

2/2/2005

16-O-05

A N O R D I N A N C E

**FOR THE CONSTRUCTION OF A LOCAL IMPROVEMENT
KNOWN AS EVANSTON SPECIAL ASSESSMENT NO. 1474**

**BE IT ORDAINED BY THE CITY COUNCIL, THE CITY OF
EVANSTON, ILLINOIS:**

SECTION 1: That a local improvement shall be made within the City of Evanston, County of Cook, and State of Illinois, the nature, character, locality and description of which is as follows, to-wit:

That the unimproved public alley in the block bounded by Foster Street on the north, Emerson Street on the south, Jackson Avenue on the west, and Wesley Avenue on the east, in the City of Evanston, be improved by excavating, constructing the necessary drainage system and paving with 8" Portland Cement Concrete Pavement to a width of fifteen feet (15').

SECTION 2: That the Recommendation of this Ordinance by the Board of Local Improvements of the City of Evanston, Illinois, and the Estimate of the cost of said improvements made by the Engineer of said Board, both hereto attached, be and the same are hereby approved and by reference thereto made a part hereof.

SECTION 3: That said improvement shall be made and cost thereof, including the sum of One Hundred Eighty-Nine Thousand Four Hundred Thirty-Three and 02/100ths dollars (\$189,433.02), being the cost of making and collecting the Assessment and all other expenses as provided by law, shall be paid for by Special Assessment in accordance with the Illinois Municipal Code, Chapter 65, Section 5/9-2-1 *et seq.*, approved May 29, 1961, and all amendments thereto, and Chapter 15, Title 7 of the City Code of the City of Evanston, 1979, as amended.

SECTION 4: That Ninety-Four Thousand Seven Hundred Sixteen and 51/100ths dollars (\$94,716.51) of the cost of said improvement shall be allocated by the City, and Ninety-Four Thousand Seven Hundred Sixteen and 51/100ths dollars (\$94,716.51) of the cost of said improvement as private benefit.

SECTION 5: That the aggregate amount to be assessed and each individual assessment shall be divided into ten installments in the manner provided by law, and each of said installments shall bear interest at the rate of seven percent (7%) per annum from sixty (60) days after the date of the first voucher issued on account of work done upon said proposed improvement.

SECTION 6: That for the purpose of anticipating the collection of the installments of said assessment levied against the real estate benefited thereby, general obligation bonds have been issued, fifty percent (50%) of which are payable out of said installments, bearing interest at the rate of seven percent (7%) per annum, payable annually and signed on behalf of the City of Evanston, Illinois, by its Mayor and attested by its City Clerk, and its corporate seal affixed thereto; and each interest coupon attached to said bonds shall likewise be executed by and shall bear the official facsimile signature of the same officers who signed said bonds, and who if facsimile signatures are used, do adopt by their execution of said bonds as and for their proper signatures their respective facsimile signatures appearing on said coupons; and that said bonds shall be issued in accordance with and shall in all respects conform to the provisions of an Act of the General Assembly of the State of Illinois, known as the "Illinois Municipal Code," effective July 1, 1961, and the amendments thereto.

SECTION 7: That David Jennings, President of the Board of Local Improvements of the City of Evanston, Illinois, be and he is hereby directed to file a Petition in the County Court of Cook County, Illinois, praying that steps may be taken to levy a Special Assessment to pay the cost of said improvement in accordance with the provisions of this Ordinance and in the manner prescribed by law.

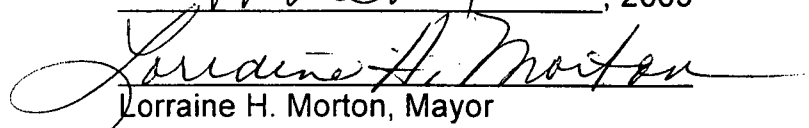
SECTION 8: That all ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 5: That this Ordinance shall be in full force and effect from and after its passage, approval, and publication in the manner provided by law.

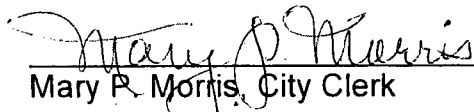
Introduced: February 14, 2005

Adopted: February 28, 2005

Approved:

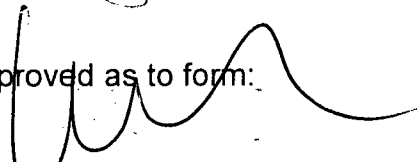
March 4, 2005

Lorraine H. Morton, Mayor

Attest:



Mary P. Morris, City Clerk

Approved as to form:



Attorney for the Board of Local
Improvements of the City of Evanston, Illinois

SPECIAL ASSESSMENT 1474

**RECOMMENDATION OF THE BOARD OF LOCAL IMPROVEMENTS
TO THE CITY COUNCIL OF THE CITY OF EVANSTON, ILLINOIS**

The Board of Local Improvements of the City of Evanston, Illinois, herewith submits the draft of an Ordinance for the making of a local improvement within the City of Evanston, County of Cook, and State of Illinois, the nature, character, locality and description of which is as follows, to-wit:

That the unimproved public alley in the block bounded by Foster Street on the north, Emerson Street on the south, Jackson Avenue on the west, and Wesley Avenue on the east, in the City of Evanston, be improved by excavating, constructing the necessary drainage system and paving with 8" Portland Cement Concrete Pavement to a width of fifteen feet (15').

And as part of said Ordinance and in conjunction therewith, said Board also herewith submits the plans and specifications of an estimate of the cost of said improvement, including the cost of engineering services, as finally determined by said Board; and said Board hereby recommends the passage of said Ordinance and the making of the improvement described therein.

Respectfully submitted,

BOARD OF LOCAL IMPROVEMENTS
CITY OF EVANSTON, ILLINOIS

By: *David C. Jensen*
David D. Humphrey
Will Steff
[Signature]
[Signature]

APPROVED AS TO FORM:

Kathleen F. Brenniman
Attorney for the Board of Local
Improvements of the City of Evanston, Illinois

HERBERT D. HILL 24497
ELLEN SZYMANSKI 54806
KATHLEEN F. BRENNIMAN 17030
ELKE PURZE 40107
ANDREW G. HUCKMAN 31237
CITY OF EVANSTON LAW DEPARTMENT
2100 RIDGE AVENUE
EVANSTON, ILLINOIS 60201
(847) 866-2937

ESTIMATE OF ENGINEER OF BOARD OF LOCAL IMPROVEMENTS

To the Board of Local Improvements of the City of Evanston:

Pursuant to a Resolution of the Board of Local Improvements of the City of Evanston, heretofore adopted, providing that the unimproved public alley in the block bounded by Foster Street on the north, Emerson Street on the south, Jackson Avenue on the west, and Wesley Avenue on the east, in the City of Evanston, be improved by excavating, constructing the necessary drainage system and paving with 8" Portland Cement Concrete Pavement to a width of fifteen feet (15').

Said improvement to be constructed in detail as specified in aforesaid Resolution.

I, herewith submit an estimate of cost of such improvement as described in said Resolution, including labor, materials, and all other lawful expenses attending the proceedings for making said improvement and the cost of making and collecting the assessment therefore as provided by law, viz:

COST ESTIMATE

<u>ITEM</u>	<u>UNIT</u>	<u>QUANTITY</u>	<u>UNIT PRICE</u>	<u>TOTAL</u>
Earth Excavation	Cu.Yd.	342	\$50.00	\$15,390.00
Trench Backfill	Cu.Yd.	426	\$30.00	\$12,780.00
Sub-Base Granular Material, Type B	Cu.Yd.	10	\$30.00	\$300.00
Granular Cradle Material, CA-11	Ton	125	\$27.00	\$3,375.00
Aggregate Base Course, Type B, 6"	Sq.Yd.	90	\$6.00	\$540.00
Incidental Bituminous Surfacing	Ton	22	\$140.00	\$3,080.00
Portland Cement Concrete Pavement - 8"	Sq.Yd.	1310	\$45.00	\$58,950.00
Storm Sewers, 10", Type 1, (R.C.P./ CL V)	Lin.Ft.	526	\$45.00	\$23,670.00
Storm Sewers, Special, 10", (D.I.P./ CL 50)	Lin.Ft.	40	\$75.00	\$3,000.00
Catch basins, Type A, 4' Diameter, Type 1 Frame, Open Lid (with restrictor)	Each	1	\$4,000.00	\$4,000.00
Catch basins, Type A, 4' Diameter, Type 1 Frame, Open Lid	Each	1	\$2,800.00	\$2,800.00
Manholes, Type A, 4' Diameter, Type 1 Frame, Open Lid	Each	2	\$2,800.00	\$5,600.00
Inlet, Type A, Type 1 Frame, Open Lid	Each	2	\$1,300.00	\$2,600.00
Combination Concrete Curb and Gutter, Type B6.12	Ft.	145	\$20.00	\$2,900.00
Pavement Removal	Sq.Yd.	80	\$15.00	\$1,200.00
Curb Removal	Ft.	145	\$5.00	\$725.00

Estimate of Engineer of BLI - S.A. 1474
 (Alley N/Emerson Street, E/Jackson Avenue)

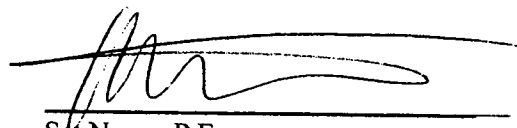
<u>ITEM</u>	<u>UNIT</u>	<u>QUANTITY</u>	<u>UNIT PRICE</u>	<u>TOTAL</u>
Driveway Pavement Removal	Sq. Yd.	490	\$13.00	\$6,370.00
Sidewalk Removal	Sq. Ft.	410	\$1.00	\$410.00
Portland Cement Concrete Driveway Pavement, 6"	Sq. Yd.	425	\$42.00	\$17,850.00
Portland Cement Concrete Sidewalk, 5"	Sq. Ft.	410	\$5.00	\$2,050.00
Protective Sealer	Sq. Yd.	1735	\$1.50	\$2,602.50
Crushed Stone, CA-14	Ton	20	\$30.00	\$600.00
Bituminous Surface Removal	Sq. Yd.	40	\$10.00	\$400.00
Pavement Removal & PCC Replacement Special-9"(H.E.S.)	Sq. Yd.	20	\$90.00	\$1,800.00
Furnishing and Placing Topsoil, 3"	Sq. Yd.	80	\$3.00	\$240.00
Sodding, Salt Tolerant	Sq. Yd.	80	\$7.00	\$560.00

Cost of Engineering Services\$7,820.66
 For Lawful Expenses, etc.\$7,820.66
\$15,641.32

RECAPITULATION

Total Cost of Construction..... \$173,792.50
 Cost of Engineering Services.....\$ 7,820.66
 For Lawful Expenses, etc.\$ 7,820.66
 Total Cost of Improvement.....\$189,433.82

I hereby certify that in my opinion the above estimate does not exceed the probable cost of the above proposed improvement and the lawful expenses attending the same.



Sat Nagar, P.E.
 Engineer
 Board of Local Improvements

R E S O L U T I O N
OF THE BOARD OF LOCAL IMPROVEMENTS
RECOMMENDING THE IMPROVING OF THE ALLEY
NORTH OF EMERSON STREET, EAST OF JACKSON AVENUE

Special Assessment 1474

WHEREAS, on the 10th day of January, 2005, at its meeting, the Board of Local Improvements of the City of Evanston recommended that a local improvement be originated in said City for the following:

That the unimproved public alley in the block bounded by Foster Street on the north, Emerson Street on the south, Jackson Avenue on the west, and Wesley Avenue on the east, in the City of Evanston, be improved by excavating, constructing the necessary drainage system and paving with 8" Portland Cement Concrete Pavement to a width of fifteen feet (15).

WHEREAS, said recommendation was based upon an evaluation of the necessity and cost of the proposed improvement as set forth in the plans and specifications, the Engineer's Estimate, consideration of the petition of affected property owners and a review of the private benefit of the improvement and the anticipated impact of the assessment; and

WHEREAS, the Board of Local Improvements has scheduled a public hearing for February 3, 2005, at 7:00 p.m., so that all persons interested in the proposed improvement will have an opportunity to be heard and to ask questions and obtain information, and shall provide proper notice of said hearing as required by law,

NOW, THEREFORE, IT IS HEREBY RESOLVED by the Board of Local Improvements of the City of Evanston, Cook County, Illinois:

SECTION 1: That the aforesaid proposed improvement considered by the Board of Local Improvements on January, 10, 2005, and as shown on the plans and specifications is hereby adopted by said Board, along with the Engineer's Estimate, attached hereto as Exhibit A.

SECTION 2: That notice of the public hearing scheduled for February 3, 2005, at 7:00 p.m., before the Board of Local Improvements shall be mailed to all affected property owners as required by law.

SECTION 3: That copies of this resolution, the Engineer's Estimate and the plans be placed on file in the records of the Board of Local Improvements.

SECTION 4: That this resolution shall be in full force and effect from and after its passage and approval.

ADOPTED THIS: 10th day of January, 2005

FILED IN MY OFFICE:

This 10th day of February, 2005.

BOARD OF LOCAL IMPROVEMENTS
CITY OF EVANSTON, ILLINOIS

By: *David A. Jennings*
David D. Stahl
[Signature]
[Signature]
[Signature]

APPROVED AS TO FORM:

Kathleen F. Brennan
Attorney for the Board of Local
Improvements of the City of Evanston, Illinois

**ADHERING RESOLUTION
OF THE BOARD OF LOCAL IMPROVEMENTS
RECOMMENDING THE IMPROVING OF THE ALLEY
NORTH OF EMERSON STREET, EAST OF JACKSON AVENUE**

Special Assessment 1474

WHEREAS, on January 10, 2005, a Resolution was adopted by the Board of Local Improvements of the City of Evanston originating a local improvement in said City providing the following:

That the unimproved public alley in the block bounded by Foster Street on the north, Emerson Street on the south, Jackson Avenue on the west, and Wesley Avenue on the east, in the City of Evanston, be improved by excavating, constructing the necessary drainage system and paving with 8" Portland Cement Concrete Pavement to a width of fifteen feet (15').

WHEREAS, a public hearing was held by this Board on the 3rd day of February, 2005, on the question of the necessity of the proposed improvement; and

WHEREAS, all persons interested in said proposed improvement who desired to be heard were heard, and no sufficient reason or objection was given or made to the proposed improvement, and based on the proof submitted to this Board, this Board finds that good and sufficient notices of said public hearing were given and mailed as required by law,

NOW, THEREFORE, IT IS HEREBY RESOLVED by the Board of Local Improvements of the City of Evanston, Cook County, Illinois:

SECTION 1: That the aforesaid proposed improvement described in the original resolution adopted the 10th day of January, 2005, and as shown on the plans attached to the original resolution and the estimate of the cost of said improvement, be adhered to.

SECTION 2: That the ordinance now before this Board of Local Improvements and prepared at the request of the Board, be and the same is hereby approved and that each member of the Board of Local Improvements be requested to sign the recommendation attached to the said ordinance, recommending to the City Council of the City of Evanston the passage of said ordinance.

SECTION 3: That the Secretary of the Board of Local Improvements be and he is hereby requested to deliver to the City Council of the City of Evanston the ordinance for said improvement, the estimate of the cost of said improvement as attached thereto together with the recommendation of this Board of Local Improvements, and that copies of said recommendation, estimate, and ordinance be placed on file in the records of the Board of Local Improvements.

SECTION 4: That this resolution shall be in full force and effect from and after its passage and approval.

ADOPTED THIS: 3rd day of February, 2005

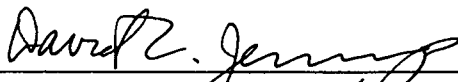
FILED IN MY OFFICE:


This 3rd day of February, 2005.




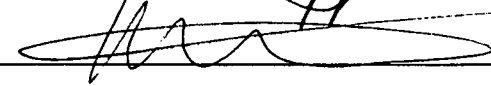
Secretary

BOARD OF LOCAL IMPROVEMENTS
CITY OF EVANSTON, ILLINOIS

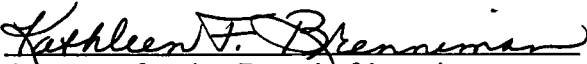
By: 







APPROVED AS TO FORM:



Attorney for the Board of Local
Improvements of the City of Evanston, Illinois