

**VILLAGE OF LOMBARD
REQUEST FOR BOARD OF TRUSTEES ACTION**
For Inclusion on Board Agenda

Legistar: 080731
DISTRICT 4

Resolution or Ordinance (Blue) Waiver of First Requested
Recommendations of Boards, Commissions & Committees (Green)
Other Business (Pink)

TO: PRESIDENT AND BOARD OF TRUSTEES

FROM: David Hulseberg, Village Manager *DH*

DATE: November 24, 2008 (COW) (B of T) **DATE:** December 4, 2008

Special Assessment 217B
Lombard Lagoons (LeMoynne, Joyce, Edgewood & Vista)
Adoption of Ordinance

SUBMITTED BY: David A. Dratmol, P.E., Village Engineer *DAE*

BACKGROUND/POLICY IMPLICATIONS:

Adoption of Ordinance, necessary for SA217B to proceed.

FISCAL IMPACT/FUNDING SOURCE:

Review (as necessary):

Village Attorney X
Finance Director X
Village Manager X *David A. Dratmol*
Date _____
Date _____
Date *11/24/08*

NOTE:

All materials must be submitted to and approved by the Village
Manager's Office by 12:00 noon, Wednesday, prior to the Agenda
Distribution.



InterOffice Memo

Legistar: 080731

To: David Hulseburg, Village Manager
Through: Carl Goldsmith, Director of Public Works
From: David A. Dratmol, P.E., Village Engineer
Date: November 24, 2008
Subject: SA 217B

Lombard Lagoons (LeMoyno, Joyce, Edgewood & Vista)
Adoption of Ordinance

This project involves the construction of a fully improved roadway (full depth asphalt pavement, storm sewer and curb and gutter), sidewalk and street lighting. The project area includes LeMoyno Drive (Joyce Avenue to Kramer Avenue), Joyce Avenue (North Avenue to LeMoyno Avenue), Edgewood Avenue (Sunset Avenue to LeMoyno Avenue) and Vista Avenue (Sunset Avenue to LeMoyno Avenue). Pending court confirmation, the project is tentatively scheduled to start construction in late March of 2009.

On November 13, 2008 the Board of Local Improvements (BOLI) conducted a Public Hearing for Special Assessment 217B. Included as part of the BOLI agenda was the Second Resolution and the Recommendation of the Ordinance. BOLI voted to adopt the Second Resolution and signed the Recommendation. The attached Ordinance is now being forwarded to the Village Board of Trustees for action. The item has been posted at Village Hall for inspection since November 14th. As more than the minimum of ten calendar days for the posting of the proposed Ordinance has passed, the Village Board may now act upon the Ordinance.

Please place this item on the Board of Trustees agenda for the meeting scheduled on December 4, 2008. Upon adoption of the ordinance, documents will be forwarded to Village Counsel.

cc: File

LeMoynes Avenue from a point approximately one thousand three hundred forty-five feet (1345') west of the center line of Kramer Avenue, easterly a distance of one thousand three hundred thirty-three feet (1333') to a point approximately twelve feet (12') west of the centerline of Kramer Avenue;

Vista Avenue from a point approximately nine hundred eighty feet (980') north of the center line of Sunset Avenue, southerly a distance of nine hundred sixty-seven feet (967') to a point approximately thirteen feet (13') north of the centerline of Sunset Avenue;

Edgewood Avenue from a point approximately nine hundred fifty feet (950') north of the center line of Sunset Avenue, southerly a distance of nine hundred seventeen feet (917') to a point approximately thirty three feet (33') north of the centerline of Sunset Avenue;

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

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;

follows:

DuPage County, Illinois, the nature, character, locality and description of which are as

SECTION 1: That a Local Improvement shall be made in the Village of Lombard,

Lombard, DuPage County, Illinois, as follows:

BE IT ORDAINED by the President and Board of Trustees of the Village of

**AN ORDINANCE PROVIDING FOR THE
PAVING AND IMPROVING OF PORTIONS OF EDGEWOOD AVENUE,
VISTA AVENUE, LE MOYNE AVENUE AND JOYCE AVENUE
(SPECIAL ASSESSMENT NUMBER 217B)**

ORDINANCE NO. _____

the Estimate of Cost, attached hereto and incorporated herein by reference.

SECTION 3: The quantities and types of materials to be used are as set forth in

Village Clerk in the Village of Lombard.

the Illinois Society of Professional Engineers, copies of which are on file with the

Standard Specifications for Water and Sewer Main Construction in Illinois, published by

Transportation, adopted effective January 1, 2007, and the most recent edition of the

for Road and Bridge Construction, issued by the State of Illinois Department of

herein provided for shall conform with the requirements of the Standard Specifications

All construction methods and materials used in construction of the improvements

herein and are approved.

specifications for the project and are incorporated herein by reference as if fully set forth

The quantities and types of materials to be used are as set forth in the plans and

All work shall be constructed in a workmanlike manner.

Lombard.

which they are to be used, and subject to the inspection and approval of the Village of

construction of this improvement will be first class quality, suitable for the purpose for

SECTION 2: All materials of every kind and character to be used in the

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

reconstructed streets for a total length of approximately three thousand eight hundred feet (3800'); installation of street lighting along both sides of all aforementioned

Joyce Avenue from a point approximately one thousand five hundred eighty-seven feet (1587') north of the center line of Sunset Avenue, southerly a distance of six hundred five feet (605') to a point approximately nine hundred eighty-two feet (982') north of the centerline of Sunset Avenue;

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 \$4,056,763.77, 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 \$243,405.82 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

Brigitte O'Brien, Village Clerk

ATTEST:

William J. Mueller, Village President

APPROVED by me this _____ day of _____, 2008.

ABSENT: _____

NAYS: _____

AYES: _____

pursuant to a roll call vote as follows:

Passed on second reading this _____ day of _____, 2008,

_____, 2008.

First reading waived by action of the Board of Trustees this _____ day of

Passed on first reading this _____ day of _____, 2008.

be in full force and effect from and after its passage and approval.

form, from November 14, 2008 to the date of its passage, in accordance with law, shall

SECTION 9: This Ordinance, having been previously published in pamphlet

accordance with the provisions of this Ordinance and in the manner prescribed by law.

that steps may be taken to levy a special assessment for said improvement in

Circuit, DuPage County, Illinois, as provided by law in the name of the Village, praying

designated as the person to file a petition in the Circuit Court for the Eighteenth Judicial

SECTION 8: David A. Hulseberg, Village Manager for the Village of Lombard, is

through 5/9-2-144, as supplemented by 50 ILCS 460/1 through 460/65.

accordance with, and shall in all respects conform to, the provisions of 65 ILCS 5/9-2-1