

RESOLUTION

WHEREAS, Petite Lake Road (*County Highway 51*) from Fairfield Road (*County Highway 49*) to IL Rte. 83 is a designated route on the county highway system; and

WHEREAS, it would be beneficial to the safety and welfare of the motoring public if Petite Lake Road from Fairfield Road to IL Rte. 83 could be improved by widening and reconstruction and including its realignment at its intersection with IL Rte. 83 northerly of its present location and including provisions for the detention of stormwater; and

WHEREAS, Lake County by and through its Division of Transportation has caused to be prepared a Plat of Survey of Proposed Centerline for Petite Lake Road from Fairfield Road to IL Rte. 83 for said widening and reconstruction and realignment at its intersection with IL Rte. 83 northerly of its present location, said plat of survey of proposed centerline identifying right-of-way needs; and

WHEREAS, said Plat of Survey of Proposed Centerline was recorded as document 5886075 on October 31, 2005; and

WHEREAS, said Plat of Survey of Proposed Centerline also depicts on it the site proposed for stormwater detention (*the "Detention Site"*) generally described as the triangle of property bounded with a southern boundary of the existing Petite Lake Road and a northern boundary of the said proposed relocated Petite Lake Road and an easterly boundary of the proposed connector roadway from existing Petite Lake Road to proposed relocated Petite Lake Road; and

WHEREAS, Lake County by and through its Division of Transportation will finalize the individual Parcel Plats of Survey for the needed right-of-way from said Plat of Survey of Proposed Centerline and also for the said Detention Site; and

WHEREAS, the cost of right-of-way and detention site is estimated to be \$900,000.00.

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

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 of Petite Lake Road from Fairfield Road to IL Rte. 83 and including the Detention Site together with construction and other easements, both temporary and permanent, for said highways, from the real estate identified and as depicted in the Plat of Survey of Proposed Centerline made under the direction of Martin G. Buehler, County Engineer of Lake County, Illinois, filed in the office of the Lake County Engineer and recorded with the Lake County Recorder of Deeds as document No. 5886075, which said real property and easement are necessary, required, and needed for the improvement of said highways.

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 Parcel Plats of Survey for Petite Lake Road from Fairfield Road to IL Rte. 83 for said widening and reconstruction and realignment at its intersection with IL Rte. 83 northerly of its present location, including the Detention Site.

SECTION 3: In the event that such 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 the Parcel Plats of Survey for Petite Lake Road from Fairfield Road to IL Rte. 83 for said widening and reconstruction and realignment at its intersection with IL Rte. 83 northerly of its present location, including the Detention Site, 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 in the State of Illinois.

SECTION 4: That there is hereby appropriated an initial amount of \$750,000.00 of Motor Fuel Tax funds for the purchase of the real property determined to be necessary under this resolution described in the Parcel Plats of Survey for Petite Lake Road from Fairfield Road to IL Rte. 83 for said widening and reconstruction and realignment at its intersection with IL Rte. 83 northerly of its present location, including the Detention Site and designated as Section 00-00181-03-RS.

County Engineer

On behalf of IDOT pursuant to Agreement
of Understanding dated January 22, 2003

Dated at Waukegan, Illinois
this 7th day of March 2006