

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


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

TO: PRESIDENT AND BOARD OF TRUSTEES

FROM: Scott R. Niehaus, Village Manager

DATE: February 21, 2018 BOT Date: March 1, 2018

TITLE: Resolution Accepting the Public Improvements at 2264 S. Grace Street (Yorktown Pump Station)

SUBMITTED BY: Department of Community Development 

BACKGROUND/POLICY IMPLICATIONS:

The Department of Community Development transmits for your consideration a proposed resolution to accept the sanitary pump station and associated forcemain at 2264 S. Grace Street (Yorktown Pump Station). All public improvements were designed, constructed and tested in conformance with Village requirements. Per the Yorktown Commons Utility Service and Economic Development Agreement, the Bill of Sale is attached. (DISTRICT #3)

Staff recommends approval of this resolution.

Please place this item on the March 1, 2018 Board of Trustees agenda.

FISCAL IMPACT/FUNDING SOURCE:

The public improvements were constructed by the project owner at no cost to the Village.

REVIEW (AS NECESSARY):

Village Attorney X _____ Date _____

Finance Director X _____ Date _____

Village Manager X _____ Date _____



MEMORANDUM

TO: Scott R. Niehaus, Village Manager

FROM: Jana Bryant, PE, Development Engineer

DATE: February 21, 2018

SUBJECT: ACCEPTANCE OF SANITARY PUMP STATION AND ASSOCIATED FORCEMAIN AT 2264 S. GRACE STREET (YORKTOWN PUMP STATION), IN LOMBARD, ILLINOIS

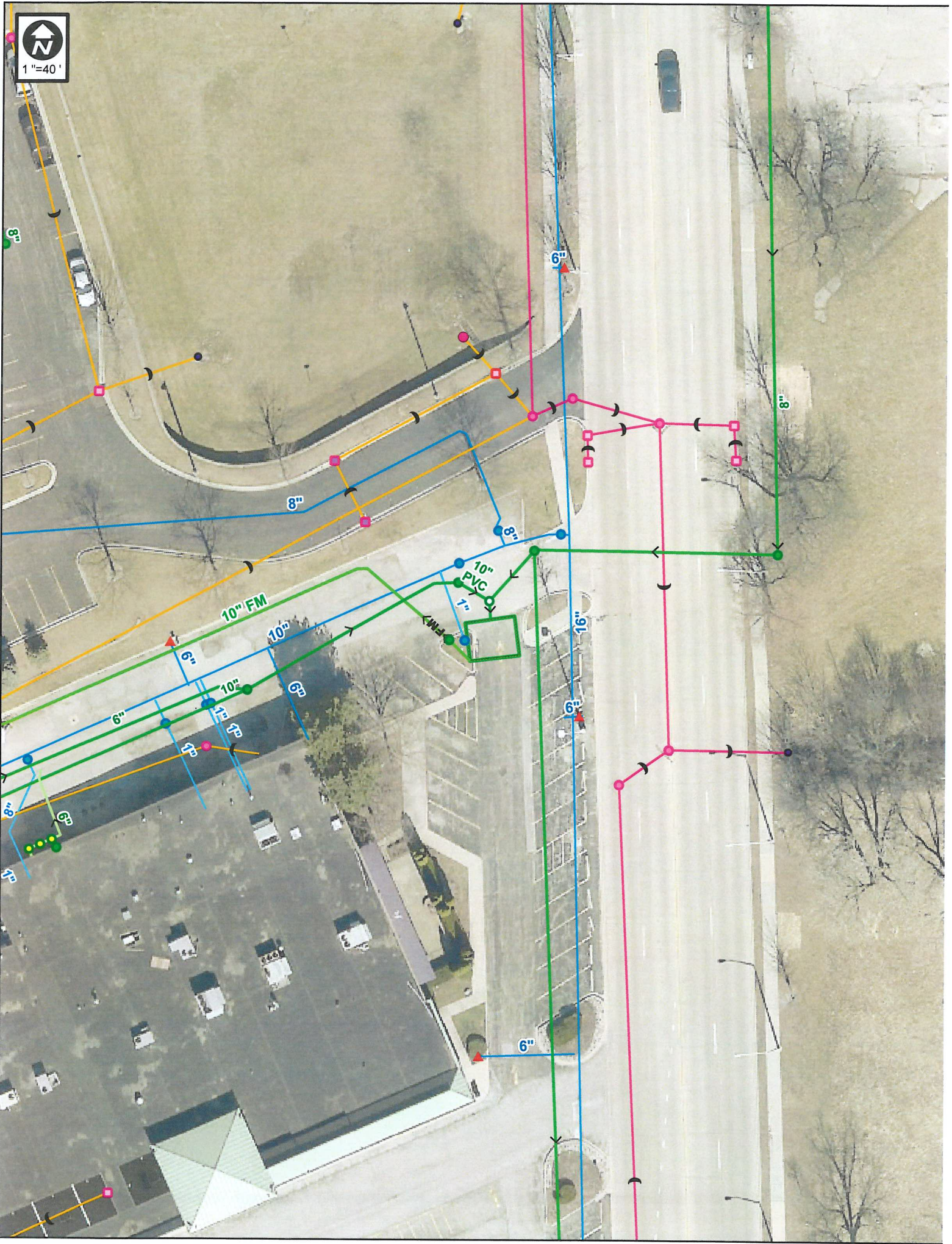
The Private Engineering Services Division of the Community Development Department recommends that the Board of Trustees accept the sanitary pump station and associated forcemain at 2264 S. Grace Street (Yorktown Pump Station). Attached is the updated utility map. Please present the attached resolution and Bill of Sale, per the Yorktown Commons Utility Service and Economic Development Agreement, to the Board of Trustees at their March 1, 2018 meeting.

The stated improvements are acceptable since they were installed substantially to plan and passed all required tests. The Private Engineering Services Division has approved the project record drawings. Please call me with any questions.

JB:jb

H:\CD\WORDUSER\PE\PROJECTS\PE Projects\PE 2016-09 (2264 S Grace St, Yorktown Sanitary Pump Station)\6 BOT\Public Improvement Acceptance\Memo - PES to VM.doc

cc: William J. Heniff, AICP, Director of Community Development
Carl Goldsmith, Director of Public Works
Brian Jack, Utilities Superintendent
Luke Sharp, Water/Sewer Pumping Supervisor



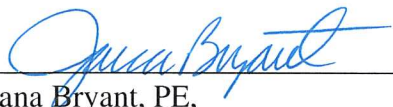


**CERTIFICATE OF COMPLETION OF SANITARY PUMP STATION AND
ASSOCIATED FORCEMAIN AT 2264 S. GRACE STREET (YORKTOWN PUMP
STATION), IN LOMBARD, ILLINOIS**

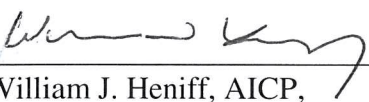
We, as representatives of the Village of Lombard, certify that the sanitary pump station and associated forcemain at 2264 S. Grace Street (Yorktown Pump Station) was constructed substantially per plan and passed all required tests.

We recommend acceptance by the Village President and the Board of Trustees of the Village of Lombard.

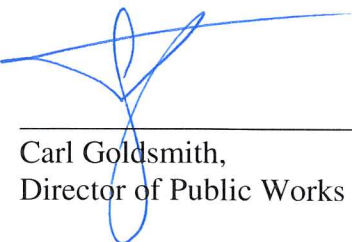
Recommended for acceptance:



Jana Bryant, PE,
Development Engineer



William J. Heniff, AICP,
Director of Community Development



Carl Goldsmith,
Director of Public Works

BILL OF SALE


YTC Land Owner, LLC, a Delaware limited liability company (the "Seller"), in consideration of TEN AND NO/100 DOLLARS (\$10.00), the receipt of which is hereby acknowledged, does hereby sell, assign, transfer and set over onto the Village of Lombard, an Illinois municipal corporation (the "Buyer"), the following described personal property, which has been installed, at those locations depicted on Exhibit "A" attached hereto and made a part hereof, by the Seller relative to the Utility Improvements constructed pursuant to the Yorktown Commons Utility Service and Economic Development Agreement, between the Buyer and the Seller, dated September 29, 2016, and recorded with the DuPage County, Recorder's Office on October 21, 2016 as document number R2016-116089 (the "Personalty"):

A new sanitary sewer lift station and two thousand eight hundred seventy five (2,875) lineal feet of a ten inch (10") force main, all as depicted on Exhibit A attached hereto and made part hereof.

Seller, hereby represents and warrants to Buyer that Seller is the absolute owner of the Personalty, that the Personalty is free and clear of all liens, charges and encumbrances, and that Seller has full right, power and authority to sell the Personalty and to make this Bill of Sale.

All warranties of quality, fitness and merchantability are hereby excluded and disclaimed.

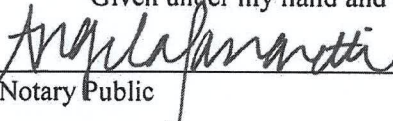
IN WITNESS WHEREOF, Seller has signed and sealed this Bill of Sale as of the 16 day of February 2018.

Seller: YTC Land Owner, LLC, a Delaware limited liability company
By: KRE YTC Venture, LLC, a Delaware limited liability company
Title: Manager
By: 
Name: Paul Wasserman
Title: Manager

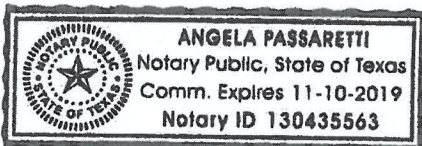
STATE OF TEXAS)
) SS
COUNTY OF HARRIS)

I, the undersigned, a Notary Public in and for the said County, and State aforesaid, DO HEREBY CERTIFY that Paul Wasserman, personally known to me to be the Manager of KRE YTC Venture, LLC, a Delaware limited liability company which is the Manager of YTC Land Owner, LLC, a Delaware limited liability company, and the same person whose name is subscribed to the foregoing instrument, appeared before me this day in person, and acknowledged that he/she signed and delivered the said instrument on behalf of said KRE YTC Venture, LLC, as Manager of YTC Land Owner, LLC, as his/her free and voluntary act for the uses and purposes therein set forth.

Given under my hand and official seal, this 16 day of February 2018.


Notary Public

10 NOVEMBER 2019
My commission expires



RESOLUTION
R _____18

**RESOLUTION ACCEPTING SANITARY PUMP STATION AND ASSOCIATED
FORCEMAIN AT 2264 S. GRACE STREET (YORKTOWN PUMP STATION), IN
LOMBARD, ILLINOIS**

WHEREAS, the Private Engineering Services Division of the Village of Lombard has certified the completion of the sanitary pump station and associated forcemain at 2264 S. Grace Street (Yorktown Pump Station) and has recommended that said improvements be accepted; and

WHEREAS, the Corporate Authorities concur with said recommendation.

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 public improvements, as certified by the Private Engineering Services Division and as set forth on the approved engineering plans for the sanitary pump station and associated forcemain at 2264 S. Grace Street (Yorktown Pump Station), be and hereby are accepted for ownership by the Village of Lombard.

Adopted this _____ day of _____, 2018.

Ayes: _____

Nayes: _____

Absent: _____

Approved this _____ day of _____, 2018.

Keith T. Giagnorio
Village President

ATTEST:

Sharon Kuderna, Village Clerk