

VILLAGE OF BRADLEY

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RESOLUTION NO. R-8-20-2

A RESOLUTION ACCEPTING A TEMPORARY CONSTRUCTION EASEMENT OVER  
CERTAIN PROPERTY LOCATED WITHIN THE CORPORATE BOUNDARIES OF THE  
VILLAGE OF BRADLEY, KANKAKEE COUNTY, ILLINOIS  
(312 Kennedy Drive)

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ADOPTED BY THE  
BOARD OF TRUSTEES OF THE  
VILLAGE OF BRADLEY

THIS 10<sup>th</sup> DAY OF August, 2020

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Published in pamphlet form by the authority of the Board of Trustees of the Village of Bradley,  
Kankakee County, Illinois this 10<sup>th</sup> day of August, 2020

B-08-2-1

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**WHEREAS**, the Corporate Authorities of the Village of Bradley, Kankakee County, Illinois, have the authority to adopt resolutions and to promulgate rules and regulations that pertain to its government and affairs and protect the public health, safety, and welfare of its citizens; and

**WHEREAS**, pursuant to Section 2-3-8 of the Illinois Municipal Code (65 ILCS 5/2-3-8), the Village is authorized to acquire and hold real property for all corporate purposes; and

**WHEREAS**, pursuant to Section 11-105-1 of the Illinois Municipal Code (65 ILCS 5/11-105-1), the Village is authorized to accept easements for public purposes; and

**WHEREAS**, the owner of certain property that is commonly known as 312 Kennedy Drive and located within the corporate boundaries of the Village (the "Owner") has agreed to grant the Village a temporary construction easement over a portion of his property (the "Easement Area"). The Easement Area is legally described in Section 2 of this Resolution, *infra*, and further depicted on the Plat of Easement attached hereto as "Exhibit A"; and

**WHEREAS**, the Corporate Authorities of the Village have determined that accepting the Easement Area offered by the Owner is in the best interests of the Village and its citizens; and

**WHEREAS**, the Corporate Authorities have determined that accepting the Easement Area offered by the Owner is necessary for the Village's public purposes, including but not limited to the construction and maintenance of highways, roadways, sidewalks, any and all appurtenances related to any of the foregoing, and any and all other public uses and/or purposes specifically authorized by the Village.

**NOW THEREFORE, BE IT RESOLVED BY THE CORPORATE AUTHORITIES OF THE VILLAGE OF BRADLEY, KANKAKEE COUNTY, ILLINOIS, PURSUANT TO ITS STATUTORY AUTHORITY, AS FOLLOWS:**

**SECTION 1.** The Corporate Authorities hereby find that all of the recitals contained in the preamble to this Resolution are true, correct, and complete and are hereby incorporated by reference hereto and made a part hereof.

**SECTION 2.** The Village hereby accepts the Easement Area as depicted on the Plat of Easement (attached hereto as Exhibit A and fully incorporated herein). The Easement Area is legally described as follows:

THAT PART OF LOT 1, BLOCK 68 IN NORTH KANKAKEE, NOW THE VILLAGE OF BRADLEY, IN KANKAKEE COUNTY, ILLINOIS, WITH

BEARINGS AND GRID DISTANCES REFERENCED TO THE ILLINOIS STATE PLANE COORDINATE SYSTEM, EAST ZONE NAD 83 (2011 ADJ) DESCRIBED AS FOLLOWS: BEGINNING AT THE INTERSECTION OF THE NORTH LINE OF SAID LOT 1 WITH THE EXISTING EAST RIGHT OF WAY LINE OF U.S ROUTE 45 & 52 AS DESCRIBED IN ORDER PER CONDEMNATION CASE NO. 91 ED 13; THENCE SOUTH 82 DEGREES 05 MINUTES 02 SECONDS EAST 3.00 FEET ALONG THE NORTH LINE OF SAID LOT 1; THENCE SOUTH 52 DEGREES 09 MINUTES 09 SECONDS WEST 11.18 FEET TO SAID EXISTING EAST RIGHT OF WAY LINE; THENCE NORTH 06 DEGREES 43 MINUTES 55 SECONDS EAST 0.70 FEET ALONG SAID EXISTING EAST RIGHT OF WAY LINE; THENCE NORTH 41 DEGREES 17 MINUTES 43 SECONDS EAST 8.76 FEET ALONG SAID EXISTING EAST RIGHT OF WAY LINE TO THE POINT OF BEGINNING.

**SECTION 3.** The Village President is hereby authorized to execute, and the Village Clerk is hereby directed to attest, the Plat of Easement attached hereto as Exhibit A, and in so doing to manifest the Village's acceptance of the Easement Area.

**SECTION 4.** Upon full and complete execution of the Plat of Easement, attached hereto as Exhibit A, the Village Clerk is hereby directed to keep a copy thereof in the Village's files and to thereafter record the executed original in the office of the Kankakee County Recorder of Deeds.

**SECTION 5.** In the event that any provision or provisions, portion or portions, or clause or clauses of this Resolution shall be declared to be invalid or unenforceable by a Court of competent jurisdiction, such adjudication shall in no way affect or impair the validity or enforceability of any of the remaining provisions, portions, or clauses of this Resolution that may be given effect without such invalid or unenforceable provision or provisions, portion or portions, or clause or clauses.

**SECTION 6.** All ordinances, resolutions, motions, or parts thereof, conflicting with any of the provisions of this Resolution, are hereby repealed to the extent of the conflict.

**SECTION 7.** The Village Clerk is hereby directed to publish this Resolution in pamphlet form.

**SECTION 8.** This Resolution shall be in full force and effect from and after its passage, approval, and publication in pamphlet form as provided by law.

**PASSED** by the Board of Trustees on a roll call vote on the 10<sup>th</sup> day of August, 2020.

**TRUSTEES:**

ROBERT REDMOND	Aye - <input checked="" type="checkbox"/>	Nay - <input type="checkbox"/>	Absent - <input type="checkbox"/>
MICHAEL WATSON	Aye - <input checked="" type="checkbox"/>	Nay - <input type="checkbox"/>	Absent - <input type="checkbox"/>
RYAN LEBRAN	Aye - <input checked="" type="checkbox"/>	Nay - <input type="checkbox"/>	Absent - <input type="checkbox"/>
BRIAN BILLINGSLEY	Aye - <input checked="" type="checkbox"/>	Nay - <input type="checkbox"/>	Absent - <input type="checkbox"/>
DARREN WESTPHAL	Aye - <input type="checkbox"/>	Nay - <input type="checkbox"/>	Absent - <input checked="" type="checkbox"/>
BRIAN TIERI	Aye - <input type="checkbox"/>	Nay - <input type="checkbox"/>	Absent - <input checked="" type="checkbox"/>

**ACTING VILLAGE PRESIDENT:**

MICHAEL WATSON Non-Voting - X

**TOTALS:** Aye - 4 Nay - 0 Absent - 2

**ATTEST:**

  
\_\_\_\_\_  
JULIE TAMBLING, VILLAGE CLERK

**APPROVED** this 10<sup>th</sup> day of August, 2020.

  
\_\_\_\_\_  
MICHAEL WATSON, ACTING VILLAGE PRESIDENT

**ATTEST:**

  
\_\_\_\_\_  
JULIE TAMBLING, VILLAGE CLERK

STATE OF ILLINOIS        )  
  )  
COUNTY OF KANKAKEE    )        §§

I, Julie Tambling, Village Clerk of the Village of Bradley, County of Kankakee and State of Illinois, DO HEREBY CERTIFY that the attached is a true, perfect, and complete copy of Resolution number R-820-2, "A RESOLUTION ACCEPTING A TEMPORARY CONSTRUCTION EASEMENT OVER CERTAIN PROPERTY LOCATED WITHIN THE CORPORATE BOUNDARIES OF THE VILLAGE OF BRADLEY, KANKAKEE COUNTY, ILLINOIS (312 Kennedy Drive)," which was adopted by the Village Corporate Authorities at a meeting held on the 10<sup>th</sup> day of August 2020.

IN WITNESS WHEREOF, I have hereunto set my hand in the Village of Bradley, County of Kankakee and State of Illinois, on this 10<sup>th</sup> day of August 2020.

  
\_\_\_\_\_  
JULIE TAMBLING, VILLAGE CLERK

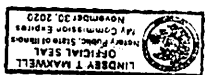
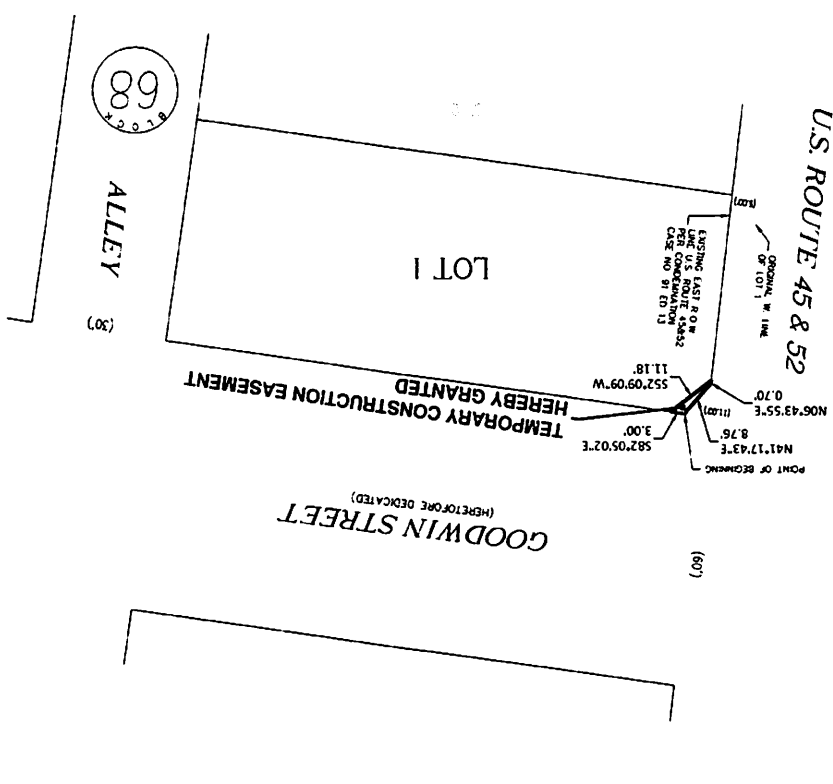
(SEAL)

# **EXHIBIT A**

# PLAT OF EASEMENT

## FOR TEMPORARY CONSTRUCTION EASEMENT PURPOSES TO THE VILLAGE OF BRADLEY

THAT PART OF LOT 1, BLOCK 68 IN NORTH KANKAKEE, NOW THE VILLAGE OF  
BRADLEY, IN KANKAKEE COUNTY, ILLINOIS, WITH BEARINGS AND GRID DISTANCES  
REFERENCED TO THE ILLINOIS STATE PLANE COORDINATE SYSTEM, EAST ZONE NAD  
83 (2011 ADJ) DESCRIBED AS FOLLOWS  
BEGINNING AT THE INTERSECTION OF THE NORTH LINE OF SAID LOT 1 WITH THE  
EXISTING EAST RIGHT OF WAY LINE OF U.S. ROUTE 45 & 52 AS DESCRIBED IN  
ORDER PER CONDEMNATION CASE NO 91 ED 13; THENCE SOUTH 82 DEGREES  
05 MINUTES 02 SECONDS EAST 3.00 FEET ALONG THE NORTH LINE OF SAID LOT  
1; THENCE SOUTH 52 DEGREES 09 SECONDS WEST 11.18 FEET TO  
SAID EXISTING EAST RIGHT OF WAY LINE, THENCE NORTH 06 DEGREES 43  
MINUTES 55 SECONDS EAST 0.70 FEET ALONG SAID EXISTING EAST RIGHT OF WAY  
LINE; THENCE NORTH 41 DEGREES 17 MINUTES 43 SECONDS EAST 8.76 FEET  
ALONG SAID EXISTING EAST RIGHT OF WAY LINE TO THE POINT OF BEGINNING.

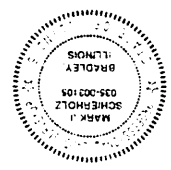


**MGA**  
CIVIL ENGINEERING  
SURVEYING  
M GINGERICH GERGAUX & ASSOCIATES  
Professional Design Firm License # 184.001808  
P. 815-439-4921 www.mga.com F. 815-439-8810  
240 N. INDUSTRIAL DRIVE | BRADLEY, IL 60915  
ORDERED BY: VILLAGE OF BRADLEY  
JOB NUMBER: M02-260  
DR BY: CAG  
SR  
FIELD WORK COMPLETED: 01/24/2020

STATE OF ILLINOIS  
COUNTY OF KANKAKEE) SS  
NOTARY PUBLIC IN AND FOR SAID COUNTY AND STATE, DO HEREBY  
CERTIFY THAT  
DOES HEREBY CERTIFY THAT IT IS OWNER OF THE PROPERTY DESCRIBED  
IN THE ABOVE CAPTION, AND THAT AS SUCH OWNER HAS CAUSED SAID  
PROPERTY TO BE GRANTED AS AN EASEMENT FOR THE PURPOSES SHOWN  
ON THE PLAT HEREON DRAWN, FOR THE USES AND PURPOSES THEREIN  
SET FORTH.  
DATED AT \_\_\_\_\_ DAY OF \_\_\_\_\_  
ILLINOIS  
A.D. 2020.  
BY: \_\_\_\_\_  
BY: \_\_\_\_\_  
(Name) (Name)  
BY: \_\_\_\_\_  
(Name)  
GIVEN UNDER MY HAND AND NOTORIAL SEAL THIS \_\_\_\_\_ DAY OF \_\_\_\_\_  
A.D. 2020.  
\_\_\_\_\_  
(Notary Public)

**EASEMENT NOTE:**  
THE TEMPORARY CONSTRUCTION EASEMENT  
WILL BE IN EFFECT FOR THE WORK ASSOCIATED  
WITH CURB RAMP IMPROVEMENTS TO BE  
PERFORMED UNDER IDOT CONTRACT NO 88163

EASEMENT AREA  
CONTAINS 13.73 SQ.FT.  
0.0003 ACRES



STATE OF ILLINOIS  
COUNTY OF KANKAKEE) SS  
I, GINGERICH GERGAUX & ASSOCIATES, AN ILLINOIS PROFESSIONAL DESIGN  
FIRM NO 184-001808 DOES HEREBY CERTIFY THAT THEY HAVE PREPARED  
THE PLAT HEREON DRAWN OF THE PROPERTY DESCRIBED IN THE ABOVE  
CAPTION FOR THE PURPOSES OF GRANTING A TEMPORARY CONSTRUCTION  
EASEMENT. DISTANCES ARE GIVEN IN FEET AND DECIMALS THEREOF.  
DATED THIS 22ND DAY OF JUNE, A.D. 2020  
ILLINOIS PROFESSIONAL LAND SURVEYOR NO. 035-003105  
LICENSE EXPIRES NOVEMBER 30, 2020

STATE OF ILLINOIS  
COUNTY OF KANKAKEE) SS  
APPROVED THIS THIS \_\_\_\_\_ DAY OF \_\_\_\_\_  
A.D. 2020  
ATTEST  
\_\_\_\_\_  
(Notary Public)