

**RESOLUTION
R 46-09**

**A RESOLUTION AUTHORIZING SIGNATURE OF THE VILLAGE
PRESIDENT AND VILLAGE CLERK ON A TEMPORARY CONSTRUCTION
EASEMENT FOR THE PROPERTY LOCATED AT 141 W. ST. CHARLES
ROAD AND 1 S. LINCOLN AVE, LOMBARD, IL**

WHEREAS, the Corporate Authorities of the Village of Lombard has received a Temporary Construction Easement from JAMES LIARATAS

for the purpose of the Village providing and installing a decorative bicycle rack on the property at 141 West St. Charles Road (P.I.N. 06-07-209-025) and 1 South Lincoln Avenue (P.I.N. 06-07-230-001 through 06-07-230-082) as attached hereto and marked Exhibit "A"; and

WHEREAS, the Corporate Authorities deem it to be in the best interest of the Village of Lombard to approve this Temporary Construction Easement.

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 Village President be and hereby is authorized to sign on behalf of the Village of Lombard said Temporary Construction Easement as attached hereto.

Section 2: That the Village Clerk be and hereby is authorized to attest said Temporary Construction Easement as attached hereto.


Adopted this 20th day of November, 2008.

Ayes: Trustees Gron, Tross, O'Brien, Moreau, Fitzpatrick and Soderstrom

Nays: None

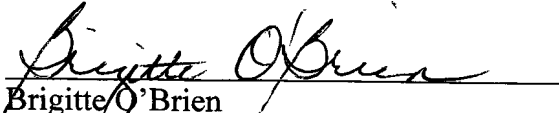
Absent: None

Approved this 20th day of November, 2008.



William J. Mueller
Village President

Attest:



Brigitte O'Brien
Village Clerk

TEMPORARY CONSTRUCTION EASEMENT

WHEREAS, the Village of Lombard (hereinafter the "VILLAGE") has agreed to provide and install a decorative bicycle rack (hereinafter the "Bicycle Rack") at the northeast corner of the properties commonly known as 141 West St. Charles Road (P.I.N. 06-07-209-025) and 1 South Lincoln Avenue (P.I.N. 06-07-230-001 through 06-07-230-082) (hereinafter the "Subject Property"); and

WHEREAS, the owner of the Subject Property (hereinafter the "Owner") desires that the VILLAGE construct said Bicycle Rack and thereafter convey ownership of said Bicycle Rack to the Owner; and

WHEREAS, the VILLAGE needs a temporary easement over the Subject Property, at the location where the Bicycle Rack is to be installed, so as to be able to install the Bicycle Rack; and

WHEREAS, the VILLAGE has agreed to install the Bicycle Rack at no cost to the Owner; and

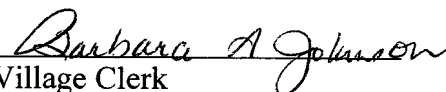
WHEREAS, the VILLAGE has agreed to restore the Subject Property to its pre-construction condition after completing the installation of the Bicycle Rack;

NOW, THEREFORE, JAMES LIKATAS, as Owner of the Subject Property, hereby grants a temporary easement to the VILLAGE, and its officers, agents, employees and contractors, to facilitate the installation of the Bicycle Rack on the Subject Property, with title to said Bicycle Rack, upon completion thereof, to be transferred to Owner, by the VILLAGE, pursuant to a Bill of Sale, with the Owner being thereafter solely responsible for the maintenance and repair of said Bicycle Rack, as owner thereof. This temporary easement shall expire one (1) year from the latest date set forth below, or upon completion of the Bicycle Rack installation and transfer of title thereto to the Owner, pursuant to a Bill of Sale, whichever occurs first.

VILLAGE OF LOMBARD

ATTEST:

By: 
Village President


Village Clerk

DATED: 11/21/08

OWNER:

By: James Liakatas
JAMES LIAKATAS
Print Name

OWNER
Title

ATTEST: _____

Print Name

Title

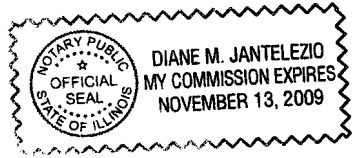
DATED: _____

ACKNOWLEDGMENTS

STATE OF ILLINOIS)
) SS
 COUNTY OF DUPAGE)

I, the undersigned, a Notary Public, in and for the County and State aforesaid, DO HEREBY CERTIFY that William J. Mueller, personally known to me to be the President of the Village of Lombard, and Brigitte O'Brien, personally known to me to be the Village Clerk of said municipal corporation, and personally known to me to be the same persons whose names are subscribed to the foregoing instrument, appeared before me this day in person and severally acknowledged that as such President and Village Clerk, they signed and delivered the said instrument and caused the corporate seal of said municipal corporation to be affixed thereto, pursuant to authority given by the Board of Trustees of said municipal corporation, as their free and voluntary act, and as the free and voluntary act and deed of said municipal corporation, for the uses and purposes therein set forth.

GIVEN under my hand and official seal, this 21st day of November, 2008.
 Commission expires 11/13, 2009. *Diane M. Jantelezio*
 Notary Public



ACKNOWLEDGMENTS

STATE OF ILLINOIS)
)
COUNTY OF DUPAGE)

I, the undersigned, a Notary Public, in and for the County and State aforesaid, DO HEREBY CERTIFY that James Liakatas, personally known to me to be the Owner of the property at 141 W. St. Charles Road and 1 S. Lincoln Avenue and personally known to me to be the same person whose name is subscribed to the foregoing instrument, appeared before me this day in person and severally acknowledged that as such Owner, he signed and delivered the said instrument as his free and voluntary act, for the uses and purposes therein set forth.

7 GIVEN under my hand and official seal, this 24th day of November, 2008.

Commission expires _____, 200__.



Janet L. Downer
Notary Public