



Metropolitan Water Reclamation District of Greater Chicago

100 East Erie Street
Chicago, IL 60611

Legislation Text

File #: 16-0901, **Version:** 1

RESOLUTION FOR BOARD MEETING OF SEPTEMBER 1, 2016

RESOLUTION Adopting a Schedule for the Execution and Completion of Construction of the Melvina Ditch Reservoir Improvement Project in Burbank, Illinois, Contract 14-263-3F, and Authorizing the Immediate Vesting of Title to Real Estate for the Execution Thereof

WHEREAS, on May 7, 2015, the Board of Commissioners adopted Ordinance No. R15-004 establishing the right-of-way for the construction, operation and maintenance of the vertical and horizontal expansion of the Melvina Ditch Reservoir located north of 87th Street and west of Natchez Avenue in Burbank, IL (Contract 14-263-3F) ("Project"); and

WHEREAS, on June 2, 2016, the Board adopted Ordinance R16-004, which amended R15-004 to include an additional tract on which a temporary easement is needed for the Project; and

WHEREAS, the Board of Commissioners determines that completion of the Project in accordance with the schedule adopted by the Board herein is necessary and essential to the public interest and is required for the public health, welfare and safety and to properly discharge the public duties, powers and responsibilities of the District; and

WHEREAS, the Executive Director has reported that the General Counsel has been unable to acquire all necessary rights-of-way for said Project through direct negotiations with the respective owners of the real estate involved;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Metropolitan Water Reclamation District of Greater Chicago:

Section 1. That the Board adopt the following schedule and plan of operation for the construction, execution and completion of the vertical and horizontal expansion of the Melvina Ditch Reservoir located north of 87th Street and west of Natchez Avenue in Burbank, Cook County, Illinois (Contract 14-263-3F) be and the same is hereby adopted and shall be:

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|----|------------------------------|------------------|
| a. | Acquisition of Right-of-Way: | December 1, 2016 |
| b. | Advertise for Bids: | December 7, 2016 |
| c. | Award Contract: | March 16, 2017 |
| d. | Start of Construction: | April 16, 2017 |
| c. | Completion of Construction: | July 28, 2019 |

Section 2. That it is hereby found and determined that it is necessary to take or acquire the aforementioned fee simple interests in and to the property constituting the right-of-way set forth in R15-004 and R16-004, immediately, in order to comply with the schedule adopted by the Board herein for the

construction, execution, and completion of this Project.

Section 3. That inasmuch as negotiations for the acquisition of said property have proven unsuccessful, the General Counsel of the Metropolitan Water Reclamation District of Greater Chicago is hereby directed, pursuant to the provisions of Illinois Compiled Statutes Chapter 70, Section 2605/16 and Chapter 735, Act 30, Article 20, Section 20-5-5 through 20-5-50, to immediately acquire the aforementioned fee simple interests.

Section 4. This Resolution shall be in full force and effect from and after its passage.

Dated: this 1st day of September, 2016:

Approved:

Mariyana T. Spyropoulos
President
Board of Commissioners
Metropolitan Water Reclamation District
of Greater Chicago

Approved as to form and legality:

Head Assistant Attorney

General Counsel