RESOLUTION R 103-08

A RESOLUTION AUTHORIZING SIGNATURE OF PRESIDENT AND CLERK ON A TEMPORARY CONSTRUCTION EASEMENT FOR THE PROPERTY LOCATED AT 1 E. ST. CHARLES ROAD, LOMBARD, IL

WHEREAS, the Corporate Authorities of the Village of Lombard has received a Temporary Construction Easement from MAJR, Inc., an Illinois corporation, for the purpose of the Village constructing a decorative privacy wall on the property at 1 E. St. Charles Road, Lombard, IL (P.I.N. 06-01-108-010) as attached hereto and marked Exhibit "A"; and

WHEREAS, the Corporate Authorities deem it to be in the best interest of the Village of Lombard to approve this Temporary Construction Easement.

NOW, THEREFORE, BE IT RESOLVED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF LOMBARD, DU PAGE COUNTY, ILLINOIS as follows:

Section 1: That the Village President be and hereby is authorized to sign on behalf of the Village of Lombard said Temporary Construction Easement as attached hereto.

<u>Section 2:</u> That the Village Clerk be and hereby is authorized to attest said Temporary Construction Easement as attached hereto.

Adopted this 15th day of May, 2008.

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

Nays: None

Absent: None

Approved this 15th day of May, 2008.

William J. Mueller Village President

Attest:

Brigitte O'Brien

Village Clerk

TEMPORARY CONSTRUCTION EASEMENT

WHEREAS, the Village of Lombard (hereinafter the "VILLAGE") has agreed to construct an eight (8)-foot tall decorative privacy wall (hereinafter the "Wall") along the southern boundary of the property commonly known as 1 East St. Charles Road (P.I.N. 06-01-108-010) (hereinafter the "Subject Property"); and

WHEREAS, the owner of the Subject Property (hereinafter the "Owner") desires that the VILLAGE construct said Wall and thereafter convey title to said wall to the Owner; and

WHEREAS, the VILLAGE needs a temporary easement over the South ten (10) feet of the Subject Property for the purpose of constructing the Wall; and

WHEREAS, the VILLAGE has agreed to construct the Wall at no cost to the Owner; and

WHEREAS, the Village has agreed to restore the Subject Property to its pre-construction condition after the constriction of the Wall.

NOW, THEREFORE, MAJR, Inc., as Owner of the Subject Property, hereby grants a temporary easement to the VILLAGE to facilitate construction of the Wall on the Subject Property, with title to said Wall, upon completion thereof, to be transferred to MAJR, Inc., by the VILLAGE, pursuant to a Bill of Sale, and MAJR, Inc. being thereafter solely responsible for the maintenance and repair of said wall, as owner thereof. This temporary easement shall expire one (1) year from the latest date set forth below, or upon completion of the Wall and transfer of title thereto to the Owner, MAJR, Inc. pursuant to a Bill of Sale, whichever occurs first.

VILLAGE OF LOMBARD

Village President

ATTEST:

Skigitte OBijer Village Olerk DATED: 5/15/08

	RESIDENT		
	Title		
ATTEST:			
ATTEST.			
Signature			
Print Name			
Title			

DATED: _____

OWNER:

MICHAEL Print Name SCARDINO

ACKNOWLEDGMENTS

STATE OF ILLINOIS)
SS
COUNTY OF DUPAGE)

I, the undersigned, a Notary Public, in and for the County and State aforesaid, DO HEREBY CERTIFY that William J. Mueller, personally known to me to be the President of the Village of Lombard, and Brigitte O'Brien, personally known to me to be the Village Clerk of said municipal corporation, and personally known to me to be the same persons whose names are subscribed to the foregoing instrument, appeared before me this day in person and severally acknowledged that as such President and Village Clerk, they signed and delivered the said instrument and caused the corporate seal of said municipal corporation to be affixed thereto, pursuant to authority given by the Board of Trustees of said municipal corporation, as their free and voluntary act, and as the free and voluntary act and deed of said municipal corporation, for the uses and purposes therein set forth.

GIVEN under	my hand and off	icial seal, this	15 1/2 day of	may	,2008.
Commission expires	6/10/09	,20 <u>09</u>	Bushare	A Joh	nson
		,	N	otary Public	С



STATE OF ILLINOIS)
) SS
COUNTY OF DUPAGE)

I, the undersigned, a Notary Public, in and for the County and State aforesaid, DO
HEREBY CERTIFY that the above-named MICHAEL SCARDINO and
, are personally known to me to be the
President and Secretary of MASR, INC.
and also personally known to me to be the same persons whose
names are subscribed to the foregoing instrument as such PRESIDEST and
respectively, and that they appeared before me this day in Person and
severally acknowledged that as such President and
Secretary they signed and delivered the said instrument, pursuant to authority given by the Board
of Directors of said Corporation as their free and voluntary act, and as the free and voluntary act
and deed of said Corporation, for the uses and purposes therein set forth, and the said
, then and there acknowledged that said
Secretary as custodian of the corporate seal of said Corporation caused said seal to be
affixed to said instrument as said Secretary's own free and voluntary act
and as the free and voluntary act of said Corporation, for the uses and purposes therein set forth.
GIVEN under my hand and Notary Seal this 28th day of May,
2008
Commission expires October 8, 2008. Notary Public
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OFFICIAL SEAL
JENNIFER BACKENSTO
NOTARY PUBLIC - STATE OF ILLINOIS
MY COMMISSION EXPIRES: 10/08/08