

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: David A. Hulseberg, Village Manager *Dah*
DATE: March 25, 2009 (B of T) Date: 4/2/09
TITLE: Construction on State-Maintained Rights of Way
SUBMITTED BY: David P. Gorman, Assistant Director of Public Works *DPT*

BACKGROUND/POLICY IMPLICATIONS:

The Public Works Department submits for your approval a resolution regarding construction on State-maintained rights of way.

Fiscal Impact/Funding Source:

None

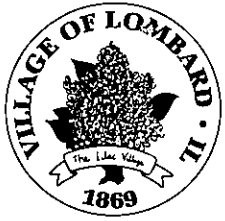
Review (as necessary):

Village Attorney X _____ Date _____

Finance Director X _____ Date _____

Village Manager X *David A. Hulseberg* _____ Date 3/25/09

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.



To: David A. Hulseberg, Village Manager

From: David P. Gorman, Assistant Director of Public Works *DPG*

Date: March 25, 2009

Subject: Resolution Regarding Construction on State-maintained Rights of Way

The Illinois Department of Transportation requires municipalities to approve the attached resolution every two years. This particular resolution will cover 2009 and 2010 and encompasses obtaining permits, restoration responsibilities and liability issues related to construction on State-maintained rights of way.

Please present this item to the Board of Trustees at their April 2, 2009 meeting.

Resolution
R. _____

A RESOLUTION REGARDING CONSTRUCTION ON STATE-MAINTAINED
RIGHTS OF WAY

WHEREAS, The Village of Lombard, hereinafter referred to as the Municipality, located in the County of DuPage, State of Illinois, desires to undertake in years 2009 and 2010, the location, construction, operation and maintenance of driveways, street returns, water mains, sanitary and storm sewers, street lights, traffic signals, sidewalk and landscaping, etc. on State highways, within said Municipality, which by law and/or agreement come under the jurisdiction and control of the Department of Transportation of the State of Illinois hereinafter referred to as Department; and

WHEREAS, an individual working permit must be obtained from the Department prior to any aforesaid installations being constructed by either the Municipality or a private person or firm under contract and supervision of the Municipality.

NOW, THEREFORE, be it resolved by the Municipality:

FIRST: That the Municipality hereby pledges its good faith and guarantees that all work shall be performed in accordance with conditions of the permit to be granted by the Department, and to hold the State of Illinois harmless during the prosecution of such work, and assume all liability for the damages to person or property due to accidents or otherwise by reason of work which is to be performed under the provisions of said permit.

SECOND: that all authorized officials of the Municipality are hereby instructed and authorized to sign said working permit on behalf of the Municipality.

I, Brigitte O'Brien, hereby certify the above
to be a true copy of the resolution passed by the
Municipality, dated this 2nd day of April, 2009.

Corporate Seal

BY: _____
William J. Mueller, Village President