

RESOLUTION NO.

RESOLUTION AUTHORIZING THE CITY OF JOLIET TO ENTER INTO A MOU FOR THE TEMPORARY USE OF CITY-OWNED PROPERTY

WHEREAS, the Illinois Department of Transportation (“IDOT”) is undertaking repairs to the Cass Street Bridge and its contractor, D Construction, Inc. (“Contractor”), has requested permission to temporarily stage equipment and materials on City-owned property identified as PIN 30-07-09-429-014-0000 (“the Property”); and

WHEREAS, the Property consists of five lots owned by the City and access to and from the Property will occur via Webster Street; and

WHEREAS, IDOT has entered into an agreement with Contractor for the Cass Street Bridge improvement project, and the City has received and reviewed the relevant IDOT agreement, which is substantially similar to and consistent with the use contemplated in the proposed MOU, and such IDOT agreement is attached hereto as **Exhibit A**; and

WHEREAS, the City desires to allow Contractor to use the Property for staging subject to the terms and conditions set forth in the proposed Memorandum of Understanding (“MOU”), attached hereto as **Exhibit B**, including indemnification, insurance obligations, restoration of the Property, and explicit acknowledgement that Contractor’s employees are not employees of the City and that Contractor shall maintain and be solely responsible for workers’ compensation coverage; and

WHEREAS, the City of Joliet is a home rule municipality under Article VII, Section 6 of the Illinois Constitution and may exercise any power and perform any function pertaining to its government and affairs, including the authority to regulate, manage, and permit the use of its real property, except as limited by the General Assembly; and

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 foregoing recitals are hereby adopted and incorporated as findings of the City Council.

Section 2: The City Manager is hereby authorized to execute the IDOT agreement, which is substantially the same as Exhibit A, and the MOU, which is substantially similar as Exhibit B. The City Manager is hereby authorized to take such action as may be necessary for the City to comply with the terms thereof.

SECTION 3: 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 4: 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 5: This Resolution shall be in effect immediately upon its passage.

PASSED this _____ day of _____, 2026

MAYOR

CITY CLERK

VOTING YES: _____

VOTING NO: _____

NOT VOTING: _____