



# Lake County Forest Preserves

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**DATE:** January 8, 2024

**Agenda Item #** 9.2

**TO:** Jessica Vealitzek, Chair  
Operations Committee

**FROM:** Daniel E. Stearns  
Director of Facilities

**RECOMMENDATION:** Recommend approval of a Resolution awarding a Contract to West Side Tractor Sales, Co., for the Purchase of a 2024 Talbert Manufacturing, Inc. 35CC Lowboy Trailer in the amount of \$83,977.35.

**STRATEGIC DIRECTION SUPPORTED:** Organizational Sustainability.

**FINANCIAL DATA:** The FY2024 adopted Equipment Replacement Fund budget (92104100-804100) includes the total amount of \$446,000.00 for equipment replacement purchases. The total actual cost of the trailer to be purchased will be \$83,977.35.

**BACKGROUND:** In accordance with the District's equipment replacement guidelines, staff determined previously that one lowboy trailer is due for replacement, specifically a 2009 Globe Lowboy trailer (Unit 980).

As part of staff's continual evaluation of equipment replacements, staff determined that the Globe Trailer could be replaced with a Talbert 35CC Trailer. Pursuant to the Illinois Governmental Joint Purchasing Act, 30 ILCS 525/1, et seq., any governmental unit may purchase personal property, supplies, and services jointly with one or more other governmental units in certain circumstances. Staff determined that the 2024 Talbert 35CC trailer is available under Sourcewell Contract 032119-JDC with West Side Tractor Sales, Co. of Wauconda IL as the local agent.

The trailer will be based at the Operations and Public Safety (OPS) Facility and primarily used by the heavy equipment crew for trailering the larger pieces of construction equipment.

The new trailer is expected to be in service for fifteen (15) years per the District's equipment replacement guidelines.

**REVIEW BY OTHERS:** Chief Operations Officer, Director of Finance, Manager of Board Operations, Corporate Counsel.

STATE OF ILLIOIS )  
  ) SS  
COUNTY OF LAKE )

**BOARD OF COMMISSIONERS  
LAKE COUNTY FOREST PRESERVE DISTRICT  
REGULAR JANUARY MEETING  
JANUARY 17, 2024**

**MISTER PRESIDENT AND MEMBERS OF THE BOARD OF COMMISSIONERS:**

Your **OPERATIONS COMMITTEE** presents herewith “A Resolution Awarding a Contract to West Side Tractor Sales, Co., for the Purchase of a Talbert Manufacturing, Inc. 35CC Lowboy Trailer” and requests its approval.

**OPERATIONS COMMITTEE:**

Date: 1/8/2024  Roll Call Vote: Ayes: \_\_\_ Nays: \_\_\_  
 Voice Vote Majority Ayes; Nays: 0

**LAKE COUNTY FOREST PRESERVE DISTRICT  
LAKE COUNTY, ILLINOIS**

**A RESOLUTION AWARDING A CONTRACT TO  
WEST SIDE TRACTOR SALES, CO. FOR THE PURCHASE OF TALBERT  
MANUFACTURING, INC. 35CC LOWBOY TRAILER**

**WHEREAS**, the Lake County Forest Preserve District (the "District") desires to purchase one new Talbert Manufacturing, Inc. 35CC Lowboy Trailer, or approved equivalent (the "Equipment"); and

**WHEREAS**, pursuant to the Illinois Governmental Joint Purchasing Act, 30 ILCS 525/1, et seq., any governmental unit may purchase personal property, supplies, and services jointly with one or more other governmental units if one of the governmental units has publicly advertised for, and received, competitive, sealed bids or proposals and has awarded a contract for such personal property, supplies, and services to the lowest responsible bidder or the highest ranking proposer, all in accordance with such Act; and

**WHEREAS**, Sourcewell has publicly advertised for, and received, competitive proposals for the Equipment, including a proposal by Talbert Manufacturing, Inc. for the Equipment; and

**WHEREAS**, Sourcewell has awarded contract # 032119-JDC to Talbert Manufacturing, Inc. as the highest-ranking proposer for the Equipment (the "Sourcewell Contract"), and the Sourcewell Contract provides that other units of local government may also enter into contracts with Talbert Manufacturing, Inc. on the same terms as provided in the Sourcewell Contract; and

**WHEREAS**, it is in the best interest of the District to award a contract for the Equipment to West Side Tractor Sales, Co., as the agent of Talbert Manufacturing, Inc. on the same terms as provided in the Sourcewell Contract (the "Contract") in a total price equal to \$83,977.35 (the "Contract Price");

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Lake County Forest Preserve District, Lake County, Illinois, **THAT**:

**Section 1. Recitals.** The recitals set forth above are incorporated as a part of this Resolution by this reference.

**Section 2. Award of Contract.** The proposal submitted by West Side Tractor Sales, Co., in the total amount of the Contract Price is hereby accepted and the Contract is hereby awarded to West Side Tractor Sales, Co.

**Section 3. Execution of Contract.** The Executive Director of the District is hereby authorized and directed to execute the Contract with West Side Tractor Sales, Co., in the amount of the Contract Price.

**Section 4. Payments.** The District Treasurer shall make payments under the Contract only pursuant to and in accordance with the Contract terms.

**Section 5. Effective Date.** This Resolution shall be in full force and effect from and after its passage and approval in the manner provided by law.

PASSED this \_\_\_\_\_ day of \_\_\_\_\_, 2024

AYES:

NAYS:

APPROVED this \_\_\_\_\_ day of \_\_\_\_\_, 2024

\_\_\_\_\_  
Angelo D. Kyle, President  
Lake County Forest Preserve District

ATTEST:

\_\_\_\_\_  
Julie Gragnani, Secretary  
Lake County Forest Preserve District

Exhibit No. \_\_\_\_\_



**JOHN DEERE**



0

December 19, 2023

**LAKE COUNTY FOREST PRESER  
ATTN: ACCOUNTS PAYABLE  
LIBERTYVILLE, IL  
8473676640**

**2024 Talbert 35CC Trailer  
SOURCEWELL Cooperative Contract 032119-JDC**

*All the prices in the detailed sections are Per machine basis.*

**Machine Configuration**

Code	Description	Qty	Unit Price
0	Gooseneck design Ratchet	1	98,091.00
0	Loaded 5th wheel height 50"	1	-
0	Swing radius 90"	1	-
0	Support cylinder Hydraulically operated	1	-
0	Power source Hydraulic couplings: 3/4" fixed at front of gooseneck	1	-
0	Gooseneck locks Ratchet	1	-
0	Electrical receptacle Seven pin connector	1	-
0	Chain Bar in Gooseneck Base Yes with plate to protect deck air lock	1	-
0	Coverplate Aluminum	1	-
0	Additional gooseneck specifications None	1	-
0	Deck section design Four beam	1	-
0	Deck section length 24'-0" (23'-6" clear)	1	-
0	Deck section width 8'-6"	1	-
0	Loaded road clearance 6"	1	-
0	Loaded deck height 22"	1	-
0	Flooring 1-1/2" apitong secured with deck screws; no lumber	1	-
0	Gooseneck/deck connection Horizontal pin and plate with remote	1	-
0	Deck/rear bridge connection Fixed/welded	1	-
0	Outriggers 12" swinging/removable with double hook-on at front of	1	-
0	Heavy duty front folding ramps 32" with smooth plate and traction	1	-
0	Expanded metal Between main beams last deck section at rear	1	-
0	Additional deck specifications None	1	-
0	Rear bridge section height 36"	1	-
0	Rear bridge section width 8'-6"	1	-
0	Number of axles 2	1	-
0	Axle spacing 54"	1	-
0	Axle capacity 25,000# - GAWR 20,280#	1	-
0	Brakes 16-1/2" x 7" air actuated with spring brakes on one axle	1	-
0	Anti-lock brake system 2 sensor, 1 modulator system	1	-
0	Wheels Ten (10) stud; 285.75mm BC aluminum/steel disc hub	1	-
0	seals, inner wheels steel with outer aluminum wheels Dura-Bright	1	-
0	Tires Eight (8) 255/70R22.5 (H) 16PR radials	1	-
0	Suspension Ridewell air	1	-
0	Exhaust Valve Manual	1	-
0	Manual raising & lowering (+3"/-3") Talbert +3",-3" with over ride	1	-
0	Rear Bridge Center Section Boom well, cross members recessed -	1	-

## 5 THINGS TO CONSIDER

## Observations from LIV-PGA Tour hearing

Jason Lusk  
Golfweek | USA TODAY Network

While the most important thing to come out of the federal court hearing in San Jose, California, was that Judge Beth Labson Freeman wouldn't grant a temporary restraining order to allow three LIV Golf players to compete in the PGA Tour's FedExCup Playoffs, several other nuggets were discussed Tuesday that are worth another look.

LIV golfers Talor Gooch, Matt Jones and Hudson Swafford had requested the restraining order that was denied. They would have earned enough points in the season-long FedExCup qualifying to have made the playoffs, but they won't be allowed to tee it up Thursday in the FedEx St. Jude Championship after Freeman ruled their Tour suspensions would stand, at least for now.

From the amounts the players were paid by LIV Golf, which were apparently eye-popping for the judge but were redacted and not verbalized in detail, to the fact that some other players might have missed the media and fans in interviews about how their contracts and winnings mesh, there is plenty to dissect. Let's take a look.

## No irreparable harm

Freeman said in her ruling that there was no irreparable harm to Gooch, Jones and Swafford even if they are not allowed to compete in the playoffs.

From the opening of the hearing, the judge pointed out that irreparable harm would need to be proved by the plaintiff golfers for her to allow them to compete and thereby change the status quo, which is that they are suspended by the PGA Tour. Without irreparable harm, they had no justification for a temporary restraining order to compete in the Tour events.

Freeman also repeated several times that money alone would not be grounds for finding irreparable harm, because money can be paid later if the ensuing lawsuit by LIV golfers against the PGA Tour goes in those golfers' favor.

The plaintiffs' lead attorney who presented their case Tuesday, Robert Walters, argued that the FedExCup Playoffs are an elite series of events. The players would be harmed from future earnings—and possibly the opportunity to qualify for major championships—if they were not allowed to compete in this year's playoffs.

The judge didn't buy into that argument enough to rule in their favor.

Freeman also pointed out the players had received large compensation packages upfront from LIV Golf and that the risk of missing PGA Tour events had been calculated when formulating the price that LIV must pay to attract such players. In essence, the players already had accepted compensation from LIV in lieu of playing in the Tour playoffs. The judge went so far as to call this an emergency of the players' own making.



Elliot Peters, left, was the lead attorney representing the PGA Tour at Tuesday's hearing. GODFREDO A. VASQUEZ/AP

## Trial timeline for other LIV suit

A group of LIV players—including the three who requested the temporary restraining order as well as Phil Mickelson, Bryson DeChambeau and others—has joined to sue the PGA Tour to regain playing status and end suspensions. That trial won't begin anytime soon.

After ruling against the temporary restraining order, Freeman—who also assigned that case—told the litigators the earliest a trial on that suit might begin will be August 2023. That would actually be a compressed timeline for such a trial, with various evidentiary dates and other hearings coming before that. If the litigators are unable to prepare their cases on that compressed timeline, the case will be heard at the earliest in 2025 because the judge has other cases already on her docket. Basically, that suit is likely to drag out for years.

## Is LIV player roster complete?

Walters was asked by Freeman why the plaintiffs didn't wait until the end of their annual PGA Tour contracts to sign with LIV Golf. He responded that LIV Golf's roster might be full and complete by that time, which comes at the end of the FedExCup Playoffs. If the trio of players had waited, they might have lost the opportunity to compete for LIV.

That statement—that LIV is full—comes at odds with speculation several more top players will defect from the PGA Tour to LIV after the playoffs. Players rumored to plan to jump ship include Cameron Smith, winner of the recent British Open, and his Aussie compatriot Marc Leishman. If those two players are able to join LIV after the playoffs and the completion of their annual PGA Tour contracts, why wouldn't the same hold for Gooch, Jones and Swafford?

The only explanation would be LIV plans to drop its lesser players as higher-ranked golfers might come onboard,

as soon as this fall. LIV has laid out plans for how players might be dropped based on performance, but there is no clear indication of how it plans to continue to stack its lineup and who might lose out.

## About those LIV Golf contracts

At various times in Tuesday's hearing, Freeman commented on the high dollar figures associated with LIV contracts signed by players and their restrictive nature.

At one point, Freeman mentioned how the LIV contracts are worth more than the three plaintiffs have earned on the PGA Tour. The exact payments were redacted from public view, but the judge and the litigators were privy to the dollar figures. For comparison, Gooch has \$9.5 million in career PGA Tour earnings, Jones has \$18 million and Swafford has \$10 million.

The judge also at one point said the LIV contracts were more restrictive than PGA Tour contracts, effectively solidifying a point of speculation among some pundits in recent months. LIV golfers are required to play all LIV events, while the Tour allows players to pick and choose among a greater field of events. LIV plans to hold 14 events in 2023, while most Tour golfers are required to play at least 15 events each season. There is also speculation that LIV golfers will be requested to play in some Asian Tour events, as that tour is affiliated with LIV. Major championships count among the 15 events most PGA Tour players are required to play, while the majors would not count among the 14 events LIV golfers would be required to play. The judge effectively said that LIV's requirement to play all of its events is more restrictive than the Tour's requirements.

Another point about the LIV contracts: There has been speculation that tournament earnings count against an

LIV player's guaranteed bonus money. LIV has denied this, and several players also denied it when asked by the media, essentially saying all event prize payouts are in addition to the signing bonuses. But at one point in Tuesday's hearing, Walters told Freeman that players must win money on LIV to recoup against their contracts, and she seemed to agree after having seen the contracts. It's possible, of course, that he was misinformed about how the contracts work, but his statement comes after reading the contracts in detail and presenting them to the judge. LIV later issued a statement denying what Walters told the judge.

## Is the PGA Tour a monopoly?

Much of the scuttlebutt in recent months has involved the question of the Tour being a monopoly, effectively trying to shut out LIV Golf illegally and deny players the opportunity to play wherever they like.

Freeman made it clear that Tuesday's hearing was not an attempt to rule on such larger issues as the Tour being or not being a monopoly. But the subject did come up several times. And the judge seems initially skeptical, as least by her comments.

Freeman mentioned early there is significant evidence LIV hasn't been prevented from entering the golf market, proved by the fact that LIV is holding tournaments and has attracted several top players. She mentioned several times that LIV projects itself to have a 20% market share by 2023 with greater compensation than is available on the PGA Tour—hardly the making of a Tour monopoly that has shut out fresh competition. She also pointed out the Tour's actions in its own interests do not necessarily make it a monopoly, and that there is no evidence at this early point that the Tour has conspired with the DP World Tour (formerly the European Tour) to shut down LIV Golf unfairly.

When Walters said his team had presented evidence that the PGA Tour had created a monopoly that had restricted trade and limited playing and earnings opportunities for players, Freeman told him point blank that she didn't believe he had made his case.

Elliot Peters, the lead attorney addressing the court on behalf of the PGA Tour, argued that "Exhibit A" of why the PGA Tour is not a monopoly is that LIV exists and relatively quickly has poached top PGA Tour players. He said a key ingredient to forming a monopoly is the ability to set prices, and clearly the Tour has not set prices for players' participation when LIV has been able to offer large guaranteed contracts that outpace a player's Tour earnings.

None of this early monopoly talk is in any way a definitive predictor for how things might go when the larger lawsuit is tried in 2023 or 2025, but Tuesday definitely provided some insight into how those arguments might begin.

## PROFESSIONAL GOLF TOURNAMENT PREVIEWS

## LPGA, Ladies European Tour and European Tour

## ISPS Handa World Invitational

Courses: Galgorm Castle GC (Yardage: 6,821, Par: 73) and Massereene GC (Yardage: 6,507, Par: 72) in Antrim, Northern Ireland.

Prize money (for both the women's and men's fields): \$1.5 million. Winner's share: \$225,000.

TV (EDT): Thursday-Friday, 8 a.m.-noon (Golf); Saturday, 9:30 a.m.-12:30 p.m. (Golf); Sunday, 9-11:30 a.m. (Golf)

Notes: The LPGA wraps up a month in Europe with a tournament that is sanctioned with the Ladies European Tour and the men's European Tour. The men and women play from different tees and compete separately, with the prize fund the same for both. ... None of the 2022 five women's major champs is in the 132-player field. ... Ireland's Leona McGuire is the highest-ranked player in the female field at world No. 17. ... This is the second mixed event on the European Tour in the last two months. The other was the Scandinavian Mixed in Sweden in which men and women com-

peted against each other from separate tees. That was won by Linn Grant. ... Richard Blom at No. 77 is the only player from the world top 100 in the field. He's been playing LIV Golf events since June. In four months he has fallen from among the top 50 in the world ranking.

## PGA Tour Champions

## Boeing Classic

Course: The Club at Snoqualmie (Wash.) Ridge. Yardage: 7,217. Par: 72.

Prize money: \$2.2 million. Winner's share: \$330,000.

TV (EDT): Friday, 11 p.m.-1 a.m. (Golf, delay); Saturday, 6-8 p.m. (Golf); Sunday, 5-7 p.m. (Golf).

Notes: Steven Alker and Jerry Kelly, who won last weekend's Shaw Charity Classic, are the only three-time winners this year on the PGA Tour Champions. ... Alker still leads the Charles Schwab Cup points list. He is nearly \$550,000 ahead of Kelly, and it would take two more wins for Kelly to replace him. ... Fred Couples is in the field. He grew up on public courses in the Seattle area.

—The Associated Press

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- 22001 Online Auction Systems and/or Auctioneer Services
- 22002 Academic and Educational Goods and Services

Proposals are due and will be opened on September 16, 2022 at 3:00 pm local time. Call 866-639-8477 for problems with website or questions.

Sourcewell, a State of Minnesota local government unit and service cooperative, is requesting proposals for Trailers with Related Equipment, Accessories, and Services to result in a contracting solution for use by its Participating Entities.

Sourcewell Participating Entities include thousands of governmental, higher education, K-12 education, nonprofit, tribal government, and other public agencies located in the United States and Canada.

A full copy of the Request for Proposals can be found on the Sourcewell Procurement Portal <https://portal.sourcewell.com/202208>

Only proposals submitted through the Sourcewell Procurement Portal will be considered.

Proposals are due no later than September 20, 2022, at 4:00pm Central Time, and late proposals will not be considered.

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