

Kelsey Road Bridge @ Flint Creek: ROW Acquisition

County Administrator
Central Services (2)
Transportation (2) cert.

STATE OF ILLINOIS)
)
COUNTY OF LAKE)

COUNTY BOARD, LAKE COUNTY, ILLINOIS
ADJOURNED REGULAR SEPTEMBER, A.D. 2003 SESSION
MAY 11, A.D. 2004

MADAM CHAIR AND MEMBERS OF THE COUNTY BOARD:

Your Public Works and Transportation Committee and Financial & Administrative Committee present herewith a resolution appropriating \$15,000.00 of County Bridge Tax funds for the acquisition of necessary right-of-way, by agreement or condemnation, and other right-of-way costs associated with the proposed replacement of the bridge carrying Kelsey Road (County Highway 30) over Flint Creek and designated as Section 00-00068-07-BR.

We RECOMMEND adoption of this Resolution.

Respectfully submitted,

	Aye	Nay
<u>Deann O'Kelly</u> ✓	_____	_____
Chair		
_____	_____	_____
Vice-Chair		
<u>Ann B. Mair</u> ✓	_____	_____
<u>Michael A. Albett</u> ✓	_____	_____
<u>Ann Flanigan</u> ✓	_____	_____
_____	_____	_____
Public Works and Transportation Committee		

	Aye	Nay
<u>DK Alex</u> X	_____	_____
Chair		
<u>[Signature]</u> X	_____	_____
Vice-Chair		
<u>Robert [Signature]</u>	_____	_____
<u>Ann Flanigan</u> X	_____	_____
<u>Becca [Signature]</u> X	_____	_____
<u>[Signature]</u> X	_____	_____
<u>Deann O'Kelly</u> X	_____	_____
Financial and Administrative Committee		

RESOLUTION

WHEREAS, Kelsey Road (*County Highway 30*) is a designated route on the county highway system; and

WHEREAS, it would be beneficial to the safety and welfare of the motoring public if the bridge carrying Kelsey Road over Flint Creek could be replaced; and

WHEREAS, Lake County by and through its Division of Transportation has caused to be prepared preliminary plans and right-of-way plats, said plats identifying right-of-way and easements needed for said project, a copy of said plat attached hereto; and

WHEREAS, the cost of this right-of-way is estimated to be \$15,000.00.

NOW, THEREFORE BE IT RESOLVED, by this County Board of Lake County, Illinois:

SECTION I: it is hereby determined that it is necessary and desirable that Lake County acquire title to and possession of all of the real property together with construction and other easements, both temporary and permanent, for said highway, all as outlined in Plats of Survey made under the direction of Martin G. Buehler, County Engineer of Lake County, Illinois, copies of which are filed in the office of the Lake County Engineer which said real property and easements are necessary, required and needed for the improvement of said highway.

SECTION II: that the Lake County Division of Transportation or its agents, on behalf of Lake County, be and they are hereby authorized, empowered, and directed to negotiate with and purchase therefrom the owner or owners of all the real property and easements associated with Parcels 0001TE, 0002, 0003TE, 0004 and 0005TE determined to be necessary under this resolution and described in the Plats of Survey of said highway.

SECTION III: in the event that said Lake County Division of Transportation is unable to agree with the owner or owners of said real property and /or easements for Parcel 0001TE and

0003TE upon compensation to be paid therefore, then said construction and other easements, both temporary and permanent for said highway described in **SECTION I** of this resolution shall be acquired by Lake County. The State's Attorney of Lake County is hereby authorized, empowered, and directed to institute proceedings in any court of competent jurisdiction to acquire said real property and/or easements, both temporary and permanent, for said highways for Lake County in accordance with the Eminent Domain Laws of the State of Illinois.

SECTION IV: that there is hereby appropriated \$15,000.00 of County Bridge Tax funds for the purchase of said construction and other easements, both temporary and permanent, for said highway and designated as Section 00-00068-07-BR.

Dated at Waukegan, Illinois
this 11th day of May 2004