

RESOLUTION 2012-078

A RESOLUTION AUTHORIZING THE APPROVAL OF A CONTRACT WITH LANDSCAPE CONCEPTS MANAGEMENT, INC. FOR THE PLYMOUTH FARMS HOA CN RR LANDSCAPE BUFFER IN AN AMOUNT NOT TO EXCEED \$29,207

WHEREAS, the Canadian National Railway acquired a major portion of the EJ&E Railway on January 31, 2009; and

WHEREAS, the Village President was authorized to execute a Memorandum of Agreement between the Village of Vernon Hills and the Grand Trunk Corporation (Canadian National Railway) via Resolution 2009-052 on March 18, 2009 which outlines mitigation measures and conditions of obligation related to existing train traffic and changes in train traffic as a result of the CN/EJ&E transaction; and

WHEREAS, Resolution 2011-094, approved on June 7, 2011, authorized a first amendment to Section III of the original Memorandum of Agreement to read as follows:

"GTC will provide funds in an amount not to exceed eighty thousand (\$80,000) dollars, to the Village for the purpose of installing and maintaining landscaping, and appropriate related projects, so long as the installation by the Village shall be on private property, located adjacent to, but not on, railroad property (west side of tracks) along a portion of Plymouth Farms Road for separation between the CN line and/or the EJ&EW and adjacent residential properties to the west. As required by GTC, Vernon Hills shall allow GTC unrestricted vehicular access to the railroad's switch location serving the business located in the north-east quadrant of Butterfield Road and Plymouth Farms Road, at the eastern terminus of Plymouth Farms Road.

WHEREAS, the Village received payment of \$80,000 from the CN RR to make improvements, and the funds are available in the CN Landscape Deferred Revenue account 01- 240575; and

WHEREAS, the Plymouth Farms HOA CN RR Landscape Buffer was publicly bid and opened on April 24, 2012 with Landscape Concepts Management, Inc. of Grayslake, IL, submitting the lowest qualified bid in the amount of \$29,207; and

WHEREAS, the work to be completed within this contract includes the planting of trees and shrubs.

NOW THEREFORE, BE IT RESOLVED BY THE VILLAGE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF VERNON HILLS, LAKE COUNTY, ILLINOIS:

THAT, the Village Manager is authorized to execute a contract with Landscape Concepts Management, Inc. of Grayslake, IL for the Plymouth Farms HOA CN RR Landscape Buffer work; and

THAT, the Finance Director is authorized to make payment to Landscape Concepts Management, Inc. in an amount not to exceed \$29,207 with funds available in the CN Landscape Deferred Revenue account 01-240575.

Dated the 1st day of May 2012

Adopted by roll call vote as follows:

AYES: 6 - Koch, Williams, Schultz, Marquardt, Schwartz, Hebda

NAYS: 0 - None

ABSENT AND NOT VOTING: 0 - None

PASSED:

APPROVED:

ATTEST:

Michael J. [Signature]
Village Clerk

[Signature]
Roger L. Byrne
Village President

