLOCK 1 OF
CENTERPOINT INTERMODAL CENTER AT DEER RUN, UNIT 7**

**PASSED AND APPROVED BY
THE PRESIDENT AND BOARD OF TRUSTEES
THE _____ DAY OF _____, 2018.**

**Published in Pamphlet form
By the Corporate Authorities of the
Village of Elwood, Illinois on the
_____ day of _____, 2018.**

ORDINANCE NO. _____

**AN ORDINANCE APPROVING A PLAT OF VACATION
LOT 13, BLOCK 1 OF
CENTERPOINT INTERMODAL CENTER AT DEER RUN, UNIT 7**

WHEREAS, certain easements were previously granted by a Plat of Subdivision; and,

WHEREAS, those easements as set forth in the attached Plat of Vacation are no longer necessary.

NOW, THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF ELWOOD, WILL COUNTY, ILLINOIS, EXERCISING THEIR STATUTORY, HOME-RULE AND OTHER AUTHORITY, AS FOLLOWS:

SECTION 1. VACATION

That the Plat of Vacation attached hereto as Exhibit "A" be and is hereby approved.

SECTION 2. RECORDING

That the Plat of Vacation shall be recorded with the Will County Recorder of Deeds.

SECTION 3. SEVERABILITY

If any section, paragraph, clause or provision of this Ordinance is held invalid, the invalidity of such section, paragraph, clause or provision shall not affect any of the other provisions of this Ordinance.

SECTION 4. REPEALER

All ordinances, resolutions, orders or parts thereof, which conflict with the provisions of this Ordinance, is to the extent of such conflict, hereby repealed.

SECTION 5. EFFECTIVE DATE

This Ordinance shall be in full force and effect on _____, 2018,
after its passage, approval, and publication in pamphlet form.

PASSED this _____ day of _____, 2018, with _____ members voting aye,
_____ members voting nay, with _____ members abstaining or passing, and said vote being:

NAME	AYE	NAY	ABSENT	ABSTAIN
Trustee Jasen Melahn	_____	_____	_____	_____
Trustee Don LaPaglia	_____	_____	_____	_____
Trustee Mary Matichak	_____	_____	_____	_____
Trustee Dean Lowrance	_____	_____	_____	_____
Trustee Darryl P. Lab	_____	_____	_____	_____

APPROVED this _____ day of _____, 2018.

DOUG JENCO
VILLAGE PRESIDENT

ATTEST:

JULIE FRIEBELE
VILLAGE CLERK

ELWOOD FAMILY FUN NIGHT
CRAFTS-GAMES
REFRESHMENTS

VILLAGE OF ELWOOD

DATE

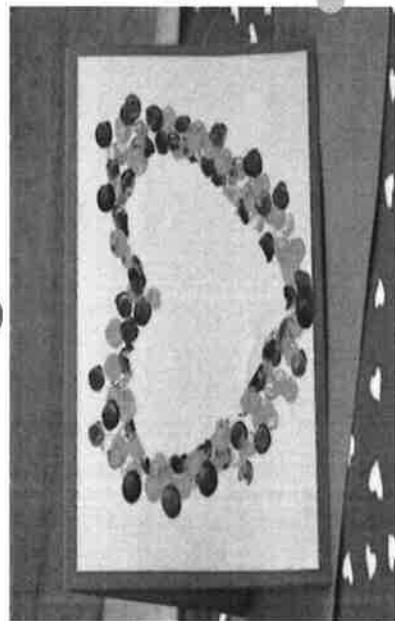
FEBRUARY 9, 2018

TIME

6:30PM – 8:00PM

LOCATION

ELWOOD VILLAGE HALL
401 E. MISSISSIPPI AVE.



Village of
Elwood IL, USA

MEMORANDUM

TO: Doug Jenco, Village President
Village Board of Trustees

FROM: Julie Friebele, Village Clerk

RE: Frisbee "Disc" Golf at Archer Park

DATE: February 2, 2018

CC: Marian T. Gibson, Village Administrator

MFG

Background

At the Park Committee meeting held on October 10, 2017 the Park Committee discussed developing Archer Park and the possibility of implementing frisbee "disc" golf. Ms. Jenco discussed the possibility of avid golfers assisting with plans and donations.

On January 24, 2018 at the Park Committee meeting avid disc golfer Tyler Kennelly presented a plan/map for a 9-hole frisbee "disc" golf course. The project would cost an estimated \$10,000 to implement in Archer Park. It is in the proposed budget before you this evening and we would bring this before the board for approval before we proceeded.

Recommendation

Staff recommends Village Board review of the attached plan/map for frisbee "disc" golf.

Previous Action

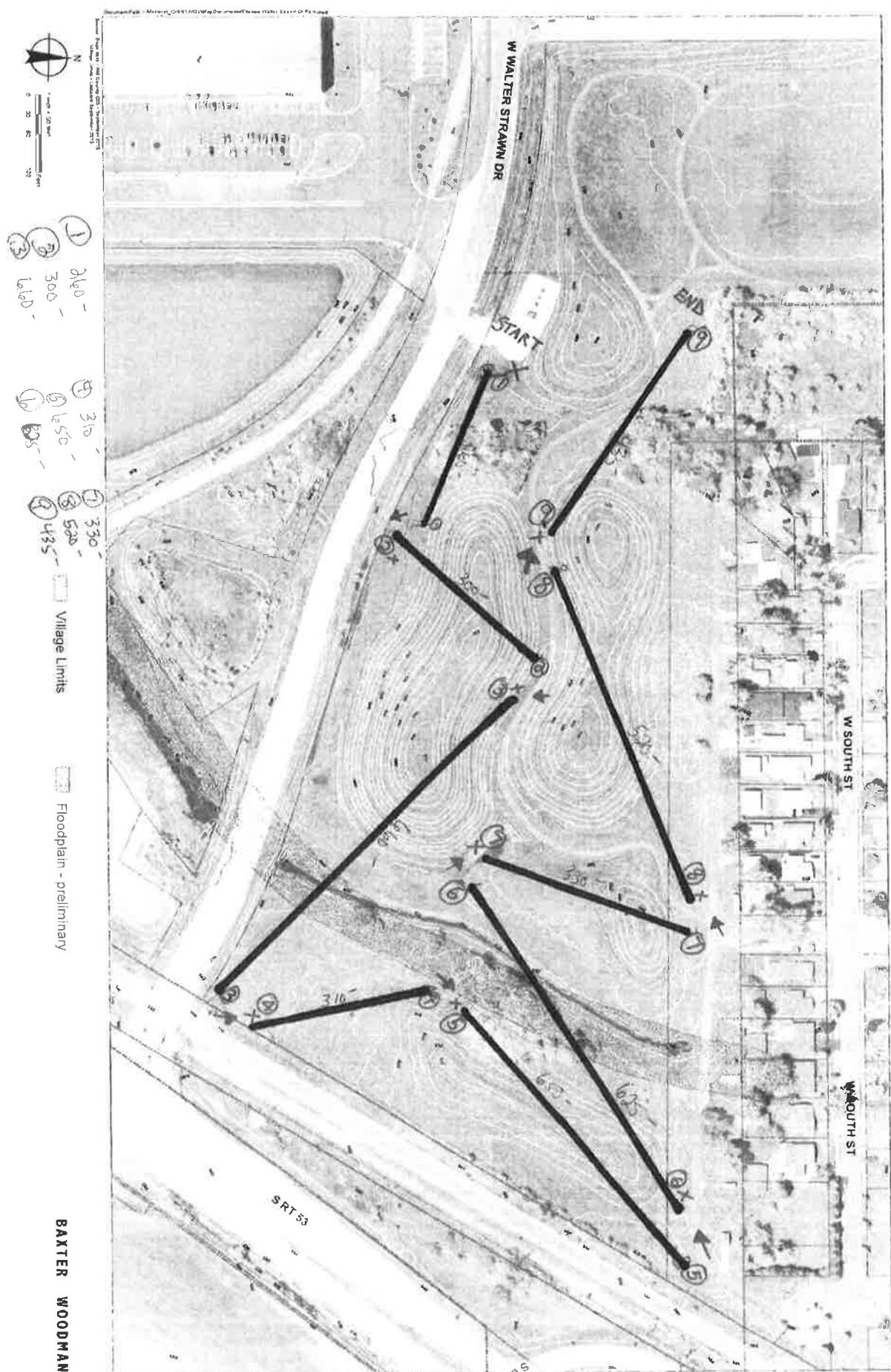
N/A

Budgeted Amount

\$10,000 in the proposed FY 2018-2019 Annual Budget

Attachments

Plans/map for proposed frisbee "disc" golf.



Village of
Elwood IL, USA

MEMORANDUM

TO: Doug Jenco, Village President
Village Board of Trustees

FROM: Julie Friebel, Village Clerk

RE: Gaga Ball

DATE: February 2, 2018

CC: Marian T. Gibson, Village Administrator

MTR

Background

On October 10, 2017 at the Park Committee meeting Ms. Erin Casey presented Gaga Ball to the committee and a proposal for construction of a gaga ball pit frame. Ms. Casey submitted plans and the cost of supplies to construct the gaga ball pit frame. She also suggested that parents and Cub Scouts would construct the gaga ball pit frame at little to no cost to the Village by fundraising and get volunteers to donate their time to complete the project.

Recommendation

Staff recommends Village Board review of the attached Gaga Ball proposal.

Previous Action

N/A

Budgeted Amount

N/A

Attachments

Gaga Ball Proposal



20' diameter

Proposed Cost and Involvement

- Location – Lloyd Erickson Park
- People involved
 - Village of Elwood
 - Elwood Cub Scout Pack 156
 - David Casey and Micah Gabriel of Troop 444 in Channahon (and their families)
- Estimated Cost - \$1000 ballpark.
- Cost to be divided between village and Cub/Boy scouts
- Village will be asked for use of equipment (dump truck, vibrator for base, etc...)
- More specific financial exploration will be done upon approval of project
- Proposed materials
 - 6 x 6 x 10 ground contact treated lumber
 - Rebar through each joint with a cap over the top to prevent injury / tampering. This will hold the timbers in place and be driven into the ground to provide stability and create a permanent structure.
 - Limestone road mix and screenings with geotextile fabric as a base.

Shelling lumber

VDE *Discour*

dump truck + Tamper

Geotextile under limestone stone

Why we want to build the pit

- Kids from all sorts of scouting love to play and we want to share with other people
- Another really fun thing to do
- One of our favorite outdoor games
- Some play for hours

What it is

- Scout game
- Game you can play with a kickball, volleyball, or soccer ball
- Game for all ages

Why it is so convenient

- Close by game
- Takes up little room
- Develops multiple physical skills and abilities.
- Great for children in Elementary through Middle School ages.
- Fast-paced, high energy game with quick turn-over to keeps everyone active and involved.

- Gets lots of children involved.
- Easy to learn and anyone can win!
- Develops strategic thinking
- Develops agility, jumping, striking and dodging skills.
- Children won't lose interest throughout a long time
- The game develops hand-eye coordination while keeping children active.
- The skills learned in GaGa Ball can translate to other sports.

Rules

1. One person who is not a player is designated as the referee. The referee is the sole authority during play.
2. The referee begins play only after all players are standing in the gaga court, are touching the wall, and have indicated that they are ready to start the game.
3. One player tosses the ball up in the air. Players yell "ga" on the first bounce and "ga" again on the second bounce, and the ball is then in play.
4. Players hit the ball with their hands only, and may not carry or throw the ball: it must be punched with open hand or fist.
5. If the ball contacts a player or a player's clothing knees or below, that player is eliminated.

6. If the ball goes out of the gaga court, there are three strikes after the third time out of the pit the player who touched the ball last is out.
7. If a player catches the ball before it bounces, the player who had the last contact with the ball is eliminated.
8. Once the player hits the ball, he or she must wait until the ball touches someone else before hitting it again (no double touches).
9. If there are only two players remaining, a player may hit the ball up to 3 times in a row. The ball is "rejuvenated" by contact with the wall, and the hit count resets.
10. Teaming, or intentional passing of the ball to other players, is allowed only at the discretion of the referee and must be specified in advance of play.
11. If a player is constantly keeping their hands covering their legs that is called turtling and they are out.

PUBLIC NOTICE

NOTICE OF VILLAGE OF MANHATTAN AND VILLAGE OF ELWOOD BOUNDARY AGREEMENT

PLEASE TAKE NOTICE that the Village of Manhattan, Illinois, and the Village of Elwood, Illinois, are considering an Intergovernmental Cooperative Planning and Boundary Agreement between the Village of Manhattan and the Village of Elwood ("Boundary Agreement"). The proposed Boundary Agreement establishes the extraterritorial boundaries of each municipality for the purpose of any future annexations between them. The Boundary Agreement also establishes a jurisdictional boundary for the exercise of extraterritorial power over development in unincorporated areas within one and one-half miles of each Village's respective corporate boundaries. The Boundary Agreement establishes limits beyond which both Villages would agree not to annex. The proposed Boundary Agreement will be effective for 20 years.

The boundary line proposed in this Boundary Agreement will remain the same as the boundary previously approved by the municipalities in 2006. The proposed boundary line is depicted on the map attached to the Boundary Agreement, and a draft of said Agreement is currently on file and available for public inspection at each Village's Hall.

Pursuant to the Illinois Municipal Code (65 ILCS 5/11-12-9), notice is hereby given that:

- (1) The Village Board of the Village of Manhattan will consider the proposed Boundary Agreement at its Village Board meeting on February 6, 2018, at 7:00 p.m. at the Manhattan Village Hall, 260 Market Place, Manhattan, Illinois; and
- (2) The Village Board of the Village of Elwood will consider the proposed Boundary Agreement at its Village Board meeting on February 7, 2018, at 7:00 p.m. at the Elwood Village Hall, 401 East Mississippi Avenue, Elwood, Illinois.

Both of the aforementioned meetings will be open to the public. Each Village Board is expected to take action on the proposed Boundary Agreement at their respective meeting, as set forth above, or else at a subsequent meeting of said Village Board.

The proposed Boundary Agreement is available for public inspection in:

- (1) The Office of the Village Clerk of the Village of Manhattan, 260 Market Place, Manhattan, Illinois; and
- (2) The Office of the Village Clerk of the Village of Elwood, 401 E. Mississippi Avenue, Elwood, Illinois.

Any member of the public may inspect the Boundary Agreement at either of the aforementioned locations during regular business hours.

Dated: January 4, 2018.

**INTERGOVERNMENTAL JURISDICTIONAL
BOUNDARY LINE AGREEMENT BETWEEN THE
VILLAGE OF MANHATTAN AND THE VILLAGE OF ELWOOD**

This Agreement made and entered into this _____ day of _____, A.D. 2018 by and between the **VILLAGE OF MANHATTAN**, Will County, Illinois, an Illinois Home Rule Municipal Corporation, and the **VILLAGE OF ELWOOD**, Will County, Illinois, an Illinois Home Rule Municipal Corporation.

WITNESSETH

WHEREAS, Section 11-12-9 of the Illinois Municipal Code (Illinois Compiled Statutes, Chapter 65, Section 5/11-12-9), authorizes corporate authorities of municipalities to agree upon boundaries for the exercise of the respective jurisdictions within unincorporated territory that lies within one and one-half miles of the corporate limits of such municipalities; and

WHEREAS, Section 10, Article VII, of the Constitution of the State of Illinois of 1970 authorizes units of local government, including municipalities, to contract to exercise, combine, or transfer any power or function not prohibited to them by law or ordinance; and

WHEREAS, the Illinois Intergovernmental Cooperation Act, (Illinois Compiled Statutes, Chapter 5, Section 220/l *et seq.*) authorizes municipalities to exercise jointly with any public agency of the State, including other units of local government, any power, privilege, or authority which may be exercised by a unit of local government individually, and to enter into contracts for the performance of governmental services, activities and undertakings; and

WHEREAS, both the Village of Manhattan (hereinafter "Manhattan") and the Village of Elwood (hereinafter "Elwood") are home rule units of government and have all the powers conferred upon them pursuant to Section 6, Article VII, of the Constitution of the State of Illinois, 1970; and

WHEREAS, Manhattan and Elwood have adopted official comprehensive plans controlling the development of that unincorporated territory; and

WHEREAS, developments underway or in various stages of planning are creating growth and joint utility opportunities in and near the unincorporated territory; and

WHEREAS, Manhattan and Elwood have determined that current plans and opportunities for development will be accompanied by significantly higher demands for governmental police power services, utility services, transportation service, and other municipal services and financial commitments to meet the necessities of development; and

WHEREAS, Manhattan and Elwood have determined that the territory lying between their present municipal boundaries is a rapidly developing area in which problems related to utility service, open space preservation, flood control, population density, ecological and economic impact, and multi-purpose developments are ever-increasing both in number and complexity; and

WHEREAS, Manhattan and Elwood and their respective citizens are virtually affected by such concerns, and any attempt to solve them and provide for the welfare, prosperity, and employment of the inhabitants of the municipalities will be benefited by the mutual action and intergovernmental cooperation with respect thereto; and

WHEREAS, Manhattan and Elwood have determined that there exists a need and desire to provide for logical municipal boundaries and areas of municipal authority between their respective communities and the conservation of the available resources for all of their respective citizens; and

WHEREAS, Manhattan and Elwood, after due investigation and consideration, have determined to enter into an agreement providing for the establishment of a boundary for their respective jurisdictions in the unincorporated territory lying between and near their boundaries; and

WHEREAS, Manhattan and Elwood have determined that the observance of the boundary line in future annexations by the two municipalities will serve the best interests of the two communities; and

WHEREAS, Manhattan and Elwood have determined that in some instances it will be desirable and necessary for the power and authority conferred on one municipality to be exercised by another; and

WHEREAS, Manhattan and Elwood have authorized the execution of this Agreement as an exercise of their respective authority and as an exercise of the intergovernmental cooperation authority under the Constitution and laws of the State of Illinois; and

WHEREAS, Elwood and Manhattan have each provided notice, by publication and posting, of their intent to adopt this Agreement in full compliance with Section 11-12-9 of the Illinois Municipal Code (65 ILCS 5/11-12-9); and

WHEREAS, Manhattan and Elwood agree that upon the Effective Date of this Agreement the current Intergovernmental Jurisdictional Boundary Line Agreement dated November 15, 2006 shall be replaced by this Agreement and shall be null and void.

NOW, THEREFORE, in consideration of the mutual promises contained herein and in further consideration of the recitals hereinabove set forth, it is hereby agreed between Manhattan and Elwood as follows:

1. INCORPORATION OF PREAMBLE

Manhattan and Elwood acknowledge that the statements made above in the recitals are true and correct and that such recitals are incorporated into this Agreement as if fully set forth in this paragraph one.

2. BOUNDARY LINE

Manhattan and Elwood agree that in the unincorporated area lying between and near the two municipalities, the boundary line for annexation, governmental planning, subdivision control facilities planning, zoning, official map, ordinances, and other municipal purposes shall be as depicted on the map attached hereto as **EXHIBIT A** further described in **EXHIBIT B** both of which are hereby incorporated herein and made a part of this Agreement. **EXHIBIT A** will be referred to in this Agreement as the "Boundary Map" and the line separating the assigned areas of municipal jurisdiction, as legally described in **EXHIBIT B**, will be referred to as the "Boundary Line".

3. JURISDICTION

(a) With respect to property located within the area designated (as depicted on **EXHIBIT A**) to Manhattan, Elwood agrees that it shall not annex any unincorporated territory within such area nor shall it exercise or attempt to exercise or enforce any zoning ordinance, planning control, subdivision control, official map, or other municipal authority or ordinances, except as may be hereinafter provided in this Agreement.

(b) With respect to the property located within the area designated (as depicted on **EXHIBIT A**) to Elwood, Manhattan agrees that it shall not annex any unincorporated territory within such area nor shall it exercise or attempt to exercise or enforce any zoning ordinance planning control, official map, or other municipal authority or ordinances, except as may be hereinafter provided in this Agreement.

4. SUBDIVISION CONTROLS

In the event that either municipality's subdivision control authority cannot be exercised within its designated area because the municipality is not located within one and one-half miles of a proposed subdivision, and if the other municipality is located within one and one-half miles of that subdivision, then, in those events, the municipality located within one and one-half miles of a proposed subdivision hereby transfers its subdivision control authority to the other municipality pursuant to Section 10, Article VII, of the Constitution of the State of Illinois of 1970. In the event that any court of law shall find that the transfer of subdivision control power between units of local government is prohibited by law, then, if either municipality cannot exercise its subdivision control

within its designated area because it is not located within one and one-half miles of a proposed subdivision, then the latter municipality shall exercise subdivision control notwithstanding the boundaries established by this Agreement.

For the purposes of this Agreement, the term "Subdivision" shall include subdivisions of land as defined by applicable law and ordinances and also other developments or uses of land which are made subject to either municipality's subdivision regulations by law or ordinance.

5. THIRD PARTY ANNEXATIONS

Upon a third party's attempt to effectuate a voluntary or involuntary annexation to have territory annexed to either municipality which annexation would have the effect of changing the boundaries established under this Agreement, each municipality shall consider such annexation and not oppose such annexation only where a mutual agreement between the municipalities may be reached. Where a mutual agreement may not be reached, each municipality shall actively oppose any attempt to effectuate any voluntary or involuntary annexation which would have the effect of changing the boundaries established under this Agreement.

6. ANNEXATION OF ROADWAYS

(a) If the boundary line depicted on **EXHIBIT A** is located on a roadway, the boundary line shall be deemed, except as otherwise provided herein, to be located on the center line of the roadway if the roadway is located within the corporate limits of either municipality as of the date of this Agreement. For territory that has been annexed by either municipality prior to the date of this Agreement, then the roadway shall be deemed to be located within the municipality to which the roadway has been annexed either by ordinance or by the operation of State law (Illinois Compiled Statutes, Ch. 65, section 5/7-1-1). For unincorporated territory that is located on either side of the boundary line and that will be annexed to the designated municipality in the future, the roadway shall be deemed to be located within the municipality that first annexes its respective territory adjacent to the roadway. The boundary line set by this Agreement shall be deemed to have been amended accordingly without further action by either municipality.

(b) Each municipality agrees that with respect to any roadways that are deemed to be located within that municipality's territory pursuant to this Agreement, that municipality shall, to the extent it has jurisdiction to do so, authorize the reasonable use of the right-of-way of such roadway and grant non-exclusive easements for the installation by the other municipality of water, sanitary sewer and utility service facilities, storm sewer mains and appurtenant public improvements. Each municipality agrees that it may assign its non-exclusive easement rights to any other unit of local government that may provide water, sanitary sewer, or storm sewer service to territory within the easement grantee's territory designated under this Agreement.

(c) Each municipality requires that prior to authorizing the reasonable use of the roadway right-of-way described in paragraph six (b) the entity performing the proposed work shall be bonded and insured in accordance with the authorizing municipality's applicable requirements, ordinances and/or regulations.

(d) The parties recognize that practical problems of providing required municipal services for roadways that are located on the boundary line. To that end, the parties agree that further cooperative agreements shall be developed to provide police and other municipal services, including capital improvements, to roadways that are located on the boundary line.

7. FACILITIES PLANNING AREA MODIFICATIONS

(a) Manhattan shall not object to or otherwise contest a request to amend the Elwood Facilities Planning Area to add territory within Elwood's designated area as depicted in **EXHIBIT A**. Manhattan further agrees not to make any requests, formal or informal, to any third party for that third party to challenge the validity of Elwood's past, current, or future annexations within its designated area.

(b) Elwood agrees that it waives any right to challenge or otherwise contest the validity of any annexation Manhattan has effected, is effecting, or will effect in the future for the territory located within Manhattan's designated area as depicted in **EXHIBIT A**. Elwood further agrees not to make any requests, formal or informal, to any third party for that third party to challenge the validity of Manhattan's past, current or future annexations within its designated area.

8. WAIVER OF ANNEXATION CHALLENGES

(a) Manhattan agrees that it waives any right to challenge or otherwise contest the validity of any annexation Elwood has effected, is effecting, or will effect in the future for the territory located within Elwood's designated area as depicted in **EXHIBIT A**. Manhattan further agrees not to make any requests, formal or informal, to any third party for that third party to challenge the validity of Elwood's past, current, or future annexations within its designated area.

(b) Elwood agrees that it waives any right to challenge or otherwise contest the validity of any annexation Manhattan has effected, is effecting, or will effect in the future for the territory located within Manhattan's designated area as depicted in **EXHIBIT A**. Elwood further agrees not to make any requests, formal or informal, to any third party for that third party to challenge the validity of Manhattan's past, current, or future annexations within its designated area.

9. EFFECT OF AGREEMENT ON OTHER MUNICIPALITIES

This Agreement shall be binding upon and shall apply only to the legal relationship between Manhattan and Elwood. Nothing herein shall be used or construed

to affect, support, bind, or invalidate the boundary claims of either Manhattan or Elwood insofar as such shall affect any municipality which is not a party to this Agreement.

10. AMENDMENT OF AGREEMENT

Neither Manhattan nor Elwood shall either directly or indirectly seek any modifications of this Agreement through court action, and this Agreement shall remain in full force and effect until amended or changed by the mutual agreement of the corporate authorities of both municipalities.

11. DURATION OF AGREEMENT

This Agreement shall be in full force and effect for a period of 20 years from the date hereof. The term stated herein may be extended, renewed or revised at the end of the initial or extended term thereof by the mutual agreement of the corporate authorities of both municipalities.

12. INVALIDITY

In any term or provision of this Agreement or the application thereof to any person or persons shall to any extent be invalid or unenforceable as finally determined by any court of competent jurisdiction, this Agreement may, at the option of either party, be canceled and terminated, and all obligations, undertakings, and liabilities of the parties hereto shall thereupon automatically be terminated, released, and discharged.

13. REPRESENTATIONS BY THE PARTIES

The parties represent, warrant, and agree to and with each other that each is a duly organized and existing municipal corporation under Illinois Law, has taken all necessary corporate and legal action to authorize the execution, delivery, and performance on their part of this Agreement, that it has obtained all necessary voter approvals, and that the performance hereto by each will not be in contravention of any resolutions, ordinances, laws, contracts, or agreements to which it is a party or to which it is subject. The parties shall deliver to each other certified copies of all resolutions or ordinances authorizing the execution and performance of this Agreement. Elwood shall save and hold harmless Manhattan and its officers, employees, representatives, and agents from any and all claims, suits, and judgments, including litigation expense and attorneys' fees, relating to the authority, propriety, or appropriateness of Elwood executing or performing this Agreement, or the ownership and operation by Elwood of its wastewater collection systems and Manhattan shall save and hold harmless Elwood and its officers, employees, representatives, and agents from any and all claims, suits, and judgments, including litigation expense and attorneys' fees, relating to the authority, propriety, or appropriateness of Manhattan executing or performing this Agreement, or the ownership and operation by Manhattan of its wastewater collection systems.

14. FAILURE TO ENFORCE

The failure of any party hereto to enforce any of the provisions of this Agreement, or the waiver thereof in any instance, shall not be construed as a general waiver thereof in any instance, shall not be construed as a general waiver or relinquishment on its part of any such provision, but the same shall, nevertheless, be and remain in full force and effect.

15. CAUSES BEYOND CONTROL

No party to this Agreement shall be liable to another for failure, default, or delay in performing any of its obligations hereunder, other than for the payment of money obligations specified herein, in case such failure, default, or delay in performing any of its obligations specified herein is caused by strikes; by forces of nature; unavoidable accident; fires; acts of public enemy; interference by civil authorities; passage of laws; orders of court adoption of rules by a public body having jurisdiction; ordinances, decisions, orders or regulations of any government or military body or agency, office, or commission having jurisdiction, delays in receipt of materials which been timely ordered and which are beyond the control of the party ordering the same, or any other cause, whether of similar nature, not within the control of the party affected and which, by the exercise of due diligence, such party is unable to prevent to overcome. Should any of the foregoing occur, the parties hereto agree to proceed with diligence to do what is reasonable and necessary so that each party may perform its obligations under this Agreement. Neither party shall incur any liability to the other for consequential or other damages which may result from delays in initiating service or interruptions or other malfunctions of service.

16. ENFORCEMENT

This Agreement shall be enforceable through any appropriate action at law or in equity, including but not limited to mandamus and actions for specific performance. No action may be brought to enforce this Agreement unless the party seeking enforcement first notifies the other party in writing of the nature of the alleged breach, the specific action required to remedy the breach and the amount of time reasonably required to attain compliance, but not less than fifteen (15) days. The parties shall bear their own expenses related to the enforcement of this Agreement.

17. NOTICES

Any notice required by this Agreement shall be in writing and shall be served by personal delivery on the municipal clerk or chief administrative officer of the receiving party. In lieu of personal service, required notices may be served by certified mail, return receipt requested, addressed to the municipal clerk and chief administrative officer of the receiving party. Notices shall be deemed served on the day of personal delivery or on the fourth day following mailing.

18. RESERVATION OF RIGHTS

Nothing in this Agreement is intended to confer a benefit or right of enforcement upon a third party. Further, both municipalities specifically reserve all rights, privileges, and immunities upon them by law.

19. AGENCY

Neither party is an agent of the other party and neither shall incur any costs or expenses on behalf of the other.

20. COMPLETE AGREEMENT

This Agreement sets forth the complete understanding between Elwood and Manhattan relating to the terms hereof and any amendment hereto to be effective must be in writing and duly authorized and signed by both parties.

21. SEVERABILITY

If any provisions of this Agreement shall be declared invalid for any reason, such invalidation shall not affect other provisions of this Agreement which can be given effect without the invalid provisions and to this end the provisions of this Agreement are to be severable.

22. REPEALER

All agreements or parts thereof in conflict with the terms of this Agreement are hereby repealed and of no further force and effect to the extent of such conflict.

23. PUBLICATION AND RECORDING

This Agreement shall be construed in accordance with the laws of the State of Illinois and shall be certified as to the adoption by the municipal clerk of each municipality, made available in the office of each municipal clerk, published by the representative municipalities and recorded or filed with the Will County Recorder and others as their interest may appear.

24. EFFECTIVE DATE

This Agreement shall be in full force and effect after its passage, approval and publication as required by law.

IN WITNESS THEREOF, the parties hereto have caused this Agreement to be executed in their respective corporate names by their respective officers thereunto duly authorized and their respective corporate seals to be hereunto affixed and attested by their respective officers having custody thereof the day and year first above written.

VILLAGE OF MANHATTAN

Will County, Illinois, an Illinois Home
Rule Municipal Corporation

ATTEST: (Seal)

By: _____
Village President

Village Clerk

VILLAGE OF ELWOOD

Will County, Illinois, an Illinois Home
Rule Municipal Corporation

ATTEST: (Seal)

By: _____
Village President

Village Clerk

EXHIBIT "A"



SCALE NOT TO SCALE

POINT OF TERMINUS

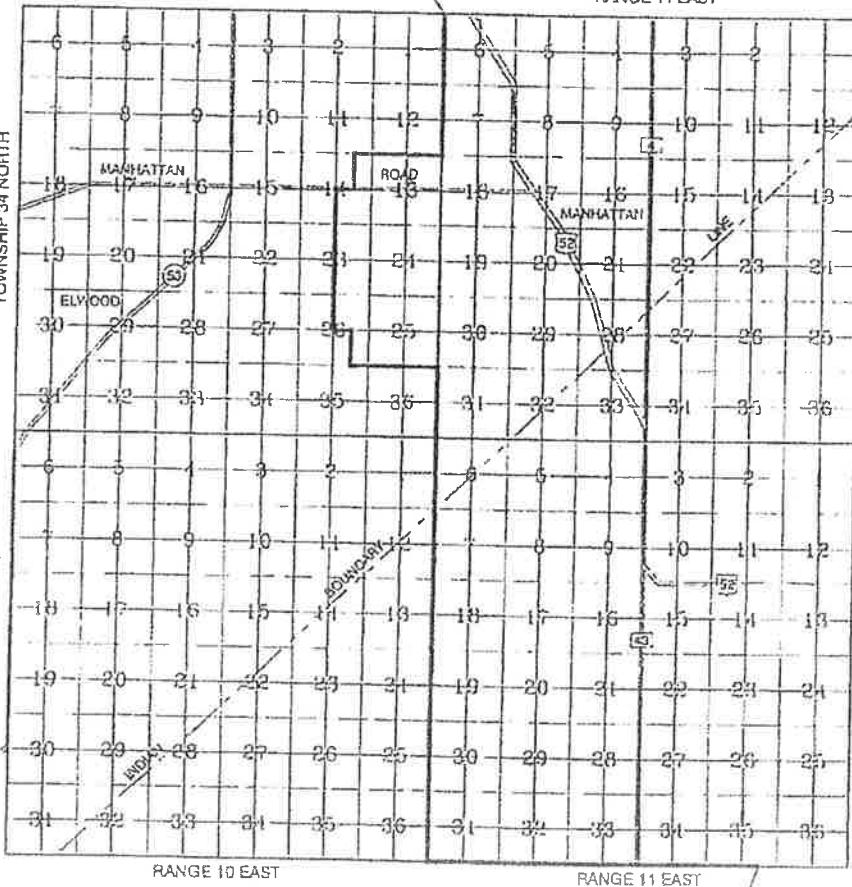
RANGE 10 EAST

RANGE 11 EAST

TOWNSHIP 34 NORTH

TOWNSHIP 33 NORTH

TOWNSHIP 34 NORTH
TOWNSHIP 33 NORTH



POINT OF BEGINNING

LEGEND

S05-01-00%

EXHIBIT "B"

A Boundary agreement line described as follows: Beginning at the southeast corner of the West Half of the Southeast Quarter of Section 35, Township 33 North, Range 11 East of the Third Principal Meridian; thence West along the South line of said Township 33 North, Range 11 East to the West line of said Township 33 North, Range 11 East; thence North along said West line of Township 33 North, Range 11 East and along the East line of Section 36, Township 34 North, Range 10 East of the Third Principal Meridian to the Southeast corner of Section 25, Township 34 North, Range 10 East of the Third Principal Meridian; thence West along the South line of Sections 25 and 26, Township 34 North, Range 10 East of the Third Principal Meridian to the Southwest corner of the East Half of the Southeast Quarter of said Section 26; thence North along the West line of the East Half of the Southeast Quarter of said Section 26 to the South line of the Northeast Quarter of said Section 26; thence West along said South line of the Northeast Quarter of said Section 26 to the Southwest corner of the Northeast Quarter of said Section 26; thence North along the West line of said Northeast Quarter of Section 26 and along the West line of the East Half of Sections 23 and 14, Township 34 North, Range 10 East of the Third Principal Meridian, to the Southwest corner of the Northeast Quarter of said Section 14; thence East along the South line of the Northeast Quarter of said Section 14 to the Southwest corner of the East Half of the Northeast Quarter of said Section 14; thence North along the West line of the East Half of the Northeast Quarter of said Section 14 to the Northwest corner of the East Half of the Northeast Quarter of said Section 14; thence East along the North line of the East Half of the Northeast Quarter of said Section 14 and along the North line of Section 13, Township 34 North, Range 10 East of the Third Principal Meridian to the Northeast corner of said Section 13; thence North along the West line of Sections 7 and 6, Township 34 North, Range 11 East of the Third Principal Meridian to the Northwest corner of said Section 6 to the Point of Terminus.

