

**MCHENRY COUNTY CONSERVATION DISTRICT
RESOLUTION #17-46**

**AUTHORIZING THE EXECUTION OF A LICENSE AGREEMENT
BETWEEN 300 WEST, LLC AND ARNOLD MAGNETIC TECHNOLOGIES CORPORATION
AND THE
MCHENRY COUNTY CONSERVATION DISTRICT AT
THE KISHWAUKEE CORRIDOR CONSERVATION AREA
FOR ACCESS OVER AND ACROSS TO REMOVE WELL BORING SPOILS**

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 (Il Const. Art VII §10); and

WHEREAS, 300 West, LCC (300 West) and Arnold Magnetic Technologies Corporation aka The Arnold Engineering Company (Arnold) requires access over and across District property within the Kishwaukee Corridor Conservation Area in order to remove well boring spoils and other materials; 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, 300 West and Arnold will be sent a letter notifying them of the end of the former License Agreement executed on November 11, 2015 allowing for the installation of maintenance of monitoring wells on the property and which letter will be attached hereto as Exhibit A and made a permanent part of this Resolution; 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 300 West and Arnold to notify them of the end of the previous license agreement and allow for the execution of a new License Agreement for the removal of spoil materials and restoration of the property by a date to be determined.

NOW, THEREFORE BE IT RESOLVED, by the Board of Trustees, the Executive Director is hereby authorized to execute and send such letter notification and to enter into and execute all documents necessary to complete the transactions in said License Agreement between the District and 300 West and Arnold for the purpose as stated above.

DATED at Woodstock, Illinois, this 16th day of November 2017.

Ayes: 6

Nays: 0

Absent: 1

Abstain: 0


STEPHEN BARRETT, PRESIDENT
BOARD OF TRUSTEES


VERNON SCACCI, SECRETARY
BOARD OF TRUSTEES