

**40-R-04**

**A RESOLUTION**

**Authorizing the City Manager to Execute an Agreement with William McGrath and Mary Ann McGrath to Accept their Donation of an Ornamental Iron Fence on the Lee Street Beach Breakwater**

**WHEREAS**, William McGrath and Mary Ann McGrath are the owners of the residential property at 943 Edgemere Court in the City of Evanston; and

**WHEREAS**, the McGraths' property is riparian, located near the south edge of the City's Lee Street Beach; and

**WHEREAS**, the breakwater at the south edge of the Lee Street Beach is improved with a fence; and

**WHEREAS**, the McGraths have generously offered to replace this fence by undertaking the cost of construction an ornamental iron fence and donating it to the City; and

**WHEREAS**, the McGraths' generosity will benefit the users of Lee Street Beach and the citizens of Evanston; and

**WHEREAS**, acceptance of the aforescribed donation is in the best interests of the citizens of Evanston and the City hereby does accept their donation; and

**WHEREAS**, the City Council hereby gratefully recognizes the McGraths for their civic spirit and extends its gratitude to them for their donation; and

**WHEREAS**, execution of an agreement with the McGraths to memorialize their donation is in the best interests of the citizens of Evanston,

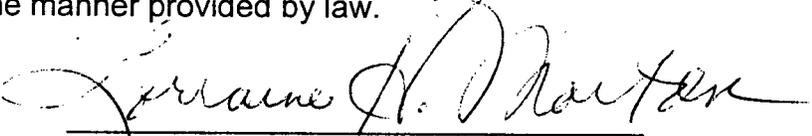
**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EVANSTON, COOK COUNTY, ILLINOIS:**

**SECTION 1:** That the City Council finds the aforescribed recitations as facts and makes them a part hereof.

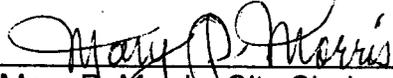
**SECTION 2:** That the City Manager is hereby authorized and directed to sign, and the City Clerk hereby authorized and directed to attest on behalf of the City of Evanston the Agreement between the City and William McGrath and Mary Ann McGrath in substantial conformity with that marked as Exhibit A attached hereto and incorporated herein by reference.

**SECTION 3:** That the City Manager is hereby authorized and directed to negotiate any additional terms and conditions of the Agreement as may be determined to be in the best interests of the City.

**SECTION 4:** This Resolution shall be in full force and effect from and after its passage, approval, and publication in the manner provided by law.

  
Lorraine H. Morton, Mayor

Attest:

  
Mary P. Morris, City Clerk

Adopted: September 13, 2004