

ITEM RES 2015-6072

VILLAGE OF DOWNERS GROVE
Report for the Village Council Meeting
2/17/2015

SUBJECT:	SUBMITTED BY:
OV Prosecution Contract Extension	Enza Petrarca Village Attorney

SYNOPSIS

A resolution has been prepared authorizing a three-month extension of a contract for ordinance violation prosecution services with Linda S. Pieczynski, Attorney at Law, P.C. for a flat fee of \$2,916.67 per month.

STRATEGIC PLAN ALIGNMENT

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

FISCAL IMPACT

The FY15 budget includes funding for this service in the General Fund. The flat fee for prosecution of ordinance violations is \$2,916.67 per month.

RECOMMENDATION

Approval on the February 17, 2015 consent agenda.

BACKGROUND

In January, 2010, the Village issued a Request for Proposal (RFP) for prosecution services and entered into an agreement with Linda S. Pieczynski, Attorney at Law, P.C. to represent the Village in ordinance violation cases. In 2013, the agreement was extended for two additional years. The current agreement is set to expire February 28, 2015.

Ms. Pieczynski has recently informed the Village of her plans to retire on June 1, 2015. In light of this, staff is recommending extending the current agreement for an additional three (3) months (until May 31, 2015) at no increase in cost. During such time, staff intends on issuing a Request for Proposal for prosecution services.

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. That Section 2 of the 2010 Agreement (Compensation) shall be revised as follows: The Village shall pay Linda S. Pieczynski, Attorney at Law, P.C., a flat fee of \$2,916.67 per month. Commencing March 1st and ending May 31st, 2015. That this fee shall include compensation for in-court time, preparation, travel time, attendance at meetings with Village staff, telephone conferences, and any and all administrative costs in connection with prosecuting ordinance violation cases. This does not include training.
2. All terms from the 2010 Agreement remain in full force and effect.
3. This extension shall continue for a three-month period ending May 31, 2015, 2015.

VILLAGE OF DOWNERS GROVE

LINDA S. PIECZYNSKI

Attest:

April Holden, Village Clerk

Date: _____

Linda Pieczynski

Attest:

Corporate Secretary

Date: 2/11/15