

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)
 X Other Business (Pink)

TO: PRESIDENT AND BOARD OF TRUSTEES

FROM: David A. Hulseberg, Village Manager

DATE: February 20, 2012 (B of T) Date: March 1, 2012

TITLE: 70 Yorktown (Westin Hotel and Convention Center)

SUBMITTED BY: Department of Community Development *WD*

BACKGROUND/POLICY IMPLICATIONS:

Please find attached staff's recommendation relative to accepting a grant of easement of a portion of public watermain along the main parking lot of the hotel.

Staff recommends approval of this request.

Please place this item on the March 1, 2012 Board of Trustees agenda.

Fiscal Impact/Funding Source:

Review (as necessary):

Village Attorney X _____ Date _____

Finance Director X _____ Date _____

Village Manager X _____ Date _____

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.



MEMORANDUM

TO: David A. Hulseberg, Village Manager

FROM: William J. Heniff, AICP, Director of Community Development ~~WJH~~

DATE: February 14, 2012

SUBJECT: **Grant of Easement – 70 Yorktown (Westin Hotel and Convention Center)**

The attached Grant of Easement is for the public watermain that was constructed along the central portion of the Westin's main parking lot. The easement was not initially granted upon the opening of the Westin, however, is necessary as it provides the Village access and rights to the watermain and fire hydrants. The Village Attorney has confirmed that the Village can accept this grant of easement by motion on consent agenda. Please request the Board of Trustees to accept the easement at their March 1, 2012 meeting.

Please call either Nick Hatfield or myself if you have any questions.

NH:nh

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GRANT OF EASEMENT

LOMBARD PUBLIC FACILITIES CORPORATION "GRANTOR", in consideration of the sum of Ten Dollars and other valuable consideration, receipt of which is hereby acknowledged, hereby give(s) and grant(s) to **VILLAGE OF LOMBARD, "GRANTEE"** an Illinois municipal corporation, its licensees, successors and assigns, an easement for the perpetual right, privilege and authority to construct, reconstruct, repair, inspect, maintain, and operate a public watermain, together with any and all necessary appurtenances as may be deemed necessary by Grantee over, upon, along, under and through said indicated easement, as fully described below, together with right of access across the property for necessary personnel and equipment to do any of the above work. The right is also granted to cut down and trim or remove any fences, temporary structures, trees, shrubs, or other plants or other plants without need for providing compensation therefore on the easement that interfere with the operation of the public watermain. No permanent buildings shall be placed on said easement, but same may be used for pavement, gardens, shrub, landscaping, and other purposes that do not then or later interfere with the aforesaid uses or rights.

An easement fifteen feet on each side of the centerline of the existing watermain as constructed in the area depicted on Exhibit A attached hereto and made a part hereof. The property of the Grantor is described as follows: Lot 1 of Plat of Resubdivision Lombard Westin Hotel and Convention Center, being a resubdivision of Lot 2 in Yorktown Peripheral/Target subdivision per Document No. R95-162762, and part of Lot 1 in the Resubdivision of Northern Baptist Theological Seminary Subdivision per Document No. R83-71622.

PROPERTY ADDRESS: 65 Yorktown Center, Lombard, Illinois 60148


P.I.N. 06-29-200-057

After recording, this instrument should be returned to Lombard Public Facilities Corporation, ATTN: Designated Representative , 255 E. Wilson, Lombard, IL 60148

The Grantor represents and warrants to the Grantee that Grantor is the true, lawful and sole owner of the Property and has full right and power to grant and convey the rights conveyed herein.

IN WITNESS WHEREOF, the Grantor(s), set(s) _____ hand(s) and seal(s) hereto this 9th day of February, 2012.

Grantor LOMBARD PUBLIC FACILITIES CORPORATION

BY: 
NAME: PAUL J. Powers
TITLE: President

