

RESOLUTION NO. 7879-R70

A RESOLUTION APPROVING AND AUTHORIZING
THE EXECUTION OF AN AGREEMENT RELATIVE TO COTTAGE
GROVE LOCAL IMPROVEMENT

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF URBANA,
ILLINOIS, as follows:

Section 1. That an "Agreement Regarding Cottage Grove
Local Improvement" among Clive Follmer, Roger A. Hunt, and the City
of Urbana, Illinois, a copy of which said Agreement is attached
hereto and incorporated by reference, be and the same is hereby
approved.

Section 2. That the Mayor of the City of Urbana, Illinois,
be and the same is hereby authorized to execute said Agreement for
and on behalf of the City of Urbana, Illinois.

PASSED by the City Council this 21st day of May,
1979.


Ruth S. Brookens
Ruth S. Brookens, City Clerk

APPROVED by the Mayor this 1st day of June,
1979.

Jeffrey T. Markland
Jeffrey T. Markland, Mayor

23 Mar 21

AGREEMENT REGARDING COTTAGE GROVE LOCAL IMPROVEMENT

WHEREAS, Clive Follmer and Roger A. Hunt, (hereinafter called simply "Owners"), are desirous that the City of Urbana, Illinois, proceed immediately to initiate a local improvement project for the installation of a public street and other improvements referred to as the Cottage Grove Avenue Extension local improvement project, the said improvement being more particularly described below; and

WHEREAS, the City of Urbana is reluctant to proceed to initiate the above said local improvement because the Urbana Park District may be benefited therefrom and thereby incur a special assessment for the benefits accruing to the said Urbana Park District, and there is uncertainty whether the said Park District could be legally so assessed; and

WHEREAS, the parties agree that the intention and purpose of the agreement is to insure that all costs of the said contemplated local improvements are paid without the necessity of the City paying any portion thereof.

THEREFORE, for and in consideration of the promises herein given, the City of Urbana and Owners hereby agree and contract as follows:

1. Owners shall pay to the City within thirty (30) days after the confirmation by the Court of the Special Assessment Roll for the above project that amount of money representing the difference between the amount of money to be raised by assessment and the estimated costs of the said local improvement.

2. Upon approval of the Certificate of Completion, Owners shall pay to the City within thirty (30) days of approval of the Certificate of Completion, any further amounts of money needed to pay all the costs of the said local improvement project as reflected in the Certificate of Completion. If the approved Certificate of Completion demonstrates that Owners have paid too much money to the City under paragraph (1) above, City shall refund the difference within thirty (30) days of approval of the Certificate of Completion.

3. The local improvement herein referred to is the Cottage Grove Avenue Extension, Urbana, Illinois, as more fully described by

the plans and specifications prepared by Charles S. Danner dated and last revised as of May 30, 1978, #3553 and in Highway Permit Application #5-18344.

4. The parties to this agreement shall have the right to declare this agreement void and of no force and effect at any time until the public hearing is completed upon the approved local improvement.

5. This agreement shall be binding on all successors and assigns of the respective parties.

CITY OF URBANA, ILLINOIS

By: _____

Clive Follmer

Roger A. Hunt