

ORDINANCE NO. 93-54

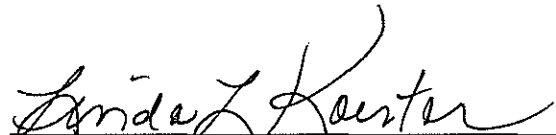
AN ORDINANCE APPROVING AN AGREEMENT WITH THE SANGAMON COUNTY HIGHWAY DEPARTMENT FOR DRAINAGE WORK ON WALNUT STREET

BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF CHATHAM, ILLINOIS, AS FOLLOWS:


SECTION 1: That certain Agreement with the Sangamon County Department of Highways attached hereto as exhibit A, is hereby approved.

SECTION 2: The President is authorized and directed to sign said Agreement on behalf of the Village. The Clerk is authorized and directed to attest said Agreement on behalf of the Village. The proper officers of the Village are authorized and directed to implement said Agreement on behalf of the Village.

SECTION 3: This Ordinance is effective upon its passage and approval.

  
Linda L. Koester, President  
Village of Chatham

ATTEST:

  
~~Renny Mooney~~ Village Clerk  
Deputy Village Clerk

AYES: 6

NAYS: 0

ABSENT: 0

PASSED: November 9, 1993

APPROVED: November 9, 1993

# EXHIBIT A

## AGREEMENT

This AGREEMENT entered into this 9th day of November, A.D., 1993, by and between the County of Sangamon acting through the Sangamon County Highway Department, hereinafter referred to as the COUNTY and the Village of Chatham, hereinafter referred to as the VILLAGE.

## WITNESSETH:

WHEREAS, the COUNTY is desirous of improving drainage near the bridge carrying County Highway 40 over Polecat Creek; and,

WHEREAS, the Village is desirous of constructing a bikeway parallel to County Highway 40; and,

WHEREAS, it is necessary to replace a 12 inch field tile running in the bottom of the north ditch of County Highway 40 on the west side of Polecat Creek; and,

WHEREAS, it is necessary to provide an outlet for a 36" pipe drain located approximately 300 feet west of Polecat Creek on the north side of County Highway 40; and,

WHEREAS, it is necessary to relocate the 12 inch field tile approximately 10 feet north of the north right-of-way line of County Highway 40.

NOW, THEREFORE, in consideration of the mutual covenants contained herein, the parties hereto agree as follows:

1. The VILLAGE, at its own expense, agrees to make the surveys and prepare plans for the improvement of the drainage north of County Highway 40 between Pheasant Run and Polecat Creek.
2. The VILLAGE agrees to allow the COUNTY to replace the existing 12 inch field tile with a 48 inch storm sewer to be located on village property.
3. The VILLAGE agrees to purchase the material necessary to construct two 6 foot diameter manholes between Pheasant Run and Polecat Creek.
4. The VILLAGE agrees to pay for the drainage improvements of the north ditch of County Highway 40 from the 6 foot diameter manhole (connecting the 36 inch pipe drain to the 40" storm sewer) westerly through the intersection of Pheasant Run and County Highway 40.
5. The VILLAGE agrees to maintain the 48 inch storm sewer from the 6 foot diameter manhole (connecting the 36 inch pipe drain to 48 inch storm sewer) to Polecat Creek upon connection of the installation.

6. The COUNTY agrees to construct two 6 foot diameter manholes for the 48 inch storm sewer.
7. The COUNTY agrees to furnish and install approximately 320 feet of 48 inch storm sewer.
8. The COUNTY agrees to allow the VILLAGE to fill in the existing north ditch of County Highway 40 from the 6 foot diameter manhole (connecting the 36 inch pipe drain to the 48 inch storm sewer) to Polecat Creek.
9. This AGREEMENT shall be binding upon and inure to the benefit of the parties hereto, their successors and assigns.

ATTEST:

\_\_\_\_\_  
COUNTY CLERK

COUNTY OF SANGAMON

\_\_\_\_\_  
CHAIRMAN OF COUNTY BOARD

DATE: \_\_\_\_\_

ATTEST:

*Barbara Bickhaus*  
\_\_\_\_\_  
Deputy VILLAGE CLERK

VILLAGE OF CHATHAM

*Linda Kester*  
\_\_\_\_\_  
MAYOR

DATE: 11/9/93