

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

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

 X

TO: PRESIDENT AND BOARD OF TRUSTEES

FROM: William T. Lichter, Village Manager

DATE: November 27, 2007 (COW) (B of T) **Date:** December 6, 2007

TITLE:

Special Assessment 217A
 Lombard Lagoons (Marcus, Lalonde & Joyce)
 Adoption of Ordinance

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

BACKGROUND/POLICY IMPLICATIONS:

See Memo

FISCAL IMPACT/FUNDING SOURCE:

Review (as necessary):

Village Attorney X _____
 Finance Director X *Thomas Joyce*
 Village Manager X *W. T. Lichter*

Date _____
 Date 11/28/07
 Date 11/27/07

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

To: William T. Lichter, Village Manager

Through: David Gorman, P.E., Acting Director of Public Works *DG*

From: David A. Dratnol, P.E., Village Engineer *DAE*

Date: November 27, 2007

SA 217A

Subject: Lombard Lagoons (Marcus, Lalonde & Joyce)
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 Marcus Drive (Grace Street to Joyce Avenue), Lalonde Avenue (Sunset Avenue to Marcus Drive) and Joyce Avenue (Sunset Avenue to south of LeMoynes Avenue). Pending court confirmation, the project is tentatively scheduled to start construction in late March of 2008.

On November 8, 2007 the Board of Local Improvements (BOLI) conducted a Public Hearing for Special Assessment 217A. 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 9th. 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 6, 2007. Upon adoption of the ordinance, documents will be forwarded to Village Counsel.

cc: File

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;

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

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;

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

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

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.

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

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;

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 _____ day of _____, 2007.

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

AYES: _____

NAYS: _____

ABSENT: _____

APPROVED by me this _____ day of _____, 2007.

ATTEST: William J. Mueller, Village President

Brigitte O'Brien, Village Clerk