

ORDINANCE NO. 03 - 02

**ORDINANCE AMENDING THE APPROPRIATION  
FOR THE VILLAGE OF EAST DUNDEE SHARE  
OF COSTS OF THE ROADWAY IMPROVEMENTS  
TO ILLINOIS STATE HIGHWAY 72**

**WHEREAS**, the State of Illinois acting by and through its Department of Transportation is desirous of improving FAP 341 (Illinois Route 72) between Illinois Route 25 and Illinois Route 62 in the Village of East Dundee, Kane County, Illinois; and

**WHEREAS**, amendments to the plans for such improvements have increased the costs for such work requiring an additional appropriation; and

**WHEREAS**, the total amended cost to the Village of East Dundee is estimated to be \$433,413 (\$370,000 for water infrastructure and \$29,971 for sidewalks and \$40,446 for engineering).

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

**Section One.** The Village of East Dundee does hereby amend its appropriation to the sum of \$433,413 as its share of the improvement of FAP 341 (Illinois Route 72) between Illinois Route 25 and Illinois Route 62 in the Village of East Dundee.

**Section Two.** The Village Clerk of the Village of East Dundee is hereby authorized to attach a copy of this Ordinance to the Intergovernmental Agreement

Addendum dated Feb. 17<sup>th</sup>, 2003, by and between the State of Illinois and the Village of East Dundee.

**Section Three. Severability:** If any provision of this Ordinance is held to be invalid by any Court of competent jurisdiction, such provision shall be deemed to be excised therefrom and the invalidity thereof shall not affect any other provisions contained herein. In the event it is determined by any Court of competent jurisdiction that any of the provisions of this Ordinance cannot legally be performed by the Village or are not within the statutory authority conferred upon the Village as a non-home rule municipality, then no further liability for the performance of such covenants or agreements shall attach to the Village, or any of its officers, agents or employees.

**Section Four. Repeal:** All ordinances, resolutions, motions or parts thereof in conflict herewith shall be and the same are hereby repealed.

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

Adopted this 17<sup>th</sup> day of February, 2003, pursuant to a roll call vote as follows:

AYES: Stalla Zaeske, Ruffalo, Bartels, Schock, Van Ostenbridge.

NAYES: None

ABSENT: None

Approved by me this 17<sup>th</sup> day of February, 2003.

Roger Ahrens  
ROGER AHRENS, President

Published in pamphlet form this 19th day of February, 2003, under the authority of the President and Board of Trustees.

**ATTEST:**

Jane E. Sheis  
Village Clerk

Recorded in the Village Records on February 19th, 2003.

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