



# Lake County Illinois

## Legislation Details (With Text)

**File #:** 18-0259      **Version:** 1      **Name:** Non-Motorized Travel Right-Of-Way: Appropriation  
**Type:** resolution      **Status:** Passed  
**File created:** 2/26/2018      **In control:** Public Works and Transportation Committee  
**On agenda:**      **Final action:** 3/13/2018  
**Title:** Joint resolution appropriating \$15,000 of ¼% Sales Tax for Transportation funds for the acquisition of necessary right-of-way, by agreement or condemnation, associated with the non-motorized travel improvement along the north side of Rollins Road at Cedar Lake Road and the west side of Cedar Lake Road at Rollins Road, and designated as Section 15-00999-20-SW.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:**

Date	Ver.	Action By	Action	Result
3/13/2018	1	Lake County Board	adopted	Pass
3/7/2018	1	Financial & Administrative Committee	recommended for adoption to the consent agenda	Pass
3/7/2018	1	Public Works and Transportation Committee	approved and referred on to the Financial and Administrative Committee	Pass

Joint resolution appropriating \$15,000 of ¼% Sales Tax for Transportation funds for the acquisition of necessary right-of-way, by agreement or condemnation, associated with the non-motorized travel improvement along the north side of Rollins Road at Cedar Lake Road and the west side of Cedar Lake Road at Rollins Road, and designated as Section 15-00999-20-SW.

- The 2010 Non-Motorized Travel Study identified a gap in the sidewalk system along the north side of Rollins Road at Cedar Lake Road and the west side of Cedar Lake Road at Rollins Road.
- Preliminary plans and specifications for this improvement have been prepared.
- Before right-of-way acquisition is obtained, an appropriation and condemnation authority are necessary.

### **RESOLUTION**

**WHEREAS**, Rollins Road, County Highway 31, and Cedar Lake Road, County Highway 28, are designated routes on the County highway system; and

**WHEREAS**, it would be beneficial to the motoring and non-motoring public if the north side of Rollins Road at Cedar Lake Road and the west side of Cedar Lake Road at Rollins Road, could be improved with the installation of a sidewalk and ADA compliant ramps; and

**WHEREAS**, the 2010 Non-Motorized Travel Study included a Gap Analysis that identified a gap in the sidewalk system along the north side of Rollins Road at Cedar Lake Road and the west side of Cedar Lake Road at Rollins Road; and

**WHEREAS**, Lake County, by and through its Division of Transportation, has caused to be prepared preliminary plans and right-of-way plats, said plats identifying right-of-way needs; and

**WHEREAS**, the right-of-way and associated costs are estimated to be \$15,000; and

**WHEREAS**, before right-of-way acquisitions can proceed, an appropriation and condemnation authority are necessary.

**NOW, THEREFORE, BE IT RESOLVED** by this Lake County Board:

**SECTION 1:** It is hereby determined that it is necessary and desirable that Lake County acquire title to and possession of all of the real property within the proposed new right-of-way lines along the north side of Rollins Road at Cedar Lake Road and the west side of Cedar Lake Road at Rollins Road, for said highway improvement, all as outlined in plats of highways made under the direction of Shane Schneider, County Engineer of Lake County, Illinois, copies of which are filed in the office of the Lake County Engineer, which said real property is necessary, required, and needed for the improvement of said highway.

**SECTION 2:** That the Lake County Division of Transportation, or its agents, on behalf of Lake County be, and they are hereby authorized, empowered and directed to negotiate with and purchase therefrom the owner or owners of all the real property determined to be necessary under this resolution and described in the plats of survey of said highway improvement.

**SECTION 3:** In the event that said Lake County Division of Transportation is unable to agree with the owner or owners of said real property upon the compensation to be paid therefore, then title to and possession of said real property described in Section 1 of this resolution shall be acquired by condemnation by Lake County. The State's Attorney of Lake County is hereby authorized, empowered and directed to institute proceedings in any court of competent jurisdiction to acquire title to and possession of said property for Lake County in accordance with the Eminent Domain Laws of the State of Illinois.

**SECTION 4:** That there is hereby appropriated \$15,000 of ¼% Sales Tax for Transportation funds for the purchase of the real property determined to be necessary under this resolution and described in the said plats of highways and associated costs, and designated as Section 15-00999-20-SW.

**DATED** at Waukegan, Illinois, on March 13, 2018.