



# Lake County Illinois

## Legislation Text

File #: 17-0277, Version: 1

Ordinance requesting the conveyance of parcels of land for right-of-way, permanent and temporary easements from the Village of Round Lake and the Lake County Forest Preserve District (LCFPD) to Lake County, effectuating agreements relating to the right-of-way, construction, and maintenance of improvements along Cedar Lake Road, from Illinois Route 120 to Nippersink Road, appropriating \$8,520,000 of ¼% Sale Tax for Transportation funds, and designated as Section 08-00065-02-RS.

- Cedar Lake Road, from Illinois Route 120 to Nippersink Road: Village of Round Lake and LCFPD Agreements and Appropriation.
- Cedar Lake Road, from Illinois Route 120 to Nippersink Road, will be reconstructed and widened, and will include the construction of a multi-use path, watermain and sanitary sewer work, and stream bank stabilization.
- This improvement is included in the highway improvement program.
- The County requires right-of-way, a permanent easement, and temporary easements from the Village of Round Lake and/or the LCFPD in order to provide for the improvement.
- The Village will reimburse the County for its share of the cost of the multi-use path, watermain and sanitary sewer work, and stream bank stabilization, estimated at \$503,235.
- The Village and the LCFPD will maintain portions of the multi-use path, as identified in the agreements.
- This ordinance authorizes the transfer of land and the execution of intergovernmental agreements with the Village of Round Lake and the LCFPD and appropriates \$8,520,000 of ¼% Sale Tax for Transportation funds.

### ORDINANCE

#### ORDINANCE FINDING IT NECESSARY OR CONVENIENT FOR LAKE COUNTY TO ACQUIRE AND USE REAL ESTATE OWNED BY THE VILLAGE OF ROUND LAKE AND THE LAKE COUNTY FORST PRESERVE DISTRICT (LCFPD) IN CONNECTION WITH THE IMPROVEMENT OF CEDAR LAKE ROAD, FROM ILLINOIS ROUTE 120 TO NIPPERSINK ROAD

**WHEREAS**, Cedar Lake Road, County Highway 28, is a designated route on the County highway system; and

**WHEREAS**, the Village of Round Lake, the LCFPD and Lake County believe it would be beneficial for the safety and welfare of the motoring public if Cedar Lake Road, from Illinois Route 120 to Nippersink Road, could be reconstructed and widened, and include the construction of a multi-use path, watermain and sanitary sewer work, and stream bank stabilization; and

**WHEREAS**, this improvement requires right-of-way, permanent easement, and temporary easements from the Village of Round Lake and/or the LCFPD for the roadway improvements as well as the construction of a multi-use path, watermain and sanitary sewer work, and stream bank stabilization; and

**WHEREAS**, the Village of Round Lake will reimburse the County for its share of the cost for the

sidewalk, multi-use path, watermain and sanitary sewer work, estimated at \$503,235; and

**WHEREAS**, pursuant to Section 10 of Article 7 of the Illinois Constitution of 1970, units of local government, such as the Village of Round Lake, the LCFPD and the County, may contract or otherwise associate among themselves in any manner not prohibited by law or ordinance; and

**WHEREAS**, in accordance with the Local Government Property Transfer Act, 50 ILCS 605/0.01, et seq., it is necessary or convenient for the County to use, occupy, or improve the real estate as depicted and described in Exhibits A and B, attached hereto, held by the Village of Round Lake and in Exhibits A-H, attached hereto, held by the LCFPD, in the making of a public improvement or for a public purpose; and

**WHEREAS**, in accordance with the Local Government Property Transfer Act, 50 ILCS 605/0.01, et seq., the Village and LCFPD may transfer right-of-way, permanent easements, temporary easements and temporary use areas in its property to the County upon such terms as may be agreed upon by the corporate authorities of the County, the Village and the LCFPD and subject to the provisions of such Act; and

**WHEREAS**, the Village and the LCFPD will maintain portions of the multi-use path located along Cedar Lake Road, from Illinois Route 120 to Nippersink Road; and

**WHEREAS**, Lake County, the Village and the LCFPD are desirous of entering into separate agreements stating the terms and conditions for transfer of right-of-way, granting of a permanent easement and temporary easements, construction and maintenance of multi-use paths, watermain and sanitary sewer work, and stream bank stabilization located within the limits of the County's improvement, a draft copy of each agreement is attached hereto.

**NOW, THEREFORE BE IT ORDAINED** by this Lake County Board, that the County Board Chair, the County Clerk, and the County Engineer of Lake County, Illinois, are authorized, and are hereby directed to enter into separate agreements between Lake County and the Village of Round Lake and Lake County and the LCFPD stating the terms and conditions for transfer of right-of-way, granting of a permanent easement and temporary easements; construction and maintenance of a multi-use path, watermain and sanitary sewer work, and stream bank stabilization located within the limits of the County's improvement, designated as Section 08-00065-02-RS, and such authorization shall include any amendments.

**BE IT FURTHER ORDAINED** that the County Engineer shall transmit, in writing, the final agreements and any amendments to be executed by the County Board Chair and the County Clerk.

**BE IT FURTHER ORDAINED** by this Lake County Board as follows:

**Section 1: Recitals:** The recitals set forth above are incorporated as part of this Ordinance by this reference.

**Section 2: Declaration of Necessity.** The County Board hereby finds and declares that it is necessary, or convenient, for the County to use, occupy, or improve the real estate as depicted and described in Exhibits A and B, attached hereto, held by the Village of Round Lake and in Exhibits A-H, attached hereto, held by the LCFPD, in the making of a public improvement or for a public

purpose.

**Section 3: Acceptance of Conveyance of the Village of Round Lake and of LCFPD Parcels.** The County Engineer is hereby authorized to execute whatever documents are necessary to accept and effectuate the conveyance of the above-described real estate from the Village of Round Lake and the LCFPD to Lake County in accordance with this Ordinance. The County Engineer shall prepare, or have prepared, said documents of conveyance.

**Section 4:** This Ordinance shall be in full force and effect from, and after, its passage and adoption by the County Board.

**BE IT FURTHER ORDAINED** that there is hereby appropriated \$8,520,000 of ¼% Sales Tax for Transportation funds for the improvement of Cedar Lake Road, from Illinois Route 120 to Nippersink Road, and designated as Section 08-00065-02-RS.

**DATED** at Waukegan, Illinois, on March 14, 2017.