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April 8, 2013

VIA E-Mail and U.S. Mail

Kevin Lehmann (klehmann@orland-park.il.us)

Village of Orland Park  
14700 South Ravinia Avenue  
Orland Park, Illinois 60462

Re: Amendment to Development Agreement – Fountain Village – 179<sup>th</sup> Street, East of Wolf Road

Dear Kevin:

Enclosed please find:

1. Ordinance Authorizing Amendment to Development Agreement (FOUNTAIN VILLAGE – 179TH STREET, EAST OF WOLF ROAD); and
2. Amendment to Development Agreement (FOUNTAIN VILLAGE – 179TH STREET, EAST OF WOLF ROAD).

This Agreement expires on **April 24, 2013**. Since the Agreement expires on April 24, 2013, the Amendment should be executed by all parties prior to April 24, 2013. This matter should be put on the agenda for the Village Board meeting for April 15, 2013.

Please note that this property was intended for thirty-five townhomes, a Commonwealth Edison easement, park site and detention areas, an approximately 12,050 square foot retail building and an approximately 3,850 square foot bank building. Twenty-five townhomes have been built and eighteen of those are owned by private owners. We did not include the private owners, or their property, in the amendment. In addition, the bank and retail buildings have been constructed and are owned by separate entities. The bank and retail properties have not been included in the amendment. If you would like us to add those owners and their property, please advise as soon as possible. Please note that if they are added to the amendment, they will also need to be added as signatories to the amendment.

As noted in your earlier email, the public improvements that need to be completed include landscaping, bike path/sidewalk, final lift of pavement and utility repairs. Please note that the dedication of the park land has not yet been completed.

Please notify the owners of the required extension. If the Village determines that it is necessary to file a lawsuit to enforce the Agreement, please note that the lawsuit must be filed before the Agreement expires on **April 24, 2013**.

If you have any questions, please feel free to call.

Sincerely,

KLEIN, THORPE AND JENKINS, LTD.



Kathleen T. Henn

KTH:an  
Enclosures

cc: Nancy Melinauskas (w/enclosures)  
Paul Grimes (w/enclosures)  
Chris Krygowski (w/enclosures)  
Loy Lee (w/enclosures)  
E. Kenneth Friker (w/o enclosures)