

RESOLUTION NUMBER 48 - 09

**RESOLUTION AUTHORIZING THE ACCEPTANCE OF
ROCK ROAD BUSINESS PARK IMPROVEMENTS**

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 acceptance of the Rock Road Business Park Improvements.

WHEREAS, the Village of East Dundee requires the a Maintenance Bond in the amount of 15% of the original construction.

WHEREAS, the Maintenance Bond shall be guaranteed for the period of Fifteen (15) months after approval of the final estimate on said job, by the owner, against all defects in workmanship and materials which may become apparent during said period.

WHEREAS, a back-up or dormant SSA should be established prior to the termination of the Maintenance Bond to provide a funding vehicle to address any long-term maintenance detention issues should they arise;

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 Village of East Dundee acting by and through its President and Board of Trustees approves and authorizes the acceptance of the Rock Road Business Park Improvements.

Section Two. 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 Three. 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 Four. 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 16th day of November, 2009, pursuant to a roll call vote as follows:

AYES: 7- Trustees Ruffalo, Gorman, Miller, Cichowski, Lynam, VanOstenbridge
NAYES: 0 President Bartels
ABSENT: 0

Approved by me this 16th day of November, 2009.

Jerald Bartels
JERALD BARTELS, President

Published in pamphlet form this 18th day of November, 2009, under the authority of the President and Board of Trustees.

ATTEST:

Jennifer Rehberg
JENNIFER REHBERG, Deputy Village Clerk

Recorded in the Village Records on November 18th, 2009.

