

**MCHENRY COUNTY CONSERVATION DISTRICT
RESOLUTION #17-26**

**AUTHORIZING THE EXECUTION OF A CONSTRUCTION AND MAINTENANCE
AGREEMENT WITH UNION PACIFIC RAILROAD AND MCHENRY COUNTY
CONSERVATION DISTRICT FOR THE INSTALLATION AND MAINTENANCE OF AN AT
GRADE CROSSING AT OAK STREET IN CRYSTAL LAKE AS PART OF THE RIDGEFIELD
TRACE MULTI USE TRAIL**

WHEREAS, the McHenry County Conservation District (hereinafter referred to as the "DISTRICT"), is authorized to acquire and hold lands for Conservation District Act purposes as set forth in the Conservation District Act (70 ILCS 410, et. seq.); and

WHEREAS, the District is a unit of government authorized by the Illinois Constitution (II Const. Art VII §10); and

WHEREAS, the District is authorized to manage and use such real property in such manner and with such restrictions as will leave it unimpaired for the benefit of future generations; and

WHEREAS, the District has determined that it is in the best interest of the District and the benefit of McHenry County residents to work collaboratively with the Union Pacific Railroad company to connect two portions of the Ridgefield Trace multi use trail at Oak Street in Crystal Lake; and

WHEREAS, the Illinois Commerce Commission has given authority to the District and the Nunda Township Road District to construct a multi-use trail over the designated Union Pacific Railroad tracks on the west side of Oak Street in Crystal Lake; and

WHEREAS, the Union Pacific Railroad will be responsible for the installation of the pedestrian crossing surfaces and the pedestrian gates; and

WHEREAS, the District will be responsible for the construction costs for the multi-use path and the pedestrian gates; and

WHEREAS, the District and the Union Pacific Railroad will be responsible for specific maintenance and repair as spelled out in the Construction and Maintenance Agreement.

NOW, THEREFORE BE IT RESOLVED, by the Board of Trustees, and/or the Executive Director is hereby authorized to enter into and execute all documents necessary to complete the transactions in said Construction and Maintenance Agreement for project between the District and listed parties for the purpose of connecting the Ridgefield Trace multi use pathway at Oak Street in Crystal Lake.

DATED at Woodstock, Illinois, this 20th day of July 2017.


Ayes: 6

Nays: 0

Absent: 0

Abstain: 0

Vacant: 1



**PRESIDENT
BOARD OF TRUSTEES**



**SECRETARY
BOARD OF TRUSTEES**