

**VILLAGE OF DOWNERS GROVE
REPORT FOR THE VILLAGE COUNCIL MEETING
FEBRUARY 5, 2013 AGENDA**

SUBJECT:	TYPE:	SUBMITTED BY:
Resolution authorizing execution of an agreement for prosecution services.	✓ Resolution Ordinance Motion Discussion Only	Enza Petrarca Village Attorney

SYNOPSIS

A resolution has been prepared authorizing extension of a contract for ordinance violation prosecution services with Linda S. Pieczynski, Attorney at Law, P.C. for a flat fee of \$35,000.00.

STRATEGIC PLAN ALIGNMENT

The goals for 2011-2018 include *Exceptional Municipal Services*.

FISCAL IMPACT

The FY13 budget includes \$35,000 for this contract in the General Fund.

RECOMMENDATION

Approval on the February 5, 2013 consent agenda.

BACKGROUND

Staff recommends renewing the contract with for Linda S. Pieczynski, Attorney at Law, P.C for ordinance violation prosecutions. Ms. Pieczynski previously represented the Village from approximately 1989-2003, when the Village opted to handle prosecutions in house. In January 2010, the Village issued a Request for Proposal (RFP) for prosecution services and chose Ms. Pieczynski to represent the Village in ordinance violation cases. Her contract is due to expire on February 28, 2013. Ms. Pieczynski has agreed to extend this contract at no increase in cost for a two-year period ending February 28, 2015.

Staff identified experience and knowledge regarding the Village's code enforcement cases as an important factor. Ms. Pieczynski has extensive experience in code enforcement issues and extensive experience in dealing with property maintenance cases and abandoned property issues. She has written several books on the topic and travels across the nation providing training in this area. Staff has attended several of her trainings and recognizes her as leader in this area. Not only does Ms. Pieczynski have experience in code enforcement issues, as a former Assistant State's Attorney, she also has extensive experience in dealing with police department issues.

ATTACHMENTS

Resolution
Agreement

RESOLUTION NO. _____

**A RESOLUTION AUTHORIZING EXECUTION OF AN EXTENSION TO THE
AGREEMENT FOR PROSECUTION SERVICES
BETWEEN THE VILLAGE OF DOWNERS GROVE
AND LINDA S. PIECZYNSKI, ATTORNEY AT LAW, P.C.**

BE IT RESOLVED by the Council of the Village of Downers Grove, DuPage County, Illinois, as follows:

1. That the form and substance of a proposed Agreement (the "Agreement") between the Village of Downers Grove (the "Village"), and Linda S. Pieczynski, Attorney at Law, P.C. providing for services related to the prosecution of traffic citations and ordinance violations for the Village in the courts of DuPage County, Illinois, for the Village, and other matters related thereto, as set forth in the form of the Agreement submitted to this meeting with the recommendation of the Village Manager, is hereby approved.

2. That the Village Manager and Village Clerk are hereby respectively authorized and directed for and on behalf of the Village to execute, attest, seal and deliver the Agreement, substantially in the form approved in the foregoing paragraph of this Resolution, together with such changes as the Manager shall deem necessary.

3. That the proper officials, agents and employees of the Village are hereby authorized and directed to take such further action as they may deem necessary or appropriate to perform all obligations and commitments of the Village in accordance with the provisions of the Agreement.

4. That all resolutions or parts of resolutions in conflict with the provisions of this Resolution are hereby repealed.

5. That this Resolution shall be in full force and effect from and after its passage as provided by law.

Mayor

Passed:
Attest: _____
Village Clerk

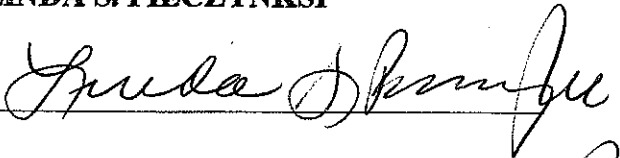
**EXTENSION TO THE AGREEMENT FOR PROSECUTION SERVICES
BETWEEN THE VILLAGE OF DOWNERS GROVE AND
LINDA S. PIECZYNSKI**

The Village of Downers Grove, Illinois (the "Village") and Linda S. Pieczynski, Attorney at Law, P.C., entered into an Agreement for ordinance violation prosecution legal services on or about February 9, 2010. Pursuant to the terms stated therein, the parties desire to extend that contract for a two-year period under the following terms:

1. All terms from the 2010 Agreement remain in full force and effect.
2. This extension shall continue for a two-year period ending February 28, 2015.

VILLAGE OF DOWNERS GROVE

LINDA S. PIECZYNSKI



Attest:

Attest:


Corporate Secretary

April Holden, Village Clerk

Date: _____

1/14/13

Date: _____