

RESOLUTION NO.

RESOLUTION AUTHORIZING APPROVAL AND EXECUTION OF A TEMPORARY CONSTRUCTION EASEMENT FOR THE ROCK RUN DIVERSION SEWER

WHEREAS, the City of Joliet (hereinafter referred to as "JOLIET") is a home rule Municipal Corporation situated in the County of Will under and by virtue of the Constitution of the State of Illinois; and

WHEREAS, IDI Logistics, LLC, a Delaware limited liability company (hereinafter referred to as "GRANTOR"), is the fee title owner of certain real property located in Will County, Illinois, as more particularly described in Exhibit "A" attached hereto and incorporated herein by reference (the "Grantor Parcel"); and

WHEREAS, JOLIET desires to obtain a temporary easement over a portion of the Grantor Parcel legally described as follows:

THAT PART OF THE NORTHWEST QUARTER OF SECTION 27, TOWNSHIP 35 NORTH, RANGE 9 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN WILL COUNTY BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE INTERSECTION OF THE NORTH RIGHT-OF-WAY LINE OF FAI ROUTE 80, PER DOCUMENT 886103, AND THE EAST LINE OF SAID NORTHWEST QUARTER; THENCE NORTH 01 DEGREES 33 MINUTES 47 SECONDS WEST ALONG SAID EAST LINE 16.19 FEET TO THE POINT OF BEGINNING; THENCE CONTINUING NORTH 01 DEGREES 33 MINUTES 47 SECONDS EAST ALONG SAID EAST LINE, 50.00 FEET; THENCE NORTH 88 DEGREES 16 MINUTES 51 SECONDS EAST, 80.00 FEET; THENCE SOUTH 01 DEGREES 33 MINUTES 47 SECONDS EAST, 50.00 FEET TO A POINT ON THE NORTH LINE OF A 30 FOOT PUBLIC UTILITY EASEMENT PER DOCUMENT R1999118691; THENCE SOUTH 88 DEGREES 16 MINUTES 51 SECONDS WEST ALONG SAID NORTH LINE, 50.00 FEET TO THE POINT OF BEGINNING, IN WILL COUNTY, ILLINOIS; and

WHEREAS, the temporary easement is for the purpose of constructing and installing certain facilities for the extension of a sewer main and any associated appurtenances (collectively, the "Facilities"); and

WHEREAS, GRANTOR desires to grant a temporary easement to JOLIET for the purposes set forth herein, and JOLIET desires to accept such grant of temporary easement from GRANTOR, on the terms and conditions expressly set forth herein; and

WHEREAS, it is in the mutual best interest of JOLIET and GRANTOR to enter into this Temporary Construction Easement Agreement and set forth their respective obligations and responsibilities regarding the construction and installation of the Facilities.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF JOLIET, PURSUANT TO ITS HOME RULE AND STATUTORY AUTHORITY, AS FOLLOWS:

SECTION 1: The Mayor and City Council hereby find that the recitals contained in the Preamble to this Resolution are true, correct, and complete and hereby incorporate the Preamble by reference as if fully set forth in this Section.

SECTION 2: The City Manager is hereby authorized to execute the Temporary Construction Easement Agreement between the City of Joliet and IDI Logistics, LLC, which is substantially the same as Exhibit “A” attached hereto and incorporated herein, and to take such action as may be necessary for the City to comply with the terms thereof.

SECTION 3: Payment to GRANTOR in the amount of \$10.00 is authorized.

SECTION 4: Each section and part thereof of this Resolution is deemed to be severable and should any section or part hereof be held invalid or unconstitutional by any court of competent jurisdiction, such ruling shall not affect the validity or constitutionality of the remaining portion(s) of this Resolution.

SECTION 5: All resolutions or parts thereof in conflict with the terms of this Resolution are hereby repealed and of no further force and effect to the extent of such conflict.

SECTION 6: Be it further resolved that this resolution shall be in full force and effect from and after its passage and after its passage and approval in the manner provided by law.

PASSED this _____ day of _____, 2025.

MAYOR

CITY CLERK

VOTING YES: _____

VOTING NO: _____

NOT VOTING: _____