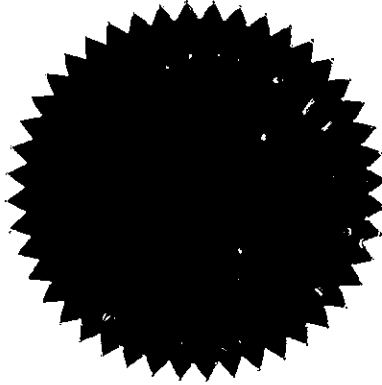


Lorraine G. Gerhardt
Lorraine G. Gerhardt
Village Clerk

PUBLISHED IN PAMPHLET FORM THIS 8TH DAY OF SEPTEMBER, 1999,
BY ORDER OF THE CORPORATE AUTHORITIES OF THE VILLAGE OF LOMBARD,
DUPAGE COUNTY, ILLINOIS.



ORDINANCE PROVIDING FOR THE PAVING
AND IMPROVING OF PORTIONS OF
EUGENIA STREET, GLENVIEW AVENUE, TROY LANE,
WEST ROAD, WINDSOR AVENUE AND WOODLAND AVENUE

FRONT OF PAMPHLET

PAMPHLET

ORDINANCE 4688

**ORDINANCE PROVIDING FOR THE IMPROVING OF PORTIONS OF
EUGENIA STREET, GLENVIEW AVENUE, TROY LANE, WEST ROAD,
WINDSOR AVENUE AND WOODLAND AVENUE
(SPECIAL ASSESSMENT NUMBER 213)**

BE IT ORDAINED by the President and Board of Trustees of the Village of Lombard,

DuPage County, Illinois, as follows:

SECTION 1: That a Local Improvement shall be made in the Village of Lombard, DuPage

County, Illinois, the nature, character, locality and description of which are as follows:

Pavement removal and replacement with a full-depth bituminous concrete pavement section; curb and gutter removal, sidewalk removal, earth excavation; and removal and disposal of unsuitable material, porous granular embankment, subbase granular material, combination concrete curb and gutter, portland cement concrete sidewalk, bituminous and concrete driveway replacement, water main and appurtenances, sanitary sewer and appurtenances, storm sewer and appurtenances for pavement drainage purposes, street lighting and parkway restoration.

Making a pavement twenty-eight feet (28') wide [except Eugenia St. (25')] as measured between the back of curbs on and along:

West Road from a point approximately twenty-five feet (25') north of the center line of St. Charles Road, northerly a distance of two thousand six hundred nine feet (2,609') to a point approximately thirteen feet (13') south of the centerline of Greenfield Avenue;

West Road from a point approximately thirty-five feet (35') north of the centerline of View Street, northerly a distance of eight hundred thirty-eight feet (838') north to a point approximately fifty feet (50') south of the centerline of Pleasant Lane;

Woodland Avenue from West Road, westerly a distance of one thousand three hundred forty-four feet (1344') to a point approximately twenty-four feet (24') west of the centerline Illinois Route 53 (Columbine Avenue);

Windsor Avenue from West Road, westerly a distance of seven hundred thirty-eight feet (738') to a point approximately thirteen feet (13') west of the centerline of Broadview Avenue;

Troy Drive from Troy Lane, easterly a distance of three hundred twenty-five feet (325') to Broadview Avenue;

Glenview Avenue from a point approximately one hundred fifteen feet (115') north of the centerline of Crescent Boulevard, northerly a distance of three hundred fifteen feet (315') to a point approximately four hundred thirty feet (430') north of the centerline of Crescent Boulevard; and

Bugenia Street from a point approximately three hundred five feet (305') west of the centerline of Glenview Avenue to a point approximately two hundred five feet (205') east of the centerline of Glenview Avenue;

Including the installation of two foot (2') through six foot (6') diameter precast concrete drainage and utility structures and cast iron frames, grates and lids; twelve inch (12") through thirty inch (30" equivalent) reinforced concrete storm sewer; eight inch (8") water quality sanitary sewer; eight inch (8") sewer insertion sleeve; one inch (1") water service line; six inch (6"), eight inch (8") and twelve inch (12") ductile iron water main and water main relocation; fire hydrant removal; fire hydrants with auxiliary valve and valve box; domestic water service boxes and removals; six inch (6"), eight inch (8") and twelve inch (12") water valves and water main fittings; drainage and utility structures to be removed, reconstructed and adjusted; concrete and corrugated metal culvert pipe removal; removal and replacement of portland cement concrete driveway pavement; removal and replacement of bituminous driveway pavement having aggregate bases; backfilling with trench backfill of trenches under pavement area, driveways and sidewalks; removal of trees and shrubs designated to be removed; protection of existing trees within right of way which are not designated to be removed; removal and placement of portland cement concrete sidewalk five feet (5') wide and five inches (5") thick; street light fixtures and associated cable and controls, reggrading and replacement of four inches (4") of topsoil in the parkways and disturbed areas, including fertilizing and sodding such areas; construction of concrete curb six inches (6") high above a concrete gutter twelve inches (12") wide; construction of flexible pavement consisting of four inch (4") subbase granular material, six inches (6") and seven inches (7") bituminous base course, one and one-half inches (1.5") bituminous concrete

binder course and a one and one-half inches (1.5") bituminous concrete surface course; and all other incidental and appurtenance work necessary to complete the improvement.

SECTION 2: All materials of every kind and character to be used in the construction of

this improvement will be first class quality, suitable for the purpose for which they are to be used,

and subject to the inspection and approval of the Village of Lombard.

All work shall be constructed in a workmanlike manner.

The quantities and types of materials to be used are as set forth in the plans and

specifications for the project and are incorporated herein by reference as if fully set forth herein

and are approved.

All construction methods and materials used in construction of the improvements herein

provided for shall conform with the requirements of the Standard Specifications for Road and

Bridge Construction, issued by the State of Illinois Department of Transportation, adopted January

1, 1997, and the most recent edition of the Standard Specifications for Water and Sewer Main

Construction in Illinois, published by the Illinois Society of Professional Engineers, copies of

which are on file with the Village Clerk in the Village of Lombard.

SECTION 3: The quantities and types of materials to be used are as set forth in the

Estimate of Cost, attached hereto and incorporated herein by reference.

SECTION 4: The Recommendation of the Board of Local Improvements, the Estimate

of Cost thereof and the plans all hereto attached and incorporated herein by reference, be and the

same are hereby approved, subject to the following:

- A. Bugenia Street, due to its unique location and right-of-way width, shall be resurfaced to its current width, mountable curbs will be placed and adequate drainage facilities will be installed, but street lights and sidewalks

will not be installed, all as approved by the Board of Local Improvements and the Village Board, and as incorporated into the Estimate of Cost, plans and specifications.

B. The sidewalks along West Road shall be redesigned to meander, so as to reduce the number of trees that will have to be removed, all as approved by the Board of Local Improvements and the Village Board.

SECTION 5: That said improvement shall be made and the cost thereof, which is estimated to be \$3,793,912.69, shall be paid for by special assessment in accordance with 65 ILCS 5/9-2-1 through 5/9-2-144, as supplemented by the Special Assessment Supplemental Bond and Procedures Act, 50 ILCS 460/1 through 460/60, which the Village hereby elects to be applicable to this Special Assessment. An amount not exceeding \$227,634.76 is hereby provided for to apply towards the payment of all lawful costs and expenses incurred in making, levying and collecting the assessment for said improvement.

SECTION 6: The aggregate amount herein ordered to be assessed and each individual assessment shall be divided into fifteen (15) installments which shall bear interest at the rate of nine percent (9%) per annum until paid, subject to reduction upon issuance of the special assessment bonds, all in the manner and in accordance with the provisions of 65 ILCS 5/9-2-1 through 5/9-2-144, as supplemented by the provisions of 50 ILCS 460/1 through 460/60.

SECTION 7: For the purposes of anticipating the collection of the installments of said assessment for said improvement, bonds and/or vouchers shall be issued payable out of said installments, bearing interest at the rate of not more than nine percent (9%) per annum, payable annually, and signed by the President of the Village and attested by the Village Clerk, under the corporate seal of the Village. The bonds shall be issued in accordance with, and shall in all respects conform to, the provisions of 65 ILCS 5/9-2-1 through 5/9-2-144, as supplemented by

50 ILCS 460/1 through 460/60.

SECTION 8: WILLIAM T. LICHTER, Village Manager for the Village of Lombard,

is designated as the person to file a petition in the Circuit Court of DuPage County, Illinois, as provided by law in the name of the Village, praying that steps may be taken to levy a special assessment for said improvement in accordance with the provisions of this Ordinance and in the manner prescribed by law.

This Ordinance, having been previously published in pamphlet form in accordance with law, shall be in full force and effect from and after its passage and approval.

PASSED on first reading this _____ day of _____, 1999.

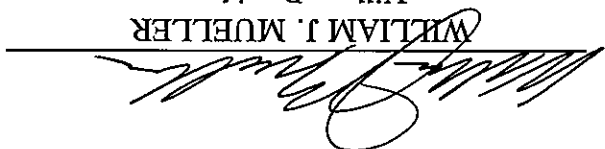
First reading waived by action of the Board of Trustees this 19th day of August, 1999.
PASSED on second reading this 19th day of August, 1999 .

AYES: Trustees Borgatell, Tross, Schaffer, Sebby, Florey and Kutrin

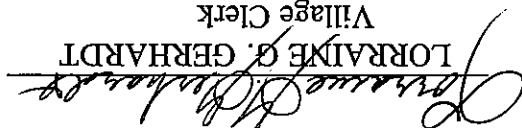
NAYS: None

ABSENT: None

APPROVED by me this 19th day of August 1999.


WILLIAM J. MUELLER
Village President

ATTEST:


LORRAINE G. GERHARDT
Village Clerk

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 fully set forth in said Ordinance.

is made a part hereof, the nature, character, locality and description of such improvements being Windsor Avenue and Woodland Avenue, as more fully described in the attached Ordinance, which the paving and improving of portions of Eugenia Street, Glenview Avenue, Troy Lane, West Road, said Village duly enacted an Ordinance providing that a local improvement be made consisting of shows that heretofore on the 19th day of August, 1999, the President and Board of Trustees of the Your Petitioner, THE VILLAGE OF LOMBARD, in DuPage County, Illinois, respectfully

TO: THE HONORABLE JUDGE OF THE CIRCUIT COURT OF DUPAGE COUNTY, ILLINOIS.

PETITION

IN THE MATTER OF THE VILLAGE OF LOMBARD, DUPAGE COUNTY, ILLINOIS,
)
) VILLAGE OF LOMBARD
) SPECIAL ASSESSMENT
) NO. 213
) IMPROVING OF PORTIONS OF EUGENIA STREET,
) GLENVIEW AVENUE, TROY LANE, WEST ROAD,
) WINDSOR AVENUE AND WOODLAND AVENUE,
) IN THE VILLAGE OF LOMBARD.

IN THE CIRCUIT COURT FOR THE EIGHTEENTH JUDICIAL CIRCUIT
DUPAGE COUNTY, ILLINOIS

STATE OF ILLINOIS
)
) SS
)
COUNTY OF DU PAGE
)

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: W. M. T. Lichter
William T. Lichter, Village Manager

Thomas P. Bayer
Klein, Thorpe and Jenkins, Ltd.
20 North Wacker Drive
Suite 1660
Chicago, Illinois 60606
(312) 984-6400
Attorney Number 44500



I, Lorraine G. Gerhardt, 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.

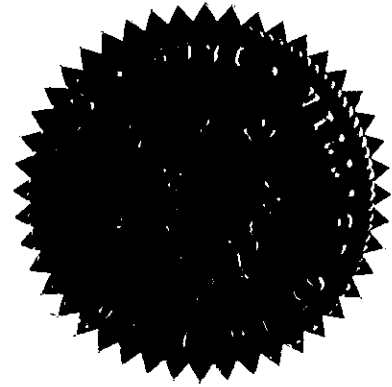
I further certify that attached hereto is a true and correct copy of ORDINANCE 4688

AN ORDINANCE PROVIDING FOR THE
IMPROVING OF PORTIONS OF EUGENIA STREET,
GLENVIEW AVENUE, TROY LANE, WEST ROAD,
WINDSOR AVENUE AND WOODLAND AVENUE
(SPECIAL ASSESSMENT NUMBER 213)

of the said Village as it appears from the official records of said Village duly approved on August 19, 1999.

In Witness Whereof, I have hereunto affixed my official signature and the Corporate Seal of said Village of Lombard, DuPage County, Illinois this 26TH day of August, 1999.

Lorraine G. Gerhardt
Lorraine G. Gerhardt
Village Clerk
Village of Lombard
DuPage County, Illinois

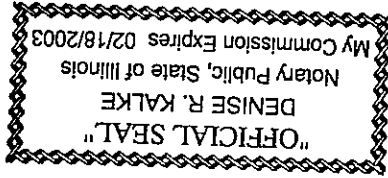


NOTARY PUBLIC

[Handwritten Signature]

1999.

SUBSCRIBED AND SWORN TO BEFORE
me this 26th day of August.



C.J. BROYLES, COMMISSIONER

[Handwritten Signature]

The affiant further states that she 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).

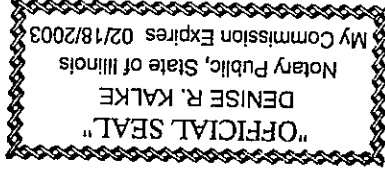
The affiant further states that she made or caused to be made a diligent search of the records maintained by the Collector of general taxes in this County showing the persons who paid general taxes during the last preceding year in which taxes were paid on the premises above-described subject to this 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.

C.J. BROYLES, being first duly sworn on oath, deposes and says that she has made a true and impartial assessment of the cost of the said improvement upon the property benefited by such improvement; that she 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 her 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.

AFFIDAVIT TO ROLL

STATE OF ILLINOIS)
) SS)
) COUNTY OF DU PAGE)

Thomas P. Bayer
Klein, Thorpe and Jenkins, Ltd.
20 North Wacker Drive
Suite 1660
Chicago, Illinois 60606
(312) 984-6400
Attorney Number 44500



SUBSCRIBED AND SWORN TO BEFORE
me this 26th day of August
1999.
Denise R. Kalke
NOTARY PUBLIC

C. J. Broyles
C. J. BROYLES, COMMISSIONER

I, C. J. BROYLES, 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 EUGENIA STREET, GLENVIEW AVENUE, TROY LANE, WEST ROAD, WINDSOR AVENUE AND WOODLAND 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.

OATH OF COMMISSIONER

IN THE MATTER OF THE VILLAGE OF
LOMBARD, DUPAGE COUNTY, ILLINOIS,
)
(
SPECIAL ASSESSMENT FOR THE PAVING AND
)
(
IMPROVING OF PORTIONS OF EUGENIA STREET,
)
(
GLENVIEW AVENUE, TROY LANE, WEST ROAD,
)
(
WINDSOR AVENUE AND WOODLAND AVENUE,
)
(
IN THE VILLAGE OF LOMBARD.
)

NO. 213

VILLAGE OF LOMBARD
SPECIAL ASSESSMENT

IN THE CIRCUIT COURT FOR THE EIGHTEENTH JUDICIAL CIRCUIT
DUPAGE COUNTY, ILLINOIS

STATE OF ILLINOIS
)
(SS
)
COUNTY OF DU PAGE
)

Thomas P. Bayer
 Klein, Thorpe and Jenkins, Ltd.
 20 North Wacker Drive
 Suite 1660
 Chicago, Illinois 60606
 (312) 984-6400
 Attorney Number 44500
 TPB\ebtc:\myfiles\LOMBARD\SPA 213\APPT-COM.213.wpd

Lorraine G. Gerhardt
 President, Board of Local Improvements

Improvement as provided by law.

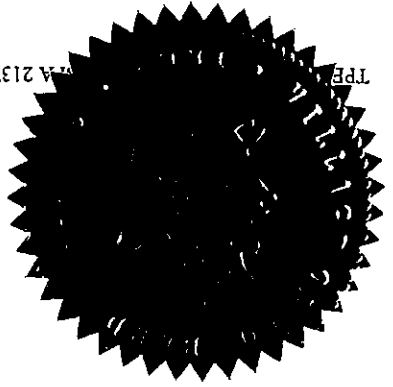
The undersigned, LORRAINE G. GERHARDT, President of the Board of Local Improvements of the Village of Lombard, pursuant to authority vested in her, hereby appoints C.J. BROYLES as Commissioner to make a true and impartial assessment of the cost of the paving and improving of portions of Eugenia Street, Glenview Avenue, Troy Lane, West Road, Windsor Avenue and Woodland Avenue as provided for in an Ordinance passed on August 19, 1999, against the Village for public benefits and against each part and parcel of land to be benefitted by such

APPOINTMENT OF COMMISSIONER

IN THE MATTER OF THE VILLAGE OF
 LOMBARD, DUPAGE COUNTY, ILLINOIS,
)
 VILLAGE OF LOMBARD)
 SPECIAL ASSESSMENT)
 IMPROVING OF PORTIONS OF EUGENIA STREET,))
 NO. 213)
 GLENVIEW AVENUE, TROY LANE, WEST ROAD,)
 WINDSOR AVENUE AND WOODLAND AVENUE,)
)
 IN THE VILLAGE OF LOMBARD.
)

IN THE CIRCUIT COURT FOR THE EIGHTEENTH JUDICIAL CIRCUIT
 DUPAGE COUNTY, ILLINOIS

STATE OF ILLINOIS)
) SS)
) COUNTY OF DU PAGE)



Lorraine G. Gerhardt
Village Clerk of the Village of Lombard

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 2nd day of September, 1999.

AYES: Trustees Borgatell, Tross, Schaffer, Sebby, Florey and Kuftrin
NAYS: None
ABSENT: None

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:
which said Ordinance was passed by the Board of Trustees of the Village of Lombard at a meeting held on the 19th day of August, 1999, at which meeting a quorum was present and approved by the President of the Village of Lombard on the 19th day of August, 1999.

ORDINANCE PROVIDING FOR THE PAVING AND IMPROVING OF PORTIONS OF EUGENIA STREET, GLENVIEW AVENUE, TROY LANE, WEST ROAD, WINDSOR AVENUE AND WOODLAND AVENUE

I, LORRAINE G. GERHARDT, Village Clerk of the Village of Lombard, in the County of DuPage, and State of Illinois, do hereby certify that the annexed and foregoing is a true and correct copy of that certain Ordinance now on file in my office:

CERTIFICATE

STATE OF ILLINOIS)
COUNTY OF DU PAGE)
SS)
)

①

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③