

ORDINANCE NO. 7590

**AN ORDINANCE APPROVING THE TRANSFER OF JURISDICTION
OVER A PORTION OF HILL AVENUE TO THE VILLAGE OF GLEN ELLYN,
AND REPEALING ORDINANCE NO. 7465**

WHEREAS, pursuant to Section 6.B.ii. of “An Intergovernmental Agreement Between the Village of Lombard and the Village of Glen Ellyn in Regard to the Reconstruction of the Hill Avenue Bridge,” dated October 7, 2010, and recorded with the DuPage County Recorder’s Office on October 15, 2010 as document number R2010-140097, (the “IGA”), the Village of Lombard (“Lombard”) is to transfer title to the Glen Oak Lift Station and all related sewer facilities (the “Lift Station and Sewers”) to the Village of Glen Ellyn (“Glen Ellyn”) on or before January 30, 2018; and

WHEREAS, pursuant to Section 6.B.iv. of the IGA, upon transfer of title to the Lift Station and Sewers to Glen Ellyn, Lombard is to transfer jurisdiction over that portion of Hill Avenue, from a point fourteen hundred and sixty (1,460) feet West of Vance Street right-of-way to a point nineteen hundred and seventy-five (1,975) feet West of the West of Vance Street right-of-way, as depicted on Exhibit A attached hereto and made part hereof, (the “Hill Avenue ROW”) to Glen Ellyn, and transfer title to all sanitary sewer utilities located within the Hill Avenue ROW (the “Hill Avenue Sewers”) to Glen Ellyn; and

WHEREAS, the transfer of jurisdiction over the Hill Avenue ROW shall not include the transfer of title to any public water mains located within the Hill Avenue ROW; and

WHEREAS, pursuant to a Bill of Sale approved by the President and Board of Trustees of the Village of Lombard (the “Lombard Village Board”) on January 18, 2018, Lombard has transferred title to the Lift Station and Sewers and Hill Avenue Sewers to Glen Ellyn; and

WHEREAS, based on the foregoing, Lombard now desires to transfer jurisdiction over the Hill Avenue ROW to Glen Ellyn, with said transfer of jurisdiction to be accomplished pursuant to the Local Agency Agreement for Jurisdictional Transfer document attached hereto as Exhibit B and made part hereof (the “JT Agreement”); and

WHEREAS, the Lombard Village Board deems it to be in the best interests of Lombard to approve the transfer of jurisdiction over the Hill Avenue ROW to Glen Ellyn pursuant to the JT Agreement;

NOW, THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF LOMBARD, DU PAGE COUNTY, ILLINOIS, as follows:

SECTION 1: That the recitals set forth above are incorporated herein by reference, and made part of this Ordinance.

SECTION 2: That the transfer of jurisdiction over the Hill Avenue ROW, as more particularly described in the JT Agreement, to Glen Ellyn, pursuant to the JT Agreement, is hereby approved.

SECTION 3: That the Lombard Village President is hereby authorized and directed to execute said JT Agreement on behalf of Lombard, and to execute any additional documents in furtherance of said JT Agreement.

SECTION 4: That the Village's Director of Public Works is hereby authorized and directed to attach a certified copy of this Ordinance to the original signature copy of the JT Agreement, and to file said fully executed original signature copy of said JT Agreement with the State of Illinois Department of Transportation.

SECTION 5: That Ordinance No. 7465, adopted on January 18, 2018, is hereby repealed.

SECTION 6: 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 _____, 2018.

First reading waived by action of the Board of Trustees this 1st day of November, 2018.

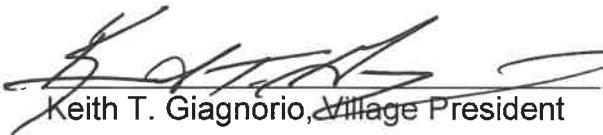
Passed on second reading this 1st day of November, 2018, pursuant to a roll call vote as follows:

Ayes: Trustee Whittington, Fugiel, Foltyniewicz, Johnston, Pike and Ware

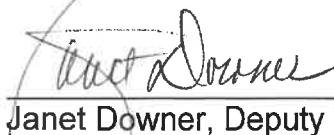
Nays: None

Absent: None

Approved by me this 1st day of November, 2018.


Keith T. Giagnorio, Village President

ATTEST:



Janet Downer, Deputy Village Clerk

Exhibit A

The Hill Avenue ROW

(attached)

Village of Lombard
 Department of Public Works
 Hill Ave IGA

1,460' - Vance to West Butk Join
 1,975' - Vance to Previous Boundary
 515' - West Butk Joint to Previous Boundary
 Previous Boundary
 Parcel Boundaries
 Village Boundary
 Area of Interest

N

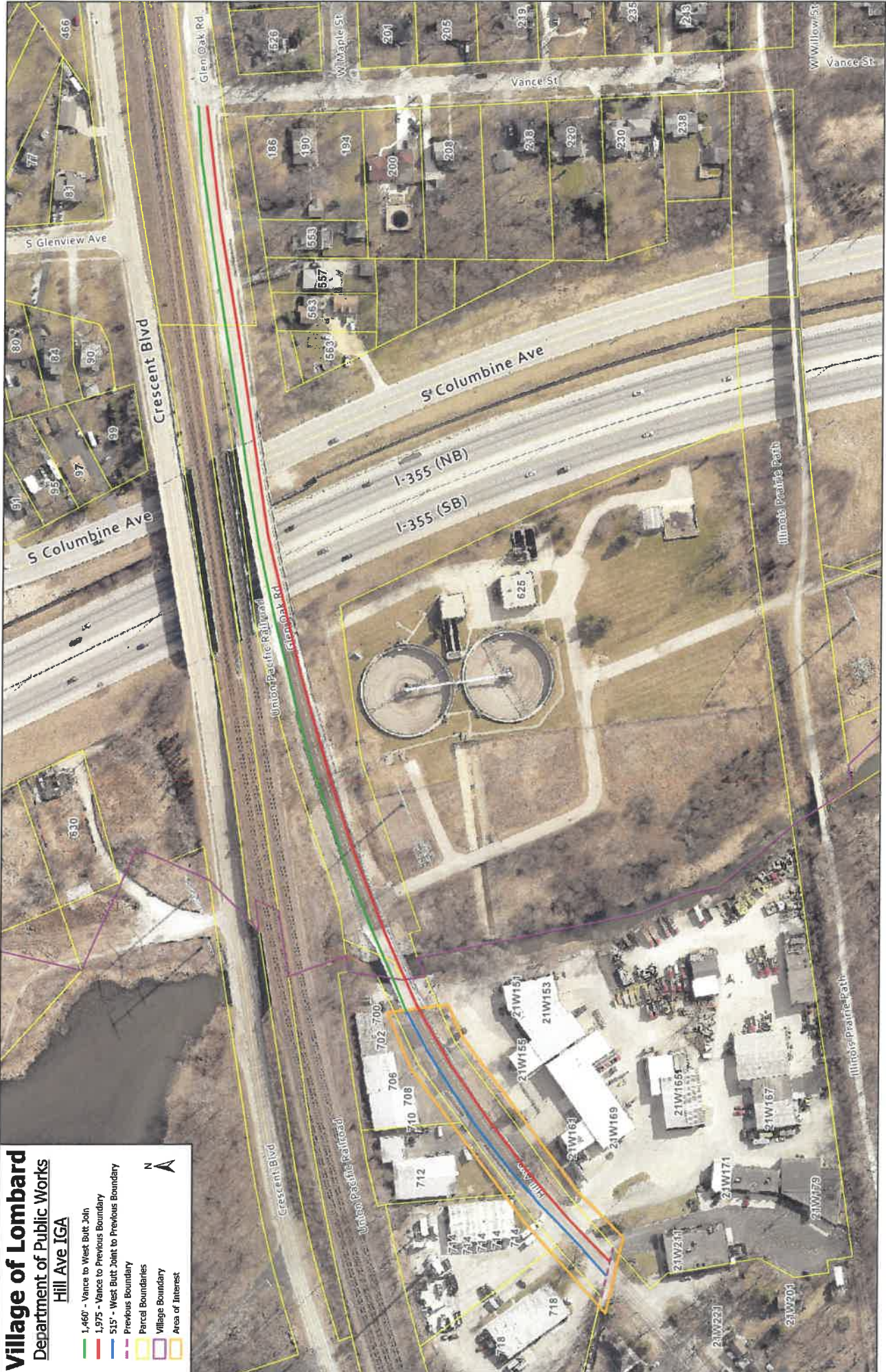


Exhibit B

JT Agreement

(attached)



Local Agency No. 1 (Conveyor)	Local Agency No. 2 (Recipient)
Municipality: Lombard	Municipality: Glen Ellyn
Township/Road District: N/A	Township/Road District: N/A
County: (DuPage)	County: (DuPage)

In accordance with authority granted in Section 4-409 of the Illinois Highway Code, this agreement is made and entered into between the above Local Agency No. 1, hereinafter referred to as "Conveyor" and the above Local Agency No. 2, hereinafter referred to as "Recipient", to transfer the jurisdiction of the designated location from the Conveyor to the Recipient.

Location Description

Name Hill Avenue Route FAU1431 Length 515 feet (0.10 miles)
Termini From 1460' west of Vance Street to 1975' west of Vance Street
_____ in its entirety.

This transfer does does not include Structure No. 022-7000

Include for Municipalities Only

WHEREAS, the authority to make changes to the Municipal Street System is granted to the Municipality by Section 7-101 of the Illinois Highway Code.

NOW THEREFORE IT IS AGREED that the corporate authority of said municipality will pass an ordinance providing for the transfer of the above location and shall attach hereto and make a part thereof a copy of the ordinance, and

Include for Counties Only

WHEREAS, the authority to make changes to the County Highway System is granted to the County by Section 5-105 of the Illinois Highway Code.

NOW THEREFORE IT IS AGREED that the County Board of said County will pass a resolution providing for the transfer of the above location and shall attach hereto and make a part thereof a copy of the resolution, and

Include for Township/Road Districts Only

WHEREAS, the authority to make changes to the Township Road District System is granted to the Highway Commissioner under Section 6-201.3 of the Illinois Highway Code.

The Conveyor Agrees to prepare a map of the above location and attach a copy of such location map hereto.

IT IS MUTUALLY AGREED, that this jurisdictional transfer will become effective:

upon IDOT approval _____ calendar days after _____

Supplements

Additional information and/or stipulations, if any, are hereby attached and identified below as being a part of this agreement.

Supplement _____
(Insert supplement numbers or letters and page numbers, if applicable)

IT IS FURTHER AGREED, that the provisions of this agreement shall be binding upon and inure to the benefit of the parties hereto, their successors and assigns.

APPROVED BY CONVEYOR

APPROVED BY RECIPIENT

Name Keith Giaquorio

Name Diane McGinley

Title Village President of Lombard
Chairman County Board/Mayor/Village President/etc.

Title Village President of Glen Ellyn
Chairman County Board/Mayor/Village President/etc.

Signature _____

Signature _____

APPROVED

STATE OF ILLINOIS
DEPARTMENT OF TRANSPORTATION By: _____ Date _____
Director of Highways

LOCATION MAP



Illinois Department of Transportation

Jurisdictional Transfer

VILLAGE OF LOMBARD
TO
VILLAGE OF GLEN ELLYN
HILL AVENUE
(FAU 1431)

from 1460' west of Vance St
to 1975' west of Vance St,
in its entirety

DuPage

