

RESOLUTION NUMBER 44 - 09

**A RESOLUTION AUTHORIZING THE TRANSFER OF
JURISDICTION FRONTAGE ROAD (FROM IL ROUTE 68 TO
VISTA LANE) FROM IDOT TO THE VILLAGE OF EAST DUNDEE**

WHEREAS, the Village of East Dundee is a home rule unit of local government under and pursuant to Section 6 of Article VII of the Constitution of the State of Illinois, has the authority to exercise any power and perform any function pertaining to its government and affairs, including but not limited to the power to regulate for the protection of the public health, safety, morals, and welfare; and

WHEREAS, it is deemed necessary and desirable for the Village of East Dundee to authorize the Resolution of the Transfer of Jurisdiction Frontage Road (From IL Route 68 to Vista Lane) that is approximately 650 feet in length is from IDOT to Village of East Dundee as depicted on the map attached hereto as Exhibit A; and

WHEREAS, the Village of East Dundee is willing to assume jurisdiction of a segment of Frontage Road (From IL Route 68 to Vista Lane) in its entirety; and

WHEREAS, the VILLAGE has prepared a Local Agency Agreement for Jurisdictional Transfer providing for the transfer of the aforementioned segment of Frontage Road (From IL Route 68 to Vista Lane), in its entirety, to the Village, as attached hereto as Exhibit B and the said Agreement must be executed before the transfer of jurisdiction can occur.

NOW THEREFORE BE IT RESOLVED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF EAST DUNDEE, COOK AND KANE COUNTIES, ILLINOIS, AS FOLLOWS:

Section One. That the segment of Frontage Road (From IL Route 68 to Vista Lane), in its entirety, that is approximately 650 feet in length is hereby deleted from IDOT.

Section Two. The Village of East Dundee hereby authorizes and approves the Village of East Dundee to execute the Local Agency Agreement for Jurisdictional Transfer and any other such documents which may be necessary to affect said transfer.

Section Three. Severability. If any section, paragraph or provision of this resolution shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of

such section, paragraph or provision shall not affect any of the remaining provisions of this resolution.

Section Four. Repeal. If any section, paragraph, clause, or provision of this Resolution shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause, or provision shall not affect any of the remaining provisions of this Resolution.

Section Five. Publication. This resolution shall be in full force and effect forthwith upon its adoption, approval and publication in pamphlet form as provided by law.

Adopted this 17th day of August, 2009, pursuant to a roll call vote as follows:

AYES: 6 Trustees Lynam, Gorman, Miller, Cichowski, Ruffulo, President Bartels

NAYES: 0

ABSENT: 1 Trustee VanOstenbridge

Approved by me this 17th day of August, 2009.

Jerald Bartels
Jerald Bartels, Village President

Published in pamphlet form this 24th day of August, 2009, under the authority of the President and Board of Trustees.

ATTEST:

Heather Zipparro
Heather Zipparro, Village Clerk

Recorded in the Village Records on August 24th, 2009.

