



# Lake County Illinois

## Legislation Text

File #: 17-1044, Version: 1

Joint resolution authorizing an agreement with the State of Illinois/Illinois Department of Transportation (IDOT), for the acquisition of necessary right-of-way (ROW), by agreement or condemnation, and other ROW costs associated with the resurfacing and widening of Illinois Route 120, from Knight Avenue to Illinois Route 131, appropriating \$420,000 of ¼% Sales Tax for Transportation funds, and designated as Section 12-00999-31-WR.

- Illinois Route 120, from Knight Avenue to Illinois Route 131: IDOT Agreement Right-of-Way Acquisition with Condemnation Authority and Appropriation.
- Illinois Route 120, from Knight Avenue to Illinois Route 131, needs to be resurfaced and widened with a center turn lane and sidewalk.
- Before ROW acquisitions can proceed, an appropriation and condemnation authority is necessary.
- This resolution authorizes an agreement with the State of Illinois to utilize their quick take authority and appropriates \$420,000 of ¼% Sales Tax for Transportation funds.

### **RESOLUTION**

**WHEREAS**, it would be beneficial for the safety and welfare of the motoring public if Illinois Route 120, from Knight Avenue to Illinois Route 131, could be resurfaced and widened; and

**WHEREAS**, the free flow of traffic on Illinois Route 120, from Knight Avenue to Illinois Route 131, is beneficial to the safety and welfare of the State of Illinois and the County as a whole; and

**WHEREAS**, the State of Illinois, acting by and through IDOT, and Lake County believe it would be beneficial for the safety and welfare of the motoring public if Illinois Route 120, from Knight Avenue to Illinois Route 131, could be improved by resurfacing and widening; and

**WHEREAS**, IDOT and Lake County are desirous of entering into an agreement for the use of the State of Illinois' quick take authority, a draft copy is attached hereto; and

**WHEREAS**, Lake County, by and through its Division of Transportation, has cause to be prepared preliminary plans, appraisals, 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 \$350,000.

**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 in the name of the State of Illinois, title to, and possession of, all of the real property within the proposed new right-of-way lines at Illinois Route 120, from Knight Avenue to Illinois Route 131, together with construction and other easements, both temporary and permanent, for said highway, all as outlined in plats of highways made under the direction of Shane E. Schneider, County Engineer of Lake County,

Illinois, copies of which are filed in the office of the Lake County Engineer, which said real property and easements are necessary, required, and needed for the improvement of said highway.

**SECTION 2:** That the County Board Chair, the County Clerk, and the County Engineer of Lake County are authorized, and are directed to execute on behalf of Lake County an agreement with IDOT for the Illinois Route 120, from Knight Avenue to Illinois Route 131, improvement right-of-way acquisition, and such authorization shall include any subsequent amendments.

**SECTION 3:** 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 from, 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.

**SECTION 4:** If said, the 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 utilizing the State of Illinois' quick take authority in accordance with the Eminent Domain Laws of the State of Illinois.

**SECTION 5:** That there is hereby appropriated \$420,000 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 12-00999-31-WR.

**DATED** at Waukegan, Illinois, on October 10, 2017.