

MCHENRY COUNTY CONSERVATION DISTRICT  
RESOLUTION #13-22

A RESOLUTION AUTHORIZING THE GRANT OF A WATERMAIN EASEMENT UNDER PROPERTY OWNED BY THE DISTRICT NORTH OF ROUTE 176 PARALLEL TO THE RAILROAD RIGHT OF WAY TO THE CITY OF CRYSTAL LAKE

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WHEREAS, the McHenry County Conservation District ("*District*"), and the City of Crystal Lake ("*City*"), desire to enter into a watermain easement agreement to allow, among other things, the City to locate new watermain facilities (the "*Facilities*") under a portion of property that is owned by the District, which is legally described in Exhibit A to this Ordinance (the "*District Property*"); and

WHEREAS, the Facilities will be installed across the District Property by the City using a subsurface horizontal directional drilling method in the location generally depicted in Exhibit B (the "*Installation Location*"); and

WHEREAS, by reason of the City having adopted an ordinance declaring it to be necessary and convenient to obtain an easement from the District for watermain purposes, the District is authorized by the Local Government Property Transfer Act, 50 ILCS 605/2, to convey the easement and rights herein described by adoption of this resolution by a 2/3 majority vote of its Board of Trustees; and

WHEREAS, the Board of Trustees of the McHenry County Conservation District have determined that it is in the best interests of the District to authorize and approve the City's construction of the Facilities in the general Installation Location.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE MCHENRY COUNTY CONSERVATION DISTRICT, MCHENRY COUNTY, ILLINOIS, AS FOLLOWS:

Section 1: Recitals. The recitals set forth above are incorporated as part of this Resolution by this reference.

Section 2: Authorization. The installation of the Facilities, as generally depicted in Exhibit B, is hereby authorized and approved, subject to strict compliance with the terms and conditions of the Watermain Easement Agreement, attached hereto as Exhibit C and incorporated as though fully set forth herein, which is also authorized and approved.

Section 3: Effective Date. This Resolution shall be in full force and effect from and after its passage and approval in the manner provided by law.

IN WITNESS WHEREOF, this Resolution #13-22 has been executed this 20<sup>th</sup> day of June, 2013, by the President and attested by the Secretary of the Board of Trustees of the District.

Ayes: 6

Nays: 0

Absent: 1

Abstain: 0

  
STEPHEN BARRETT, PRESIDENT  
BOARD OF TRUSTEES

  
DAVID BRANDT, SECRETARY  
BOARD OF TRUSTEES