

STATE OF ILLINOIS)
) SS
COUNTY OF DU PAGE)

**IN THE CIRCUIT COURT FOR THE EIGHTEENTH JUDICIAL CIRCUIT
DU PAGE COUNTY, ILLINOIS**

**IN THE MATTER OF THE VILLAGE)
OF LOMBARD, DU PAGE COUNTY,)
ILLINOIS SPECIAL ASSESSMENT FOR)
THE PAVING AND IMPROVING OF)
PORTIONS OF LA LONDE AVENUE,)
MARCUS DRIVE AND JOYCE AVENUE,)
IN THE VILLAGE OF LOMBARD)** **VILLAGE OF LOMBARD
SPECIAL ASSESSMENT NO. 217A**

PETITION

**To: THE HONORABLE JUDGE OF THE
CIRCUIT COURT OF DU PAGE COUNTY, ILLINOIS**

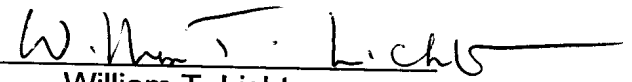
Your Petitioner, the VILLAGE OF LOMBARD, in DuPage County, Illinois, respectfully shows that heretofore on the 6th day of December, 2007, the President and Board of Trustees of the said Village duly enacted an Ordinance providing that a local improvement be made consisting of the paving and improving of portions of LaLonde Avenue, Marcus Drive and Joyce Avenue, as more fully described in the attached Ordinance, which is made a part hereof, the nature, character, locality and description of such improvement being fully set forth in said Ordinance.

The said Ordinance was duly passed upon recommendation by the Board of Local Improvements as required by law, and all hearings, notices and other proceedings required by law to be had, made, taken or given in connection with such assessment have been properly performed, had, made taken and given. A copy of the Recommendation of the Board of Local Improvements that said improvement be made,

together with an Estimate of the Cost of such improvement, is attached hereto and made a part hereof.

WHEREFORE, your Petitioner prays that steps be taken to levy a special assessment for said improvement in accordance with the provisions of the said Ordinance, in the manner prescribed by law.

VILLAGE OF LOMBARD

By: 
William T. Lichter,
Village Manager

Thomas P. Bayer
Lance C. Malina
J. Allen Wall
Klein, Thorpe and Jenkins, Ltd.
20 North Wacker Drive
Suite 1660
Chicago, Illinois 60606-2903
(312) 984-6400
Attorney No. 44500

CERTIFICATE TO ROLL

The undersigned Commissioner, duly appointed to make a true and impartial assessment of the cost of an improvement consisting of:

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;

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

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;

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

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;

Installation of 30-inch diameter storm sewer along Joyce Avenue from a 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;

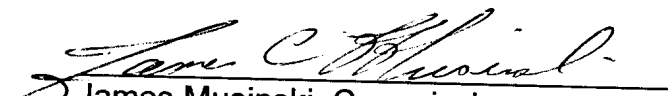
Installation of street lighting along both sides of all aforementioned reconstructed streets for a total length of approximately two thousand five hundred feet (2500');

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

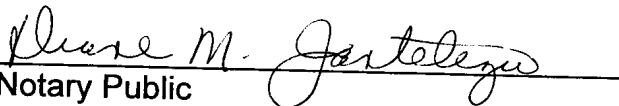
as provided for by a Resolution of the Board of Local Improvements and an Ordinance enacted by the corporate authorities of the Village, said Ordinance having been passed on the 6th day of December, 2007, does hereby certify:

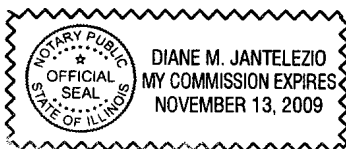
That he has completed the attached assessment roll showing a list of all the lots, blocks, tracts and parcels of land assessed for the proposed improvement; the amount assessed against each; the name of the person who paid the taxes on each parcel during the preceding year in which taxes were paid as shown upon the books of the County Collector; the residence of the person so paying the taxes where the same could be found; and the assessment having been divided into installments, the amount of each installment is stated in the assessment roll.

He further certifies that he estimated what portion of the total cost of such improvement would be of benefit to the public and what portion thereof would be of benefit to the property to be benefited and apportioned the same between the Village and such property so that each will bear its relative equitable proportion; that the amount so estimated and apportioned to the Village as public benefit being the sum of \$2,355,398.92, and the amount so estimated and apportioned to the property to be benefited being the sum of \$467,678.70; and having found such amounts the undersigned did apportion and assess the amount so found to be of benefit to the property upon the several lots, blocks, tracts and parcels of land in the proportion in which they will severally be benefited by such improvement; and that no lot, block, tract or parcel of land has been assessed a greater amount than it will be actually benefited.


James Musinski, Commissioner

Subscribed and Sworn To Before Me
this 13th day of December, 2007.


Notary Public



STATE OF ILLINOIS)
) SS
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CLERK'S CERTIFICATE

I, BRIGITTE O'BRIEN, Village Clerk of the Village of Lombard, in the County of DuPage, and State of Illinois, do hereby certify that attached hereto is a true and correct copy of that certain Ordinance now on file in my office:

ORDINANCE NO. 6131

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

which said Ordinance was passed by the Board of Trustees of the Village of Lombard at a meeting held on the 6th day of December, 2007, at which meeting a quorum was present and approved by the President of the Village of Lombard on the 6th day of December, 2007.

I further certify that the vote on the question of the passage of the said Ordinance by the Board of Trustees of the Village of Lombard was taken by Ayes and Nays and recorded in the journal of the proceedings of the Board of Trustees of the Village of Lombard and that the result of said vote was as follows, to wit:

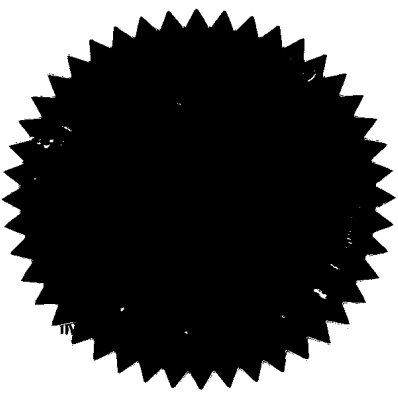
AYES: Trustees Gron, Tross, O'Brien, Moreau, Fitzpatrick & Soderstrom

NAYS: None

ABSENT: None

I do further certify that the original Ordinance, of which the foregoing is a true copy, is entrusted in my care for safekeeping, and that I am the lawful keeper of the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Village of Lombard, this 6th day of December, 2007.



Brigitte O'Brien
Brigitte O'Brien, Village Clerk
Village of Lombard

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AFFIDAVIT TO ROLL

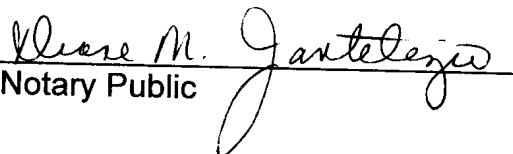
JAMES MUSINSKI, being first duly sworn on oath, deposes and says that he has made a true and impartial assessment of the cost of the said improvement upon the property benefited by such improvement; that he verily believes that the amounts assessed against the public and against each lot, block, tract and parcel of land assessed in the said assessment roll made by him in pursuance thereof, attached hereto, are just and equitable and do not exceed the benefits which will be in each case derived from said improvements; that no lot, block, tract or parcel of land has been assessed more than its proportionate share of the cost of said improvement.

The Affiant further states that he made or caused to be made a diligent search of the records maintained by the Collector of general taxes in this County showing the persons who paid general taxes during the last preceding year in which taxes were paid on the premises above-described subject to this assessment, and has made a diligent search for the residences of such persons, and the report herewith filed correctly states such persons and residences as so ascertained.

The Affiant further states that he has fully complied with all of the requirements as set forth in Section 9-2-47 of the Illinois Municipal Code (65 ILCS 5/9-2-47).


James Musinski, Commissioner

Subscribed and Sworn To Before Me
this 13th day of December, 2007.


Notary Public



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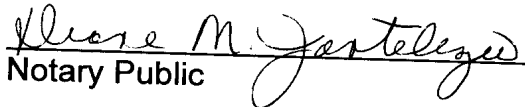
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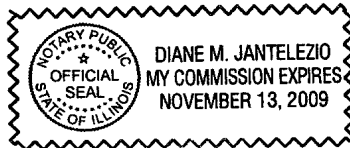
OATH OF COMMISSIONER

I, JAMES MUSINSKI, do solemnly swear that I will make a true and just assessment of the cost of the local improvement known as THE PAVING AND IMPROVING OF PORTIONS OF LA LONDE AVENUE, MARCUS DRIVE AND JOYCE AVENUE, by the construction of the proposed improvement thereon, as is set forth in the Ordinance therefor, now on file in this Court, upon the property to be benefited by said improvement, and upon the Village of Lombard, and will truly, faithfully and impartially perform all other duties and things by me to be performed as Commissioner in the premises according to the statute in such cases made and provided, to the best of my skill, ability and understanding.


James Musinski, Commissioner

Subscribed and Sworn To Before Me
this 13th day of December, 2007.


Notary Public



Thomas P. Bayer
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APPOINTMENT OF COMMISSIONER

The undersigned, RICHARD J. TROSS, President of the Board of Local Improvements of the Village of Lombard, pursuant to authority vested in him, hereby appoints JAMES MUSINSKI as Commissioner to make a true and impartial assessment of the cost of the paving and improving of portions of LaLonde Avenue, Marcus Drive and Joyce Avenue, as provided for in an Ordinance passed on December 6, 2007, against the Village for public benefits and against each part and parcel of land to be benefited by such improvement as provided by law.


Richard J. Tross, President
Board of Local Improvements

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