

RESOLUTION NO. 4716

A RESOLUTION APPROVING THE WOODLAND TRAIL MAINTENANCE AGREEMENT WITH THE CITY OF SPRINGFIELD

WHEREAS, the Village of Chatham (“Village”) is an Illinois Municipal Corporation existing and operating under the Illinois Municipal Code and the laws of the State of Illinois; and

WHEREAS, the Spartan Estates First Addition development needs access off of Woodland Trails; and

WHEREAS, Woodland Trails is currently under the jurisdiction of the City of Springfield, but the parties have agreed to a maintenance agreement that addresses how the road will be maintained and access issues; and

WHEREAS, the Village Board desires to enter into the Woodland Trail Maintenance Agreement with the City of Springfield to address both access and maintenance responsibilities for the roadway.

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

Section 1. Recitals. The foregoing recitals shall be and are hereby incorporated into and made a part of this Resolution as if fully set forth in this Section 1.

Section 2. Approval of Agreement. The Village Board of Trustees hereby approves the Woodland Trail Maintenance Agreement, attached hereto as Exhibit A, and authorizes the Village President and Village Clerk to execute same.

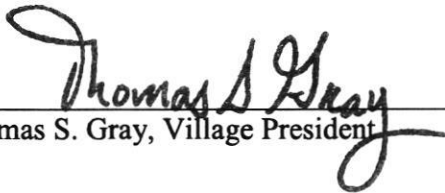
Section 3. Effective Date. This Resolution shall be in full force and effect from and after its passage and approval.

SO RESOLVED this ^{NOV} 8 day of ~~October~~, 2016, at Chatham, Sangamon County, Illinois.

	YES	NO	ABSENT	PRESENT
MARK CLAYTON	✓			
TERRY FOUNTAIN	✓			
DAVID KIMSEY			✓	
NINA LINDHORST	✓			
MATT MAU			✓	
JOE SCHATTEMAN	✓			
THOMAS S. GRAY				
TOTAL	4		2	

APPROVED by the President of the Village of Chatham, Illinois this 8 day of ~~October~~, 2016.

NOV


 Thomas S. Gray, Village President

Attest:


 Pat Schad, Village Clerk

**EXHIBIT A
AGREEMENT**

EXHIBIT A

WOODLAND TRAIL MAINTENANCE AGREEMENT

This agreement entered into this 8 day of NOV, A.D., 2016, by and between the Village of Chatham, Sangamon County, of the State of Illinois, hereinafter called the "VILLAGE", and the City of Springfield, IL, a municipal corporation, Sangamon County, of the State of Illinois, hereinafter called the "CITY", inclusive of the Office of Public Utilities commonly known as City Water, Light and Power, hereinafter called "CWLP".

WITNESSETH:

WHEREAS, the CITY has jurisdiction over Woodland Trail as shown on Exhibit A attached hereto and incorporated herein; and

WHEREAS, the VILLAGE is desirous of said improvement in that same will be of immediate benefit to the VILLAGE residents and permanent in nature;

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

1. Pursuant to the authority granted in Article 6 of the Illinois Highway Code, 605 ILCS 5/7-101 *et seq.*, the CITY hereby agrees to transfer maintenance responsibilities to the VILLAGE of that portion of Woodland Trail as shown in Exhibit A attached hereto and incorporated in.
2. The VILLAGE hereby agrees to accept routine maintenance of said road, and to assume all routine maintenance responsibilities of said portion of Woodland Trail.
3. The CITY and CWLP has the right to close the road temporarily for reasonable access to the CWLP's retention site south of Woodland Trail.

MAINTENANCE AGREEMENT

4. The VILLAGE shall ensure Woodland Trail is designed and built to existing roadway capacity. The CITY and CWLP shall not be responsible for damage to the road due to loads of heavy equipment based on current use.
5. Erosion control standards delineated in Chapter 154 the CITY's Code of Ordinances must be followed for the Woodland Trail road construction and Spartan Valley Subdivision construction.
6. The CITY and CWLP shall have unhindered access to its property.
7. The CITY and CWLP shall not be responsible for any costs related to the existing road or any upgrades or maintenance.
8. It is mutually agreed that this maintenance agreement will become effective immediately upon execution of this agreement by both parties.

This agreement shall be binding upon and to the benefit of the parties hereto, their successors and assignees.

City of Springfield, IL, a municipal Corporation

Attest:

Clerk

(SEAL)

By: _____

TITLE: _____

DATE: _____

Village of Chatham

Attest:

Clerk

(SEAL)

By: _____

TITLE: _____

DATE: _____

434-11-16

AN ORDINANCE AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH THE VILLAGE OF CHATHAM FOR WOODLAND TRAIL, FOR THE OFFICE OF PUBLIC WORKS

WHEREAS, the City of Springfield (the "City") is a home rule unit as defined in Article VII, Section 6(a) of the 1970 Illinois Constitution and has jurisdiction over matters pertaining to its government and affairs; and

WHEREAS, the Village of Chatham desires to access Woodland Trail for Spartan Estates, a new development; and

WHEREAS, in order to access Woodland Trail, the Village has agreed to upgrade the road to account for the additional traffic and to take over maintenance responsibilities; and

WHEREAS, in exchange, the City will allow the Village to access Woodland Trail; and

WHEREAS, it is necessary to enter into a maintenance agreement with the Village of Chatham; and

WHEREAS, a copy of the agreement shall be located in the Office of the City Clerk.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SPRINGFIELD, ILLINOIS:

Section 1: The City Council hereby approves and authorizes the execution of an Agreement with the Village of Chatham for road upgrades and maintenance responsibilities for Woodland Trail. Said Agreement shall be located in the Office of the City Clerk.

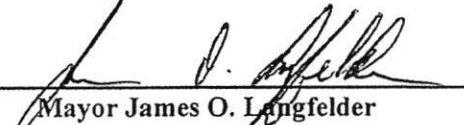
Section 2: The Mayor and the City Clerk are hereby authorized to execute said Agreement on behalf of the City of Springfield.

Section 3: That this ordinance shall become effective immediately upon its passage and recording by the City Clerk.

PASSED: Nov 15, 2016

SIGNED: Nov 16, 2016

RECORDED: Nov 17, 2016

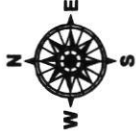

Mayor James O. Langfelder

ATTEST: 
City Clerk Frank J. Lesko

Approved as to legal sufficiency:


Office of Corporation Counsel / Date

Requested by Mayor James O. Langfelder

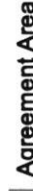


1 inch = 1,000 feet

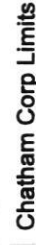
Prepared: October, 2016

EXHIBIT A Woodland Trail

Legend



Agreement Area



Chatham Corp Limits



Springfield Corp Limits

FOR REFERENCE PURPOSES ONLY
THE FINAL JUDGMENT OF SUITABILITY
FOR ANY SPECIFIC APPLICATION IS THE
SOLE RESPONSIBILITY OF THE END USER
PORTIONS OF THIS DATA MAY HAVE BEEN
PROVIDED BY SANGAMON COUNTY

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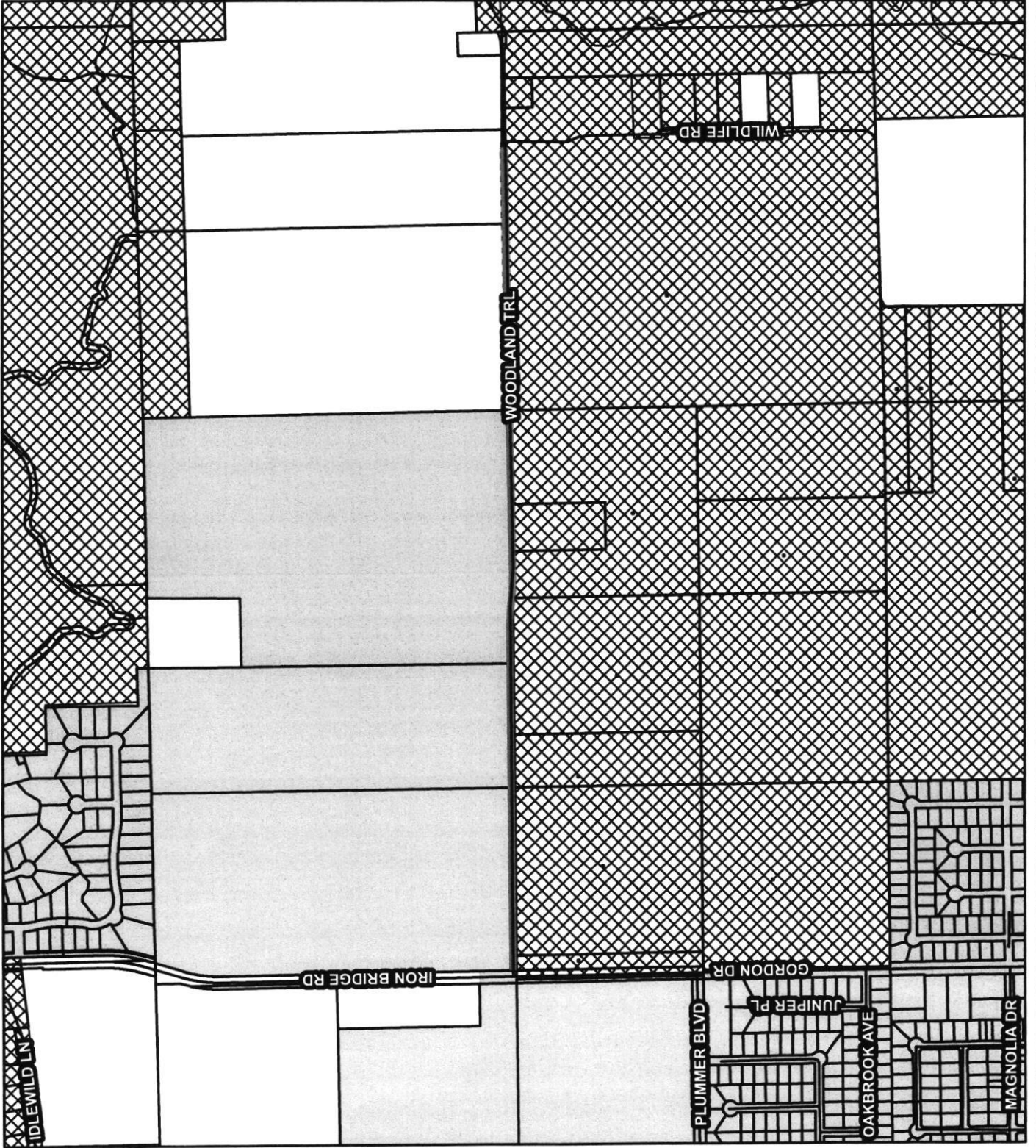
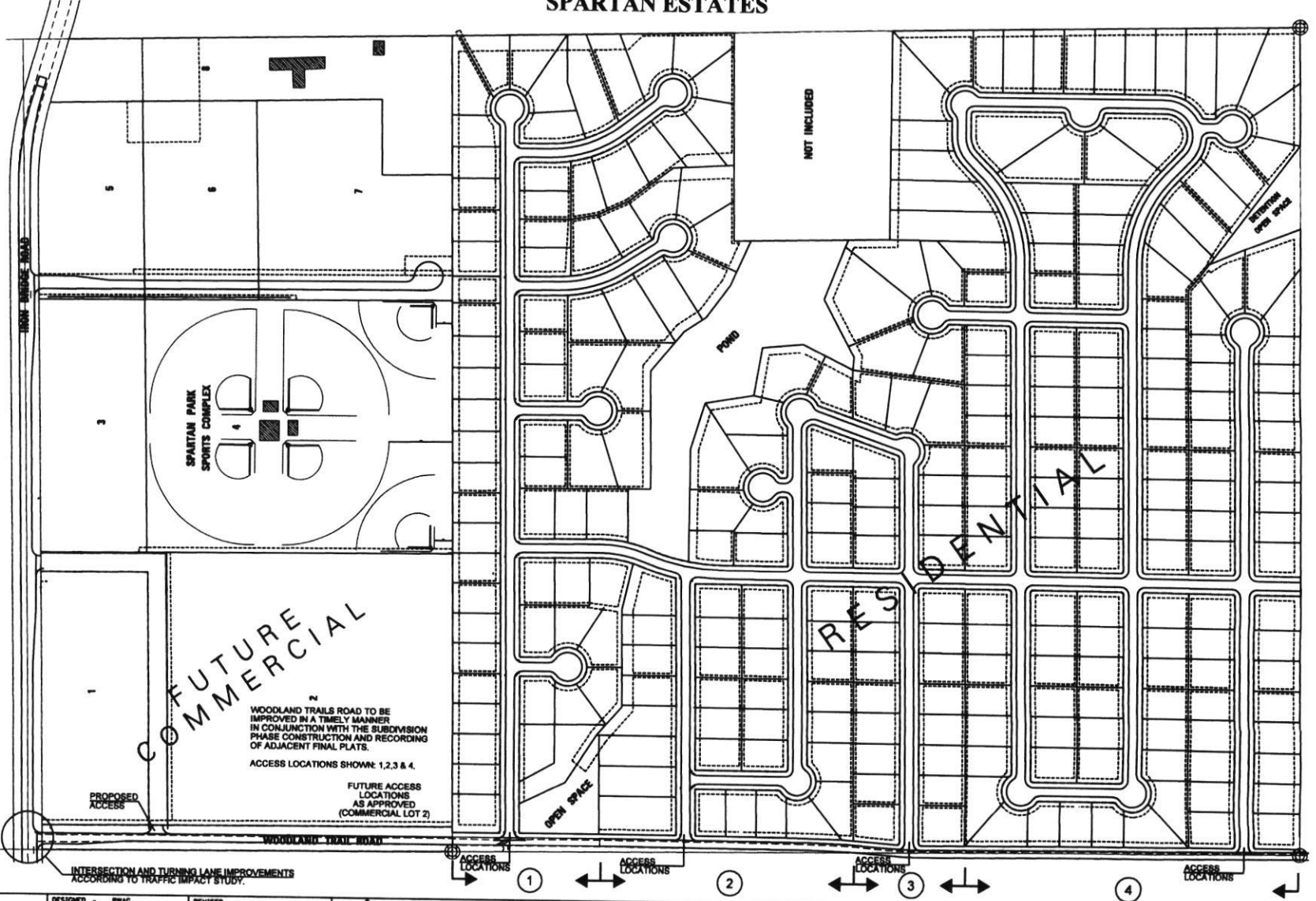
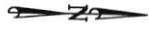


EXHIBIT B SPARTAN ESTATES



USER NAME - Fuhrmann	DESIGNED - PWG	REVISED -	FUHRMANN ENGINEERING INC.	2832 SOUTH 117th STREET SPRINGFIELD, IL 62783 TEL - 317-528-5977 FAX - 317-528-5975 WWW.FUHRMANN-ENG.COM	PICOIA OFFICE: 424 FULTON ST. SUITE 146 PICOIA, ILLINOIS 61602 TEL (309) 713-3488	CHAMPAIGN OFFICE: 1800 S. OAK ST. SUITE 104 CHAMPAIGN, ILLINOIS 61602	SPARTAN ESTATES	
PLOT SCALE - 3/8"=1' 0"	DRAWN - THW	REVISED -		SCALE:	SHEET	OF 46 SHEETS	STA.	TO STA.
PLOT DATE - 10/21/2016	CHECKED -	REVISED -						