

**ORDINANCE NO. 6131**

**ORDINANCE PROVIDING FOR THE  
PAVING AND IMPROVING OF PORTIONS OF  
LALONDE AVENUE, MARCUS DRIVE AND JOYCE AVENUE  
(SPECIAL ASSESSMENT NUMBER 217A)**

**BE IT ORDAINED** by the President and Board of Trustees of the Village of Lombard, DuPage County, Illinois, as follows:

**SECTION 1:** That a Local Improvement shall be made in the Village of Lombard, DuPage County, Illinois, the nature, character, locality and description of which are as follows:

Pavement removal, curb and gutter removal, sidewalk removal, hot-mix asphalt surface removal and replacement, earth excavation; and removal and disposal of unsuitable material, porous granular embankment, subbase granular material, full depth hot-mix asphalt pavement, combination concrete curb and gutter, Portland cement concrete sidewalk, hot-mix asphalt and concrete driveway replacement, storm sewer and appurtenances for pavement drainage purposes, street lighting, water main, and adjust deficient portions of the existing sanitary sewer;

Making a pavement twenty-eight feet (28') wide as measured between the back of curbs on and along:

LaLonde Avenue from a point approximately six hundred twenty feet (620') north of the centerline of Sunset Avenue, southerly a distance of five hundred eighty six feet (586') to a point approximately thirty four feet (34') north of the centerline of Sunset Avenue;

Marcus Drive from a point approximately eight hundred eighty three feet (883') east of the centerline of Grace Street, westerly a distance of eight hundred forty two feet (842') to a point approximately forty one feet (41') east of the centerline of Grace Street; and

Joyce Avenue from a point approximately one thousand one hundred one feet (1101') north of the centerline of Sunset Avenue, southerly a distance of one thousand sixty eight feet (1068') to a point approximately thirty three feet (33') north of the centerline of Sunset Avenue;

Installation of 30-inch diameter storm sewer along Joyce Avenue from a point approximately three hundred sixty four feet (364') southeast of the centerline of North LeMoyne Avenue, southwesterly a distance of one hundred ninety feet (190') to the lagoon at the corner of Joyce Avenue and LeMoyne Avenue;

Installation of street lighting along both sides of all aforementioned reconstructed streets for a total length of approximately two thousand five hundred feet (2500');

and all other incidental and appurtenant work necessary to complete the improvement as shown and described in the construction documents.

**SECTION 2:** All materials of every kind and character to be used in the construction of this improvement will be first class quality, suitable for the purpose for which they are to be used, and subject to the inspection and approval of the Village of Lombard.

All work shall be constructed in a workmanlike manner.

The quantities and types of materials to be used are as set forth in the plans and specifications for the project and are incorporated herein by reference as if fully set forth herein and are approved.

All construction methods and materials used in construction of the improvements herein provided for shall conform with the requirements of the Standard Specifications for Road and Bridge Construction, issued by the State of Illinois Department of Transportation, adopted effective January 1, 2007, and the most recent edition of the Standard Specifications for Water and Sewer Main Construction in Illinois, published by the Illinois Society of Professional Engineers, copies of which are on file with the Village Clerk in the Village of Lombard.

**SECTION 3:** The quantities and types of materials to be used are as set forth in the Estimate of Cost, attached hereto and incorporated herein by reference.

**SECTION 4:** The Recommendation of the Board of Local Improvements, the Estimate of Cost thereof and the plans all hereto attached and/or incorporated herein by reference, be and the same are hereby approved.

**SECTION 5:** That said improvement shall be made and the cost thereof, which is estimated to be \$2,823,077.62, shall be paid for by special assessment in accordance with 65 ILCS 5/9-2-1 through 5/9-2-144, as supplemented by the Special Assessment Supplemental Bond and Procedures Act, 50 ILCS 460/1 through 460/65, which the Village hereby elects to be applicable to this Special Assessment. An amount not exceeding \$169,384.65 is hereby provided for to apply towards the payment of all lawful costs and expenses incurred in making, levying and collecting the assessment for said improvement.

**SECTION 6:** The aggregate amount herein ordered to be assessed and each individual assessment shall be divided into fifteen (15) installments which shall bear interest at the rate of nine percent (9%) per annum until paid, subject to reduction upon issuance of the special assessment bonds, all in the manner and in accordance with the provisions of 65 ILCS 5/9-2-1 through 5/9-2-144, as supplemented by the provisions of 50 ILCS 460/1 through 460/65.

**SECTION 7:** For the purposes of anticipating the collection of the installments of said assessment for said improvement, bonds and/or vouchers shall be issued payable out of said installments, bearing interest at the rate of not more than nine percent (9%) per annum, payable annually, and signed by the President of the Village and attested by the Village Clerk, under the corporate seal of the Village. The bonds shall be issued in

accordance with, and shall in all respects conform to, the provisions of 65 ILCS 5/9-2-1 through 5/9-2-144, as supplemented by 50 ILCS 460/1 through 460/65.

**SECTION 8:** William T. Lichter, Village Manager for the Village of Lombard, is designated as the person to file a petition in the Circuit Court for the Eighteenth Judicial Circuit, DuPage County, Illinois, as provided by law in the name of the Village, praying that steps may be taken to levy a special assessment for said improvement in accordance with the provisions of this Ordinance and in the manner prescribed by law.

This Ordinance, having been previously published in pamphlet form, from November 9, 2007 to the date of its passage, in accordance with law, shall be in full force and effect from and after its passage and approval.

Passed on first reading this \_\_\_\_ day of \_\_\_\_\_, 2007.

First reading waived by action of the Board of Trustees this 6th day of December, 2007.

Passed on second reading this 6th day of December, 2007, pursuant to a roll call vote as follows:

Ayes: Trustees Gron, Tross, O'Brien, Moreau, Fitzpatrick and Soderstrom

Nayes: None

Absent:None

Approved by me this 6th day of December, 2007.

  
William J. Mueller, Village President

ATTEST:

  
Brigitte O'Brien, Village Clerk