

6/20/2006  
4/13/2006

**31-R-06**

**A RESOLUTION**

**Authorizing the City Manager to Enter into a  
Tiered Approach Corrective-Action Objectives Agreement With  
Shell Oil Company Concerning the  
Contamination Clean-up at 1201 Chicago Avenue**

**WHEREAS**, Shell Oil Company ("Shell") has requested that the City enter into the Tiered Approach to Corrective-Action Objectives Agreement in order for Shell to obtain a "No Further Action" letter from the Illinois Environmental Protection Agency concerning the clean-up of the contamination located on the property at 1201 Chicago Avenue; and

**WHEREAS**, a "No Further Action" letter is an important step in making the property attractive to potential purchasers who would redevelop the property and make it available for beneficial reuse, and it is important to the City that the property be utilized again; and

**WHEREAS**, the Agreement allows Shell to leave in place soil under the roadway that is contaminated, but the agreement requires Shell to perform any soil remediation required in connection with the City's regular maintenance of the relevant roadway; and

**WHEREAS**, the City has agreed to give notice of the contamination to any persons seeking permission to perform work in the roadway, so that such persons can safely perform such work; and

**WHEREAS**, the City Council has determined it is in the best interest of the City to enter into said Agreement,

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

**SECTION 1:** 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, a Tiered Approach Corrective-Action Agreement with Shell Oil Company, concerning contamination clean-up at 1201 Chicago Avenue, attached as Exhibit A and made a part hereof.

**SECTION 2:** That the City Manager is hereby authorized and directed to negotiate any additional conditions or terms of the Agreement consistent with this Resolution as may be determined to be in the best interest of the City.

**SECTION 3:** That this Resolution shall be in full force and effect from and after the date of its passage and approval in the manner provided by law.

  
Lorraine H. Morton, Mayor

Attest:

  
Mary P. Morris, City Clerk

Adopted: June 26, 2006