

38-O-24

AN ORDINANCE

**To Approve the Construction of a Local Improvement Known as
Evanston Special Assessment No. 1531**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF
EVANSTON, ILLINOIS:**

SECTION 1: A local improvement shall be made within the City of Evanston, County of Cook, and State of Illinois, the nature, character, locality and description of which is as follows, *to-wit*:

That the unimproved public alley in the block bounded by Leahy Park on the north, Colfax Street on the south, Bryant Avenue on the west, and Ridge Avenue on the east, in the City of Evanston, be improved by excavating, constructing the necessary drainage system and paving with 8" Portland Cement Concrete Pavement, to a width of twelve feet (12'), West North South leg to a width of fourteen feet (14') and East North South leg to a width of thirteen feet (13').

SECTION 2: The Recommendation (Exhibit A) of the Board of Local Improvements of the City of Evanston, Illinois, of this Ordinance, and the Estimate of the Cost (Exhibit B) of said improvement made by the Engineer of said Board, both attached hereto, be and the same are hereby approved and by reference thereto made a part hereof.

SECTION 3: Said improvement shall be made and the cost thereof, including the sum of Four Hundred Forty Six Thousand Seven Hundred and 54/100 Dollars (\$446,700.54), being the cost of making and collecting the Assessment and all other expenses as provided by law, shall be paid for by Special Assessment in accordance with the *Illinois Municipal Code*, Chapter 65, Section 5/9-2-1, *et seq.*

SECTION 4: Three Hundred One Thousand Five Hundred Twenty Two and 86/100 Dollars (\$301,522.86) of the cost of said improvement shall be allocated by the City; and the remainder of the cost, One Hundred Forty Five Thousand One Hundred Seventy Seven and 68/100 Dollars (\$145,177.68) will be allocated as private benefit.

SECTION 5: The aggregate amount to be assessed and each individual assessment shall be divided into ten (10) installments in the manner provided by law, and each of said installment shall bear interest at the rate of Three and 95/100 percent (3.95%) per annum from sixty (60) days after the date of the first voucher issued on account of work done upon said proposed improvement.

SECTION 6: That, for the purpose of anticipating the collection of the installments of said assessment levied against the real estate benefited thereby, general obligation bonds have been issued, up to Three Hundred One Thousand Five Hundred Twenty Two and 86/100 Dollars (\$301,522.86) of which are payable by the City, homeowners pay up to One Hundred Forty Five Thousand One Hundred Seventy Seven and 68/100 Dollars (\$145,177.68) of which are payable out of said installments, bearing interest at the rate of Three and 95/100 percent (3.95%) per annum, payable annually and signed on behalf of the City of Evanston, Illinois, by its Mayor and attested by its City Clerk and its corporate seal affixed thereto; and each interest coupon attached to said bonds shall likewise be executed by and shall bear the official or facsimile signature of the same officers who signed said bonds and who, if facsimile signatures are used, do adopt by their execution of said bonds as and for their proper signatures their respective facsimile signatures appearing on said coupons; and that

said bonds shall be issued in accordance with and shall be in all respects conform to the provisions of an Act of the General Assembly of the State of Illinois, known as the "*Illinois Municipal Code*," effective July 1, 1961, and the Amendments thereto.

SECTION 7: That Edgar Cano, President of the Board of Local Improvements of the City of Evanston, Illinois, be and he is hereby directed to file a Petition in the Circuit Court of Cook County, Illinois, praying that steps may be taken to levy a Special Assessment to pay the cost of said improvement in accordance with the provisions of this ordinance and in the manner prescribed by law.

SECTION 8: All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 9: If any provision of this ordinance or application thereof to any person or circumstance is held unconstitutional or otherwise invalid, such invalidity shall not affect other provisions or applications of this ordinance that can be given effect without the invalid application or provision, and each invalid application of this ordinance is severable.

SECTION 10: The findings and recitals contained herein are declared to be prima facie evidence of the law of the City and shall be received in evidence as provided by the Illinois Compiled Statutes and the courts of the State of Illinois.

SECTION 11: This ordinance shall be in full force and effect from and after its passage, approval, and publication in the manner provided by law.

Introduced: _____ April 08 , 2024 Approved:

Adopted: _____ April 29 , 2024 _____ April 29 , 2024

Daniel Biss

Daniel Biss, Mayor

Attest:

Approved as to form:

Stephanie Mendoza

Stephanie Mendoza, City Clerk

Alexandra B. Ruggie

Alexandra B. Ruggie, Interim Corporation Counsel

Exhibit A

Recommendation

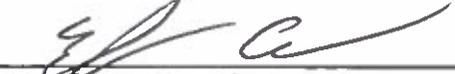
**SPECIAL ASSESSMENT NO. 1531
RECOMMENDATION OF THE BOARD OF LOCAL IMPROVEMENTS
TO THE CITY COUNCIL OF THE CITY OF EVANSTON, ILLINOIS**

The Board of Local Improvements of the City of Evanston, Illinois, herewith submits the draft of Ordinance 38-O-24 for the making of a local improvement within the City of Evanston, County of Cook, and State of Illinois, the nature, character, locality and description of which is as follows, *to-wit*:

That the unimproved public alley in the block bounded by Leahy Park on the north, Colfax Street on the south, Bryant Avenue on the west, and Ridge Avenue on the east, in the City of Evanston, be improved by excavating, constructing the necessary drainage system and paving with 8" Portland Cement Concrete Pavement, to a width of twelve feet (12'), West North South leg to a width of fourteen feet (14') and East North South leg to a width of thirteen feet (13').

and, as part of said Ordinance, and in conjunction therewith, said Board also herewith submits the plans and specifications of an estimate of the cost of said improvement, including the cost of engineering services, as finally determined by said Board; and said Board hereby recommends the passage of Ordinance 38-O-24 and the making of the improvement described therein.

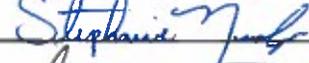
Respectfully submitted,
BOARD OF LOCAL IMPROVEMENTS
CITY OF EVANSTON, ILLINOIS

By: 
Edgar Cano, President











APPROVED AS TO FORM:



Kathryn Penrose Loan
Attorney for the Board of Local
Improvements of the City of Evanston, Illinois

KATHRYN PENROSE LOAN
CITY of EVANSTON LAW DEPARTMENT
2100 RIDGE AVENUE
EVANSTON, ILLINOIS 60201
(847) 448-8090
Attorney Code 46996

Date: March 20, 2024

Exhibit B

Estimate

ESTIMATE OF ENGINEER OF BOARD OF LOCAL IMPROVEMENTS

To the Board of Local Improvements of the City of Evanston:

Pursuant to a Resolution of the Board of Local Improvements of the City of Evanston, heretofore adopted, providing that the unimproved public alley in the block bounded by Leahy Park on the north, Colfax Street on the south, Bryant Avenue on the west, and Ridge Avenue on the east, in the City of Evanston, be improved by excavating, constructing the necessary drainage system and paving with 8" Portland Cement Concrete Pavement, to a width of twelve feet (12'), West North South leg to a width of fourteen feet (14') and East North South leg to a width of thirteen feet (13').

Said improvement to be constructed in detail as specified in aforesaid Resolution.

I, herewith submit an estimate of cost of such improvement as described in said Resolution, including labor, materials, and all other lawful expenses attending the proceedings for making said improvement and the cost of making and collecting the assessment therefore as provided by law,

COST ESTIMATE SPECIAL ASSESSMENT NO: 1531

<u>ITEM NO.</u>	<u>ITEM</u>	<u>UNIT</u>	<u>QUANTITY</u>	<u>UNIT PRICE</u>	<u>TOTAL</u>
1	EARTH EXCAVATION	CU. YD.	480	\$60.00	\$28,800.00
2	TRENCH BACKFILL	CU. YD.	365	\$38.00	\$13,870.00
3	SUB-BASE GRANULAR MATERIAL, TYPE B	CU. YD.	15	\$38.00	\$570.00
4	GRANULAR CRADLE MATERIAL, CA-11	TON	275	\$36.00	\$9,900.00
5	AGGREGATE BASE COURSE, TYPE B, 4"	SQ. YD.	1,140	\$8.00	\$9,120.00
6	INCIDENTAL HOT-MIX ASPHALT SURFACING	TON	14	\$300.00	\$4,200.00
7	PORTLAND CEMENT CONCRETE PAVEMENT, 8"	SQ. YD.	1,135	\$110.00	\$124,850.00
8	STORM SEWERS, SPECIAL, 10" (D. I. P. / CL 50)	FOOT	62	\$145.00	\$8,990.00
9	STORM SEWERS, 12", TYPE 2 (R. C. P. / CL III)	FOOT	645	\$135.00	\$87,075.00
10	STORM SEWERS, SPECIAL 12" (D.I.P. /CL 50)	FOOT	15	\$190.00	\$2,850.00
11	CATCH BASIN, TYPE A, 4' DIAMETER, TYPE 1 FRAME, OPEN LID	EACH	1	\$6,000.00	\$6,000.00
12	MANHOLE, TYPE A, 4' DIAMETER, TYPE 1 FRAME, OPEN LID	EACH	3	\$5,400.00	\$16,200.00
13	INLET, TYPE A, TYPE 1 FRAME, OPEN LID	EACH	5	\$3,000.00	\$15,000.00
14	COMBINATION CONCRETE CURB AND GUTTER, TYPE B 6.12	FOOT	35	\$38.00	\$1,330.00
15	CONCRETE CURB , TYPE B	FOOT	180	\$38.00	\$6,840.00
16	PAVEMENT REMOVAL	SQ. YD.	10	\$26.00	\$260.00
17	DRIVEWAY PAVEMENT REMOVAL	SQ. YD.	180	\$21.00	\$3,780.00
18	CURB REMOVAL	FOOT.	215	\$7.00	\$1,505.00
19	SIDEWALK REMOVAL	SQ. FT.	310	\$3.00	\$930.00
20	PORTLAND CEMENT CONCRETE DRIVEWAY PAVEMENT - 6"	SQ. YD.	160	\$78.00	\$12,480.00
21	PORTLAND CEMENT CONCRETE SIDEWALK - 5"	SQ. FT.	310	\$11.00	\$3,410.00
22	PROTECTIVE SEALER	SQ. YD.	1,295	\$1.60	\$2,072.00
23	CRUSHED STONE, CA - 14	TON	30	\$35.00	\$1,050.00
24	FURNISHING AND PLACING TOPSOIL, 3"	SQ. YD.	120	\$10.00	\$1,200.00
25	SODDING, SALT TOLERANT	SQ. YD.	120	\$18.00	\$2,160.00
26	DETECTABLE WARNINGS	SQ.FT..	40	\$55.00	\$2,200.00

Estimate of Engineer BLI – S.A. 1531
(Alley N/Colfax St., E/Bryant Ave.)

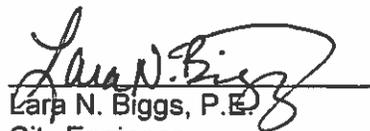
<u>ITEM NO.</u>	<u>ITEM</u>	<u>UNIT</u>	<u>QUANTITY</u>	<u>UNIT PRICE</u>	<u>TOTAL</u>
27	TREE REMOVAL (OVER 15 INCH DIA)	UNIT. DIA.	39	\$125.00	\$4,875.00
28	HOT-MIX ASPHALT SURFACE REMOVAL	SQ. FT.	90	\$30.00	\$2,700.00
29	TEMPORARY FENCE	FOOT.	150	\$7.00	\$1,050.00
30	CONSTRUCTION LAYOUT AND STAKING	LUMP SUM	1	\$7,500.00	\$7,500.00
31	STREET SWEEPING	EACH	3	\$400.00	\$1,200.00
32	CLOSED CIRCUIT TV INSPECTION	LUMP SUM	1	\$5,500.00	\$5,500.00
33	PRE-CONSTRUCTION SURFACE VIDEO TAPING	LUMP SUM	1	\$2,000.00	\$2,000.00
34	REMOVING AND RESETTING PAVERS	SQ. FT.	550	\$25.00	\$13,750.00
35	EPOXY PAVEMENT MARKING LINE- 6" YELLOW	FOOT	115	\$40.00	\$4,600.00
				TOTAL	\$409,817.00

Cost of Engineering Services..... \$18,441.77
 For Lawful Expenses, etc..... \$18,441.77
 Sub-Total \$36,883.54

RECAPITULATION

Construction Cost..... \$409,817.00
 Engineering..... \$18,441.77
 Legal..... \$18,441.77
Total Cost..... \$446,700.54

I hereby certify that in my opinion the above estimate does not exceed the probable cost of the above proposed improvement and the lawful expenses attending the same.


 Lara N. Biggs, P.E.
 City Engineer
 Board of Local Improvements