



## Legislation Text

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**File #:** 15-0201, **Version:** 2

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### PROPOSED LICENSE REQUEST

**Request:** Requesting authorization for the Forest Preserve District of Cook County (“the Preserves”), as Licensor to grant a License to the Village of Oak Lawn and other Municipal Customers of the Oak Lawn Regional Water System, (“the Grantees”), to locate, operate and maintain a water transmission main in the Tinley Creek Preserves. The Preserves and Grantees have come to a mutual understanding on several key material terms and routes to be included within the License, as indicated in the accompanying Memorandum of Understanding (the “MOU”) and exhibits from the Village of Oak Lawn dated August 28, 2015. Permission is now sought, upon Grantees satisfactory compliance with the MOU and any additional due diligence or negotiation of any relevant provisions, as determined by the Preserves’ legal department, to enter into and execute the License. The request is for approximately 19,984 linear feet of new water main ranging in size from 24-inch diameter to 60-inch diameter to serve 12 southwest suburban communities. The communities are currently served by a single 40 year old 48-inch transmission main. The addition of a new 60-inch water transmission line will provide a looped system to increase capacity and provide redundancy in the event of a failure.

**Impacts:** The new pipeline will extend through the Forest Preserves for approximately 3.8 miles and require a license area of almost 7 acres, but will be routed primarily within an existing disturbed corridor occupied by ComEd transmission lines. Approximately 1 mile of paved trail will be directly impacted by construction.

**Fees and Benefits:** In addition to the license fee, the Grantees will pay an impact permit fee for temporary construction use of 27 acres, based on a daily proration of the license fee. Also, the Grantee will reroute approximately 1.2 miles of trail, rebuild the directly impacted trail segments, and repave an additional 2 miles of adjacent trail in order to avoid patchwork trail segments. Additionally, the Grantees will provide funding to the Forest Preserves for the ecologic restoration of 500 acres in the Tinley Creek Preserves. Finally, the Grantees will also provide funding for a construction management service to monitor construction of the project for the benefit of the Preserves. The current estimate of all fees associated with the issuance of this License is **\$3,760,000** as generally indicated below. However, due to the unique size and scope of this project these numbers may change based upon the length, size and duration of the work being conducted by the Grantee.

Impact, License and YELAR Fees:	\$ 560,000.00
Ecologic Restoration Fee:	\$2,500,000.00
Construction Management Fees:	\$ 200,000.00
Additional adjacent Trail Repairs	\$ 500,000.00.

**Term:** Continuous

**License Fee:** \$3,760,000.00, estimated total fees and other in-kind contribution for trail repairs, subject to change, includes fees for License/Impact, YELAR, Management, Land Restoration, and Additional Trail Repair/Repaving.)

**License Application Fee:** \$500.00 (prev. paid)

**YELAR Fee:** \$3,400.00

Total one-time upfront fee of an amount to be determined will be for the term of the License (Sec. 5-2A-4 and 5-2B-4)

**Tree Mitigation Fee:** To be determined

**The area of the License is:** 6.882 Acres

**Concurrence(s):**

The Chief Financial Officer and Chief Attorney have approved this item.

Grantee has met the insurance requirements under the License Agreement.

The Forest Preserves staff has reviewed this license application and plans and has found them to be acceptable; therefore, it is recommended that the Forest Preserve District Board of Commissioners approve the issuance of this license.

**District(s):** 6 and 17