

GLENCOE PARK DISTRICT

RESOLUTION NO. 729

RESOLUTION APPROVING GRANT OF STORM SEWER EASEMENT TO THE VILLAGE OF GLENCOE AT SHELTON PARK AND AUTHORIZING THE EXECUTION OF A STORM SEWER EASEMENT AGREEMENT WITH THE VILLAGE OF GLENCOE PROVIDING FOR SUCH EASEMENT

* * * *

WHEREAS, pursuant to Section 8-11 of the Park District Code [70 ILCS 1205/8-11] the Glencoe Park District (“Park District”) has the power and authority to grant easements to the Village of Glencoe (“Village”) for the construction, operation and maintenance of certain utility facilities upon, under or across real estate owned by the Park District; and

WHEREAS, the Village and the Park District are units of local government within the meaning of Section 10, Article VII of the Illinois Constitution, 1970 and are public agencies within the meaning of the Illinois Intergovernmental Cooperation Act (5 ILCS 220/1 et seq.); and

WHEREAS, the Park District holds title in fee simple to various parcels of real estate that comprise Shelton Park located within Glencoe, Cook County, Illinois, including lots generally described as lots 1-6 in the Fairview Subdivision (“Shelton Park”); and

WHEREAS, the Village and the Park District have determined that it is in the public interest that the Park District grant a storm sewer easement to the Village under a twenty-five foot wide portion of Shelton Park; and

NOW, THEREFORE, IT IS HEREBY RESOLVED by the Board of Park Commissioners (“Park Board”) of the Glencoe Park District, Cook County, Illinois as follows:

Section 1. All of the foregoing recitals are hereby incorporated in and made a part of this Resolution.

Section 2. The proposed form, terms and provisions of the Storm Sewer Easement Agreement with the Village of Glencoe providing for the grant of storm sewer easement and related terms and conditions, as presented to the Park Board at this meeting, are hereby in all respects

approved, and the President and Secretary of the Park Board are hereby authorized and directed to execute the Storm Sewer Easement Agreement in the name and on behalf of the Park District and under its corporate seal, substantially in the form presented to the Park Board at this meeting, with such modifications thereto, if any, as the President executing same, upon advice of the Park District's legal counsel, shall approve, which approval shall be evidenced conclusively by his signature thereon, and to deliver a copy thereof to the Village.

Section 3. The proper officers and staff of the Park District are hereby authorized and directed to execute all such further documents and take all such further actions as they shall deem necessary, desirable and appropriate, in consultation with the Park District's legal counsel, to carry out the terms and effectuate the provisions of the Storm Sewer Agreement.

Passed this 20th day of April, 2010.

ROLL CALL VOTE:

AYES: Kimble, Lee, Stratton, Retsky

NAYS: None

ABSENT: Retsky

s/s Michael B. Brohman
Michael B. Brohman, President
Board of Park Commissioners

Attested and filed this 20th day of April, 2010.

s/s Donald P. Van Arsale
Donald P. Van Arsdale, Secretary
Board of Park Commissioners

CERTIFICATION

I, Donald P. Van Arsdale, the Secretary of the Board of Park Commissioners of the Glencoe Park District of the County of Cook, State of Illinois, do hereby certify that I am keeper of its books and records and that the foregoing is a true and correct copy of a resolution duly adopted by its Board of Park Commissioners at a meeting duly convened and held on the 20th day of April, 2010.

SEAL

s/s Donald P. Van Arsdale
Donald P. Van Arsdale
Secretary of the Board of Park Commissioners