



## 94TH GENERAL ASSEMBLY

### State of Illinois

2005 and 2006

HB4555

Introduced 1/11/2006, by Rep. Angelo Saviano

#### SYNOPSIS AS INTRODUCED:

70 ILCS 805/8

from Ch. 96 1/2, par. 6315

Amends the Downstate Forest Preserve District Act. In a Section requiring that contracts involving an expenditure in excess of \$20,000 for supplies, materials, or work shall be awarded to the lowest bidder after advertising, provides additional exceptions for contracts involving professional skill, utility services, services or supplies requiring integration with existing systems, certain educational or instructional materials, contracts that are not adapted to award by competitive bidding, certain service or repair contracts, and certain emergency contracts. Deletes an exception for necessary supplies under the control of a monopoly. Effective immediately.

LRB094 16281 HLH 51529 b

1 AN ACT concerning local government.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Downstate Forest Preserve District Act is  
5 amended by changing Section 8 as follows:

6 (70 ILCS 805/8) (from Ch. 96 1/2, par. 6315)

7 Sec. 8. Powers and duties of corporate authority and  
8 officers; contracts; salaries.

9 (a) The board shall be the corporate authority of such  
10 forest preserve district and shall have power to pass and  
11 enforce all necessary ordinances, rules and regulations for the  
12 management of the property and conduct of the business of such  
13 district. The president of such board shall have power to  
14 appoint such employees as may be necessary. In counties with  
15 population of less than 3,000,000, within 60 days after their  
16 selection the commissioners appointed under the provisions of  
17 Section 3a of this Act shall organize by selecting from their  
18 members a president, secretary, treasurer and such other  
19 officers as are deemed necessary who shall hold office for the  
20 fiscal year in which elected and until their successors are  
21 selected and qualify. In the one district in existence on July  
22 1, 1977, that is managed by an appointed board of  
23 commissioners, the incumbent president and the other officers  
24 appointed in the manner as originally prescribed in this Act  
25 shall hold such offices until the completion of their  
26 respective terms or in the case of the officers other than  
27 president until their successors are appointed by said  
28 president, but in all cases not to extend beyond January 1,  
29 1980 and until their successors are selected and qualify.  
30 Thereafter, the officers shall be selected in the manner as  
31 prescribed in this Section except that their first term of  
32 office shall not expire until June 30, 1981 and until their

1 successors are selected and qualify.

2 (b) In any county, city, village, incorporated town or  
3 sanitary district where the corporate authorities act as the  
4 governing body of a forest preserve district, the person  
5 exercising the powers of the president of the board shall have  
6 power to appoint a secretary and an assistant secretary and  
7 treasurer and an assistant treasurer and such other officers  
8 and such employees as may be necessary. The assistant secretary  
9 and assistant treasurer shall perform the duties of the  
10 secretary and treasurer, respectively in case of death of such  
11 officers or when such officers are unable to perform the duties  
12 of their respective offices. All contracts for supplies,  
13 material or work involving an expenditure in excess of \$20,000  
14 shall be let to the lowest responsible bidder, after  
15 advertising at least once in one or more newspapers of general  
16 circulation within the district, excepting:

17 (1) work requiring personal confidence;

18 (2) work of individuals possessing a high degree of  
19 professional skill where the ability or fitness of the  
20 individual plays an important part;

21 (3) contracts for utility service, such as gas and  
22 electric;

23 (4) contracts for services or supplies that require  
24 integration with existing systems or existing computer  
25 hardware or software, such as security systems and  
26 integrated computer systems and services related thereto;

27 (5) contracts for the purchase of magazines, books,  
28 periodicals, and similar articles of an educational or  
29 instructional nature;

30 (6) contracts that by their nature are not adapted to  
31 award by competitive bidding, such as telecommunication  
32 systems and contracts for services or supplies that are  
33 available only from a single source;

34 (7) contracts for the maintenance or servicing of or  
35 provision of repair parts for equipment if the contract is  
36 made with the manufacturer or authorized service agent of

1 that equipment, and the maintenance, service, or provision  
2 of parts can best be performed by the manufacturer or  
3 authorized service agent; and

4 (8) contracts required to meet an immediate emergency  
5 affecting the public health, safety, or welfare, in which  
6 case the board of commissioners shall set forth the nature  
7 of the danger to the public health, safety, or welfare ~~or~~  
8 ~~necessary supplies under the control of monopolies, where~~  
9 ~~competitive bidding is impossible.~~

10 Contracts for supplies, material or work involving an  
11 expenditure of \$20,000 or less may be let without advertising  
12 for bids, but whenever practicable, at least 3 competitive bids  
13 shall be obtained before letting such contract. All contracts  
14 for supplies, material or work shall be signed by the president  
15 of the board of commissioners or by any such other officer as  
16 the board in its discretion may designate.

17 (c) The president of any board of commissioners appointed  
18 under the provisions of Section 3a of this Act shall receive a  
19 salary not to exceed the sum of \$2500 per annum and the salary  
20 of other members of the board so appointed shall not exceed  
21 \$1500 per annum. Salaries of the commissioners, officers and  
22 employees shall be fixed by ordinance.

23 (Source: P.A. 93-897, eff. 1-1-05.)

24 Section 99. Effective date. This Act takes effect upon  
25 becoming law.