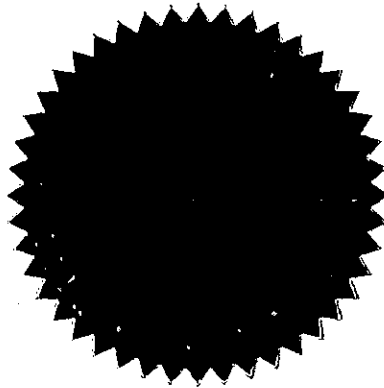


ORDINANCE 5056

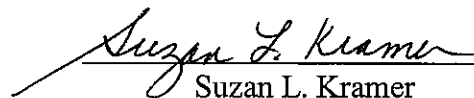
PAMPHLET

FRONT OF PAMPHLET

SPECIAL ASSESSMENT 216
DELETION OF STREET AND SIDEWALK IMPROVEMENTS
SOUTH OF NORTON ON AHRENS AND SCHOOL



PUBLISHED IN PAMPHLET FORM THIS 22ND DAY OF JANUARY, 2002.
BY ORDER OF THE CORPORATE AUTHORITIES OF THE VILLAGE OF LOMBARD,
DUPAGE COUNTY, ILLINOIS.



Suzan L. Kramer
Village Clerk

ORDINANCE NO. 5056

AN ORDINANCE PROVIDING FOR THE ABANDONMENT OF A PORTION OF SPECIAL ASSESSMENT NO. 216 BY DELETING THOSE PORTIONS OF AHRENS AVENUE AND SCHOOL STREET, LOCATED SOUTH OF NORTON STREET, FROM THE PROJECT KNOWN AS SPECIAL ASSESSMENT NUMBER 216

BE IT ORDAINED by the President and Board of Trustees of the Village of Lombard, DuPage County, Illinois, as follows:

SECTION 1: That pursuant to Ordinance No. 5052, adopted January 3, 2002, the President and Board of Trustees, upon recommendation from the Board of Local Improvements, approved a project, known as Special Assessment No. 216, which included the paving and improving of portions of Ahrens Avenue, Highridge Road, Norton Street, School Street and Wilson Avenue.

SECTION 2: That the President and Board of Trustees have now received a RECOMMENDATION TO ABANDON A PORTION OF SPECIAL ASSESSMENT NO. 216 BY DELETING THOSE PORTIONS OF AHRENS AVENUE AND SCHOOL STREET, LOCATED SOUTH OF NORTON STREET FROM THE PROJECT from the Board of Local Improvements, a copy of said Recommendation being attached hereto as Exhibit "A" and made part hereof.

SECTION 3: That the President and Board of Trustees find as follows:

- A. At the time Ordinance No. 5052, referenced above, was adopted, it was anticipated that the Village would improve all the streets in question to the current Village corporate limits.
- B. That subsequent to the adoption of Ordinance No. 5052, it was brought to the Village's attention that it would be best to improve Ahrens Avenue and School Street, South of Norton Street, at such time as all of Ahrens Avenue and School Street, South of Norton Street, are located within the Village's corporate limits, as opposed to improving part of said streets now, as part of Special Assessment No. 216, and part later as part of a separate project.
- C. That the proposed abandonment of a portion of Special Assessment No. 216, as provided for by this Ordinance, will only affect four (4) single family homes.

- D. That the Village has been advised that the owners of said four (4) single-family homes have no objection to the proposed abandonment of a portion of Special Assessment No. 216 as provided for by this Ordinance.
- E. That pursuant to 65 ILCS 5/9-2-6, the President and Board of Trustees may, prior to the confirmation of a special assessment in Court, upon recommendation of the Board of Local Improvement and without further hearing before the Board of Local Improvements, by ordinance abandon any portion of a proposed special assessment.

SECTION 4: That based on the foregoing, the street reconstruction work relative to those portions of Ahrens Avenue and School Street, located South of Norton Street, as contemplated as part of Special Assessment No. 216, is hereby abandoned pursuant to 65 ILCS 5/9-2-6.

SECTION 5: That the Village Attorney is hereby directed to file a certified copy of this Ordinance with the Circuit Court of DuPage County in the Court case relative to Lombard Special Assessment No. 216, and to thereafter have appropriate orders entered in said Court proceeding to:

- A. Reduce the assessment against those parcels along Ahrens Avenue and School Street, located South of Norton Street, to take into account the fact that only that portion of Norton Street abutting said parcels will be improved as part of Special Assessment No. 216; said parcels consisting of the following permanent tax index numbers:

06-16-306-020;
06-16-307-001;
06-16-307-006; and
06-16-308-001.

- B. Reduce the overall project assessment amount by \$16,280.10, based upon the cost estimate, for those construction items no longer required as a result of the aforementioned abandonment of a portion of Special Assessment No. 216, attached hereto as Exhibit "B" and made part hereof, and in accordance with the following:

	<u>Original Engineer's Estimate</u>	<u>Cost Reduction As a Result of Abandonment</u>	<u>Post Abandonment Cost</u>
Construction	\$2,962,185.50	(\$12,500.00)	\$2,949,685.50
Engineering (Design, Inspection, Testing)	\$434,882.00	(\$1,826.50)	\$433,055.50

	<u>Original Engineer's Estimate</u>	<u>Cost Reduction As a Result of Abandonment</u>	<u>Post Abandonment Cost</u>
Making, Levying & Collecting	\$231,618.23	(\$976.80)	\$230,641.43
Accrued Interest Reserve	\$231,618.23	(\$976.80)	\$230,641.43
TOTALS	\$3,860,303.96	(\$16,280.10)	\$3,844,023.86

Said project assessment reduction to be made up of the reduced assessments relative to the parcels set forth in subsection A above, and an adjustment of the public benefit assessment as a result thereof, as said reduced costs relate specifically to only the street reconstruction work in regard to those portions of Ahrens Avenue and School Street that are being abandoned.

SECTION 5: That this Ordinance shall be in full force and effect from and after its passage and approval as provided by law.

PASSED on first reading this ___ day of _____, 2002.

First reading waived by action of the Board of Trustees this 17th day of January, 2002.

Passed on second reading this 17th day of January, 2002.

AYES: Trustees DeStephano, Tross, Koenig, Sebby, Florey, Soderstrom

NAYS: None

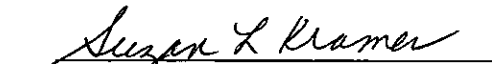
ABSENT: None

APPROVED by me this 17th day of January, 2002.



William J. Mueller
Village President

ATTEST:



Suzan Kramer
Village Clerk

RECOMMENDATION TO ABANDON A PORTION OF SPECIAL ASSESSMENT NO. 216 BY DELETING THOSE PORTIONS OF AHRENS AVENUE AND SCHOOL STREET, LOCATED SOUTH OF NORTON STREET, FROM THE PROJECT

**TO: Board of Trustees of the Village of Lombard
DuPage County, Illinois**

WHEREAS, except for the first single-family homes South of Norton Street on Ahrens Avenue and School Street, the remaining portions of Ahrens Avenue and School Street, South of Norton Street, are not currently within the corporate limits of the Village; and

WHEREAS, the Board of Local Improvements has been advised that those portions of Ahrens Avenue and School Street, located South of Norton Street, should be improved as an entire full block improvement, at such time as all of said properties are within the Village's corporate limits, as opposed to improving part now, as part of Special Assessment No. 216, and part later as part of a separate project; and

WHEREAS, 65 ILCS 5/9-2-6 allows a municipality, upon recommendation from the Board of Local Improvements, to by ordinance abandon any portion of a proposed special assessment improvement, without further action by or hearing before the Board of Local Improvements, at any time prior to the confirmation of the Special Assessment in Court; and

WHEREAS, the abandonment of the proposed improvement to Ahrens Avenue and School Street, South of Norton Street, will only affect four (4) single-family homes; and

WHEREAS, the Village has been advised that the owners of said four (4) single-family homes have no objection to said abandonment of a portion of Special Assessment No. 216 as set forth above;

NOW, THEREFORE, the Board of Local Improvements heretofore appointed and now serving in that capacity herewith submits a draft of an Ordinance providing for the abandonment of a portion of Special Assessment No. 216, by deleting those portions of Ahrens Avenue and School Street, located South of Norton Street, from the project known as Special Assessment No. 216, all as described in the accompanying Ordinance attached hereto and made a part hereof.

We recommend the passage of the said Ordinance and the making of the said improvement, as amended to delete said portions of Ahrens Avenue and School Street therefrom, the costs thereof to be paid for by Special Assessment.

DATED this 10th day of January, 2002.

BOARD OF LOCAL IMPROVEMENTS

Suzanne L Kramer

James W. Hoy

Lawrence A. Barry

**CHRISTOPHER B. BURKE ENGINEERING, LTD.**

9575 West Higgins Road • Suite 600 • Rosemont, Illinois 60018-4920 • TEL (847) 823-0500 • FAX (847) 823-0520

January 10, 2002

Village of Lombard
255 E. Wilson Avenue
Lombard, IL 60142

Attention: Ray Schwab

Subject: SA 216
(CBBEL Project No. 00-649)

Dear Mr. Schwab:

This letter is to inform the Village that eliminating the improvements to Ahrens Avenue and School Avenue south of Norton Avenue will reduce the cost by \$12,500.

If you have any questions, please do not hesitate to contact me.

Very truly yours,

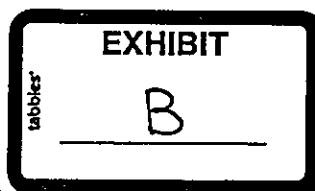
A handwritten signature in black ink, appearing to read 'Lee M. Fell', is written over a horizontal line.

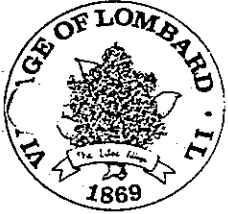
Lee M. Fell, P.E.
Project Manager

LMF/kaz

Cc: Thomas P. Bayer – Klein, Thorpe & Jenkins, Ltd.

CORRSPD 2002 L00649.110

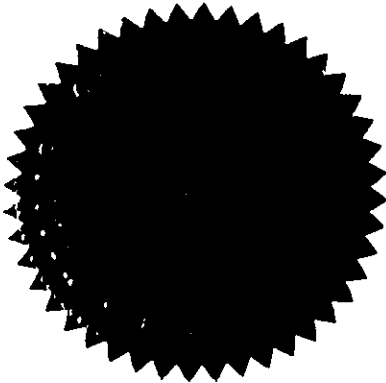




I, **Suzan L. Kramer**, hereby certify that I am the duly qualified Village Clerk of the **Village of Lombard**, DuPage County, Illinois, as authorized by Statute and provided by local Ordinance, and as such Village Clerk, I maintain and am safekeeper of the records and files of the President and Board of Trustees of said Village.

I further certify that attached hereto is a true and correct copy of ORDINANCE 5056
AN ORDINANCE PROVIDING FOR THE
ABANDONMENT OF A PORTION OF SPECIAL
ASSESSMENT NUMBER 216 BY DELETING THOSE
PORTIONS OF AHRENS AVENUE AND SCHOOL STREET,
LOCATED SOUTH OF NORTON STREET, FROM THE
PROJECT KNOWN AS
SPECIAL ASSESSMENT NUMBER 216
of the said Village as it appears from the official records of said Village duly adopted on JANUARY 17, 2002.

In Witness Whereof, I have hereunto affixed my official signature and the Corporate Seal of said **Village of Lombard**, Du Page County, Illinois this 22ND day of JANUARY, 2002.



Suzan L. Kramer
Suzan L. Kramer *Barbara Johnson*
Village Clerk *Deputy Village Clerk*
Village of Lombard
DuPage County, Illinois

