



**Forest Preserve District of Cook County
Board of Commissioners**

Minutes of the Finance Committee

Tuesday, November 2, 2021

9:30 AM

Virtual Meeting

ATTENDANCE

Present: Arroyo, Deer, Aguilar, Britton, Daley, Degnen, Gainer, Johnson, Lowry, Miller, Moore, Morrison, Morrison, Silvestri, Sims and Suffredin (16)

Absent: Anaya (1) (Exused)

PUBLIC TESTIMONY

Chairman Arroyo asked the Secretary to the Board to call upon the registered public speakers, in accordance with Forest Preserves Code of Ordinances, Section 1-5-4.

1. Robert Stapleton- National Wireless

[21-0502](#)

COMMITTEE MINUTES

Approval of the minutes from the meeting of 07/27/2021

A motion was made by Commissioner Silvestri, seconded by Commissioner Daley, to approve 21-0502. The motion carried by the following vote:

Ayes: Arroyo, Deer, Aguilar, Britton, Daley, Degnen, Gainer, Johnson, Lowry, Miller, Moore, Morrison, Morrison, Silvestri, Sims and Suffredin (16)

Absent: Anaya (1)

[21-0002](#)

Presented by: ARNOLD RANDALL, General Superintendent

PROPOSED AGREEMENT

Vendor: Wireless EDGE Towers II, LLC, Rhinebeck, New York

Request: Requesting authorization for the Forest Preserves of Cook County (the “Forest Preserves”) to enter into an agreement

Reason: The Forest Preserves desires to engage a Communication Tower Manager to perform certain marketing, site evaluation and development, sublicensing, revenue collection, and other related site management services related to the use of Forest Preserves property by the commercial wireless telecommunication industry.

To accomplish this goal, the Forest Preserves issued a Request for Proposals for permitting, site development, preparation, erection, installation, and maintenance of a small footprint, self-supporting, stealth communication tower and related cellular telephone communication equipment at multiple sites. Wireless EDGE Towers II, LLC (“Wireless Edge”) was deemed to be the most responsive out of two (2) total respondents.

Under the proposed contract, Wireless Edge will market space for wireless carriers to install antennae on cell towers at locations that have been preapproved by the internal Forest Preserves Land Use Committee. Wireless Edge then intends to subsequently enter separate, twenty-five (25) year license agreements with the Forest Preserves, subject to approval of the Forest Preserves Board of Commissioners, for the construction of the cell towers at preapproved locations. The towers will be owned by Wireless Edge. Wireless Edge will pay revenue to the Forest Preserves under both the proposed agreement and any future licenses for individual sites. Wireless Edge will receive compensation directly from carriers through sublicense agreements to be negotiated between the carriers and Wireless Edge. Wireless Edge will oversee construction and installation by its contractors and sublicensees, and will have access to the designated sites twenty-four (24) hours per day, seven (7) days per week.

The terms, conditions, and procedures of the Forest Preserves’ licensing ordinances found at Title 5 (Public Utilities) and any other applicable licensing provisions of the Forest Preserves Code of Ordinances may be waived in whole or in part by the Forest Preserves with respect to the proposed agreement. The Forest Preserves would enter into the proposed agreement not in its regulatory capacity but in its proprietary capacity as a market participant. In the highly regulated arena of wireless communications, however, state and federal law may in some instances supersede contractual provisions with respect to the wireless facilities once installed.

Wireless Edge will indemnify the Forest Preserves for any claims arising from its performance of the agreement and will maintain insurance policies naming the Forest Preserves as an additional insured. The proposed agreement cannot be unilaterally terminated by the Forest Preserves without cause.

Contract Period: Five (5) years from the date of execution with a five-year optional extension

Estimated Fiscal Impact: (Revenue Generating)

Wireless Edge has agreed to pay the following:

Agreement Signing Bonus: \$20,000.00

Agreement Extension Term Signing Bonus: \$25,000.00

Each Tower License

Lump Sum Payment - Tower Licensee Bonus: \$5,000.00

Lump Sum Payment - Tower Permit Bonus: \$20,000.00

Annual Sublicense Fee (Co-location License Fee): Greater of \$31,914.00 increased by 3% compounded annually on each anniversary of the effective date or 50% of revenue

Narrowband (Public Service) Revenue Share: 50%

Account(s): N/A (Revenue Generating)

Concurrence(s):

The Chief Financial Officer has approved this item. Final agreement is subject to legal review and approval.

District(s): 4, 5, 6, 9, 10, 15, 17

A motion was made by Commissioner Degnen, seconded by Commissioner Daley, to approve 21-0002. The motion carried by the following vote:

Ayes: Arroyo, Deer, Aguilar, Britton, Daley, Degnen, Gainer, Johnson, Lowry, Miller, Moore, Morrison, Morrison, Silvestri and Sims (15)

Nayes: Suffredin (1)

Absent: Anaya (1)

[21-0478](#)

Presented by: ARNOLD RANDALL, General Superintendent

PROPOSED DISBURSEMENT

Department(s): Department of Planning and Development

Action: Authorization to disburse payment

Payee: Matthew Paving, Inc. Oak Lawn, Illinois

Good(s) or Service(s): Construction Services

Fiscal Impact: \$431,725.78

Accounts: Motor Fuel Tax 51029.560060

Contract Number(s): #74000009219 issued under Project #19-80-67G-21C3

District(s): 5, 6, 17

Summary: This progress payment is for transportation improvements pursuant to contract approved by the Board of Commissioners on 6/22/2021 (Board Item No. 21-0310) for work completed at Flossmoor Road Bicycle Lot, Vollmer Road Grove, Arrowhead Lake, McGinnis Slough and Tampier Lake West.

A motion was made by Vice Chair Deer, seconded by Commissioner Silvestri, to approve 21-0478. The motion carried by the following vote:

Ayes: Arroyo, Deer, Aguilar, Britton, Daley, Degnen, Gainer, Johnson, Lowry, Miller, Moore, Morrison, Morrison, Silvestri, Sims and Suffredin (16)

Absent: Anaya (1)

[21-0490](#)

Presented by: ARNOLD RANDALL, General Superintendent

RECOMMENDATION OF THE FINANCE SUBCOMMITTEE (WORKERS' COMPENSATION)

Finance Subcommittee Meeting on Workers' Compensation - 11/2/2021

The Finance Subcommittee on Workers' Compensation met on the above listed date and recommends the following for approval:

Workers' Compensation Claims approved Fiscal Year 2021 to present: \$622,841.90

Workers' Compensation Claims to Be Approved: \$52,500.00

A motion was made by Vice Chair Deer, seconded by Commissioner Sean Morrison, to recommend for approval 21-0490. The motion carried by the following vote:

Ayes: Arroyo, Deer, Aguilar, Britton, Daley, Degnen, Gainer, Johnson, Lowry, Miller, Moore, Morrison, Morrison, Silvestri, Sims and Suffredin (16)

Absent: Anaya (1)

[21-0496](#)

Presented by: ARNOLD RANDALL, General Superintendent

REPORT

Department: Department of Finance and Administration

Request: Receive and File

Report Title: Corporate Fund Analysis of Revenue and Expenditures

Report Period: 1/1/2021 - 9/30/2021

Summary: Detailed Fund Analysis of Revenue and Expenditures for September 2021.

A motion was made by Vice Chair Deer, seconded by Commissioner Daley, to receive and file 21-0496. The motion carried by the following vote:

Ayes: Arroyo, Deer, Aguilar, Britton, Daley, Degnen, Gainer, Johnson, Lowry, Miller, Moore, Morrison, Morrison, Silvestri, Sims and Suffredin (16)

Absent: Anaya (1)

[21-0488](#)

Presented by: ARNOLD RANDALL, General Superintendent

RECOMMENDATION OF THE FINANCE SUBCOMMITTEE (LITIGATION)

Finance Subcommittee Meeting on Litigation - 10/5/2021

The Finance Subcommittee on Litigation met on the above listed date and recommends the following for approval:

Proposed Settlements Approved Fiscal Year 2021 to Present: \$2,603,912.63

Proposed Settlements to Be Approved: \$0.00

Legal Fees Approved Fiscal Year 2021 to Present: \$609,553.47

Legal Fees for 10/5/2021 to Be Approved: \$59,615.34

A motion was made by Vice Chair Deer, seconded by Commissioner Silvestri, to recommend for approval 21-0488. The motion carried by the following vote:

Ayes: Arroyo, Deer, Aguilar, Britton, Daley, Degnen, Gainer, Johnson, Lowry, Miller, Moore, Morrison, Morrison, Silvestri, Sims and Suffredin (16)

Absent: Anaya (1)

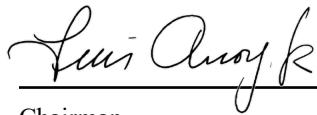
ADJOURNMENT

A motion was made by Vice Chair Dennis Deer, seconded by Commissioner John P. Daley, this meeting adjourn. The motion carried by the following vote:

Ayes: Arroyo, Deer, Aguilar, Britton, Daley, Degnen, Gainer, Johnson, Lowry, Miller, Moore, Morrison, Morrison, Silvestri, Sims and Suffredin (16)

Absent: Anaya (1)

Respectfully submitted,



Chairman

Lynne Turner

Interim-Secretary

A complete record of this meeting is available at <https://fpdcc.legistar.com>.