
THE VILLAGE OF BLOOMINGDALE
DUPAGE COUNTY, ILLINOIS

RESOLUTION
NUMBER 2020-R-12

**A RESOLUTION AUTHORIZING THE DEDICATION OF A
PERMANENT EASEMENT TO COMMONWEALTH EDISON
COMPANY FOR UNDERGROUND ELECTRIC
TRANSMISSION**

Franco A. Coladipietro, Village President
Jane E. Michelotti, Village Clerk

Vince Ackerman
William Belmonte
Bill Bolen
Frank Bucaro
Patrick Shannon
Judi Von Huben

Village Board

Published in pamphlet form by authority of the
President and the Board of Trustees of the Village of Bloomingdale
On this the 22nd day of June, 2020

RESOLUTION NO. 2020-R-12

A RESOLUTION AUTHORIZING THE DEDICATION OF A PERMANENT EASEMENT TO COMMONWEALTH EDISON COMPANY FOR UNDERGROUND ELECTRIC TRANSMISSION

WHEREAS, the Village of Bloomingdale, DuPage County, Illinois (“VILLAGE”) is a home rule unit of local government under Article VII, Section 6 of the 1970 Illinois Constitution and, as such may exercise any power and perform any function pertaining to its government and affairs; and

WHEREAS, the VILLAGE owns certain real estate located at the north west corner of Schick Road and 3rd Street, commonly known as 132 Third Street and having a permanent parcel number 02-15-113-022 legally described in Exhibit A attached hereto and referred to herein at OLD TOWN PARKING LOT; and

WHEREAS, COMMONWEALTH EDISON COMPANY, an Illinois Corporation, has requested a Permanent Utility Easement of a portion of the OLD TOWN PARKING LOT owned by the VILLAGE, and;

WHEREAS, COMMONWEALTH EDISON COMPANY desired to use a 5-foot-wide strip of the OLD TOWN PARKING LOT along the north edge of the VILLAGE property for the purpose of installing an underground electric distribution cable; and

WHEREAS, VILLAGE and COMMONWEALTH EDISON COMPANY desire to have a reliable electric distribution system for residents and businesses in the VILLAGE; and

WHEREAS, COMMONWEALTH EDISON COMPANY new underground electric distribution cable system under the OLD TOWN PARKING LOT owned by the VILLAGE will provide electric grid reinforcement and redundancy for residences and businesses in the VILLAGE;

NOW, THEREFORE, BE IT RESOLVED, by the Village President and Board of Trustees of the Village of Bloomingdale, DuPage County, Illinois, as follows:

Section One – Recitals: The Village Board of Trustees hereby finds that all of the recitals hereinbefore stated as contained in the preamble to this Resolution are full, true and correct and do hereby, by reference, incorporate and make them part of this Resolution as legislative findings.

Section Two – Grant of Easement Approved: The Village Board hereby grants to COMMONWEALTH EDISON COMPANY the requested Permanent Easement. The Village President is hereby authorized, empowered and directed to execute, and the Village Clerk to attest and affix Village Seal thereto the Grant of Easement in substantially the form attached hereto as Exhibit “A”.

Section Three - Other Actions Authorized: The officers, employees and/or agents of the Village shall take all actions necessary or reasonably required to carry out and give effect to the intent of this Resolution and otherwise to consummate the transactions contemplated herein, and shall take all actions necessary in conformity therewith including, without limitation, the execution and delivery of all documents required to be delivered in connection with the transaction contemplated herein.

Section Four - Acts of Village Officials: That all past, present and future acts and doings of the officials of the Village that are in conformity with the purpose and intent of this Resolution are hereby, in all respects, ratified, approved, authorized and confirmed.

Section Five: All resolutions or parts of resolutions in conflict with the provisions of this Resolution are hereby repealed to the extent of the conflict.

Section Six: This Resolution shall be in full force and effect after its passage and approval as required by law.

DECIDED pursuant to a roll call vote as follows:


	YES	NO	ABSENT	PRESENT
Vince Ackerman	X			
William Belmonte	X			
Bill Bolen	X			
Frank Bucaro	X			
Patrick Shannon	X			
Judi Von Huben	X			
Franco Coladipietro (if necessary)				
TOTAL	6	0	0	

PASSED AND APPROVED by the Village of Bloomingdale Board of Trustees on the 22nd day of June, 2020.



Franco A. Coladipietro, Village President

ATTEST:



Jane E. Michelotti, Village Clerk

Exhibit "A"
Grant of Easement

GRANT OF EASEMENT

The Village of Bloomingdale, a municipal corporation, ("Grantor") in consideration of the sum of One Dollar and other valuable consideration, receipt of which is hereby acknowledged, hereby grant(s) and conveys to **COMMONWEALTH EDISON COMPANY**, an Illinois Corporation, (together with its licensees, successors and assigns, collectively, "Grantee"), an easement to construct, operate, repair, maintain, modify, reconstruct, replace, supplement, relocate and remove, from time to time, wires, cables, fiber, conduits, manholes, transformers, pedestals, splice boxes, or other facilities used in connection with underground transmission and distribution of electricity, communications, sounds and signals (collectively, the "Facilities"), together with right of access to the same and the right, from time to time, to trim or remove trees, bushes, roots and saplings. To be replaced in-kind if removed and to clear obstructions from the surface and subsurface as may be reasonably required incident to the grant herein given, in, over, under, across, along and upon the surface of property situated in Section 15, Township 40 North, Range 10, East of the Third Principal Meridian in DuPage County, Illinois (the "Property"), further described below:

An Easement as legally described on the Exhibit "A" and as depicted on the Exhibit "B", both Exhibits attached hereto and made a part hereof.

PROPERTY ADDRESS: 138 3rd St, Bloomingdale, IL 60108
P.I.N. 02-15-113-022

Obstructions shall not be placed over the Facilities or in, upon or over the Easement Area without prior written consent of Grantee. After installation of any Facilities, the grade of the Property shall not be altered in a manner so as to interfere with the operation and maintenance thereof.

This instrument prepared by and when recorded, return to Michael Xenakis, 1701 Golf Rd, Rolling Meadows, Illinois 60008, on behalf of Commonwealth Edison Company.

Complete the Appropriate Acknowledgments on Following Page Hereof

The Grantor represents and warrants to the Grantees that Grantor is the true and lawful owner of the Property and has full right and power to grant and convey the rights conveyed herein.

The Easement is binding upon and shall inure to the benefits of the heirs, successors, assigns, and licensees of the parties hereto.

IN WITNESS WHEREOF, the Grantor, The Village of Bloomingdale, a municipal corporation, has caused this instrument to be executed on its behalf this 22nd day of June, 2020.

By:  (Authorized Representative)

Printed Name: Franco A. Coladipietro

Attest:  (Secretary)
VILLAGE CLERK

By: Jane E. Michelotti

State Of Illinois
County Of DuPage

I, the undersigned, a Notary Public in and for the said County and State aforesaid, do hereby certify that Franco A. Coladipietro, (Authorized Representative) of The Village of Bloomingdale, a municipal corporation, and Jane E. Michelotti, (Secretary) of said corporation, personally known to me to be the same persons whose names are subscribed to the foregoing instrument, appeared before me this day in person and acknowledged that they signed and delivered said instrument as their own free and voluntary act and as the free and voluntary act of said corporation for the uses and purposes therein set forth; and the said Secretary then and there acknowledged that he/she, as custodian of the seal of said corporation, did affix the seal to the foregoing instrument as his/her free and voluntary act and the free and voluntary act of said corporation, for the uses and purposes therein set forth.

GIVEN under my hand and NOTARIAL SEAL this 22nd day of June, 2020.


Notary Public

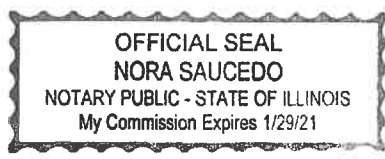


Exhibit "A"

THE NORTH 5 FEET OF LOT 18 AND THE NORTH 5 FEET OF THE WEST 5 FEET OF LOT 13, ALL IN MAPLE LAWN ADDITION TO BLOOMINGDALE, BEING A SUBDIVISION OF PART OF SECTION 15, TOWNSHIP 40 NORTH, RANGE 10, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED JUNE 13, 1923 AS DOCUMENT 166625 IN DUPAGE COUNTY, ILLINOIS.

ALSO

THE NORTH 5 FEET OF THAT PART OF VACATED DAY STREET LYING WEST OF AND ADJACENT TO SAID LOT 18 PURSUANT TO ORDINANCE RECORDED AS DOCUMENT R1995-096396.