



RESOLUTION NO. 2012-005

**A RESOLUTION ALLOWING THE
ESTABLISHMENT OF A SPECIAL SERVICE AREA
BY KANE COUNTY OVER PROPERTY INCORPORATED BY THE VILLAGE
OF MONTGOMERY
FOR THE PASADENA DRIVE AND VICINITY STORM SEWER
IMPROVEMENTS**

WHEREAS, in 1994 Kane County (the "County") established the Cost-Share program to assist residents in older unincorporated subdivisions with drainage improvements to help alleviate flooding; and

WHEREAS, Kane County has been working with the residents in the Pasadena Drive subdivision and along Baseline Road to develop a plan to alleviate flooding resulting from an overflow of Blackberry Creek under Illinois Route 30 that has resulted in structure, yard and street flooding in the neighborhood; and

WHEREAS, the Engineer's Estimate for the project is \$431,880 and, subject to County Board approval, would be funded by County Cost-Share funds, Aurora Township Highway Department funds, Community Development Block Grant funding and property owners benefiting by the project; and

WHEREAS, the County desires to establish a Special Service Area to collect the property owners' share of the construction cost and a fee for long term maintenance of the proposed improvements as the County does not own or maintain storm sewer systems in the County nor collect property taxes for such services (with the exception of KDOT rights-of-way); and

WHEREAS, pursuant to the provisions of Article VII, Section 7, Part (6) of the 1970 Constitution of the State of Illinois (the "Constitution") and the "Special Service Area Tax Law", 35 ILCS 200/27-5, et seq. (2003) the County of Kane is authorized to create special service areas in and for the unincorporated areas of the County and may create a special service area within a municipality when the municipality consents to the creation of the special service area; and

WHEREAS, pursuant to the "Special Service Area Tax Law", 35 ILCS 200/27-5, et seq. (2003), the County, once the Special Service Area is approved and recorded, would be authorized to levy and impose taxes upon property within special service areas for the

provision of special services to those areas and for the payment of debt incurred in order to provide those services; and

WHEREAS, it is in the public interest to establish a special service area for the purpose of constructing and maintaining a stormwater system and to be designated as the Pasadena Drive Special Service Area (or Special Service Area No. SW-48), of the County; and

WHEREAS, the Village of Montgomery recognizes that one Village incorporated property will benefit from the project completion as the project provides a reliable outfall for future development of the property and alleviates the burden of the property owner, under Illinois Drainage Law, to maintain an existing agricultural drain tile line to serve upstream properties;

NOW, THEREFORE, BE IT RESOLVED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF MONTGOMERY, KANE AND KENDALL COUNTIES, ILLINOIS, as follows:

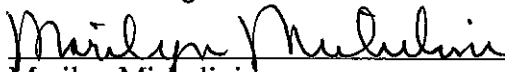
The Village of Montgomery provides its consent to the County of Kane to establish a County sponsored Special Service Area over the following property that is incorporated within the Village of Montgomery for the purpose of levying taxes for the Pasadena Drive Storm Sewer Project for construction and long term maintenance. The proposed maximum levy amount is indicated below:

PIN	OWNER/ADDRESS	YEARLY CONSTRUCTION CHARGE (10YRS)	YEARLY MAINT. CHARGE (INDEFINITE)
15-31-476-014	Lloyd & Doris Bowman	\$70.00	\$50.00

Section 4. Effective Date

This Resolution shall be in full force and effect from and after this Resolution's passage and approval in the manner required by law.

PASSED AND APPROVED by the President and Board of Trustees of the Village of Montgomery, Kane and Kendall Counties, Illinois, this 23 day of January, 2012.


Marilyn Michelini,

President of the Board of Trustees of the Village of Montgomery

ATTEST:

Barbara's Argo
Barbara Argo, Clerk of the Village of Montgomery



	Aye	Nay	Absent	Abstain
Trustee Stan Bond	<u>X</u>	—	—	—
Trustee Matt Brolley	<u>X</u>	—	—	—
Trustee Peter Heinz	<u>X</u>	—	—	—
Trustee Andrew Kaczmarek	<u>X</u>	—	—	—
Trustee William Keck	<u>X</u>	—	—	—
Trustee Dennis Lee	<u>X</u>	—	—	—
Village President Marilyn Michelini	—	—	—	—



Engineering Enterprises, Inc.

Memo

To: Ms. Anne Marie Gaura, Village Manager

From: Mr. Peter G. Wallers, P.E., CFM, Village Engineer

Date: January 9, 2012

Re: **Bowman SSA – Pasadena Storm Sewer**

EEI Job #: MO1100

Kane County is proposing to install a storm sewer parallel to Baseline Road (see attached). The proposed storm sewer project is intended to relieve some of the drainage problems that have plagued this area for many years. The storm sewer project is being funded from a number of sources as follows; a grant from the Federal Government (\$314,000), Kane County Cost Share (\$80,107), Aurora Township (\$50,000) and the local match from properties along Baseline Road (\$20,000). The local funding is being provided through an SSA on the benefited properties, the list and proposed distribution of cost is attached.

One of the benefited properties (Bowman Property 15-31-476-014) that is proposed to be included in the SSA is in the Village; the other properties are in the unincorporated area of Kane County. In order to enact a SSA within the Village boundary, the County needs permission from the Village. Permission for this would be in the form of a Resolution.

Properties within the area of the improvement will certainly benefit from the installation of the proposed project. Staff will be requesting approval of the Resolution at the January 23rd Board meeting.

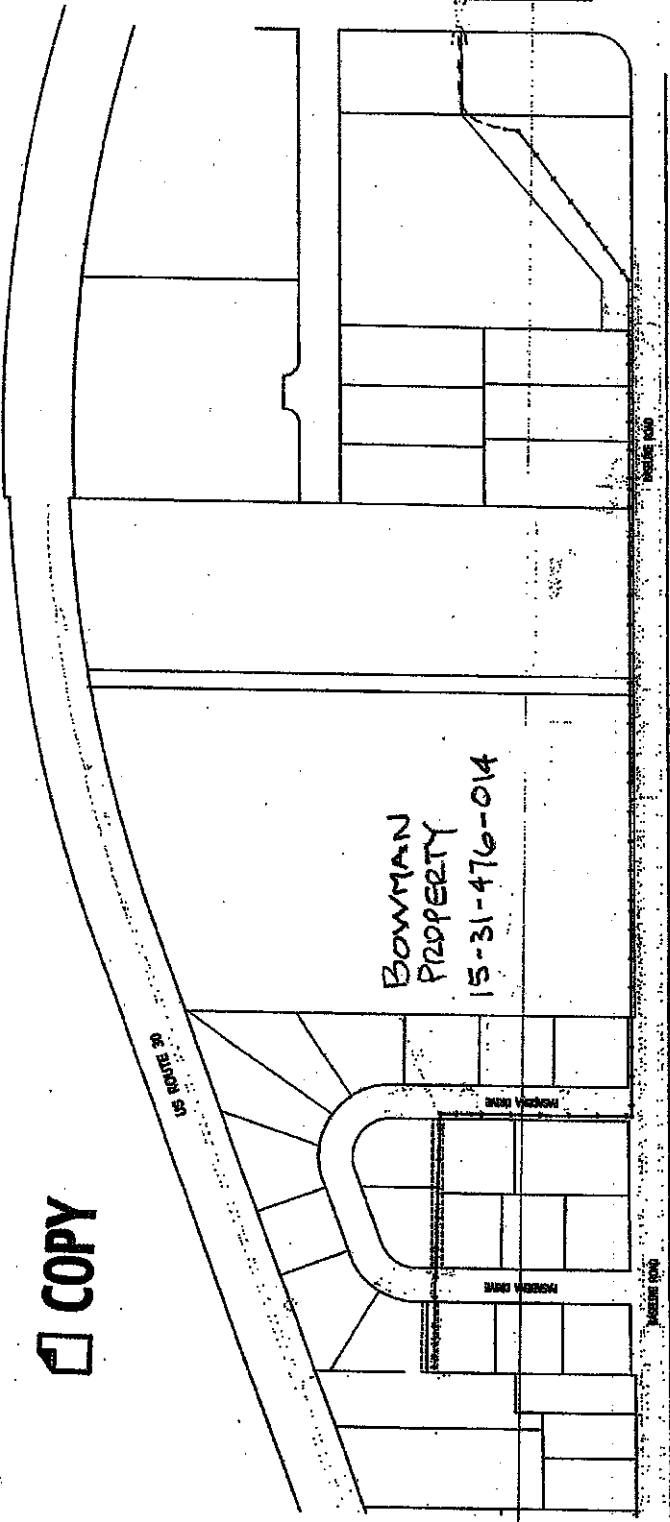
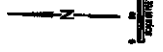
Please contact me if you have any questions or need more information.



Professional Engineer
No. 100000000
State of Illinois
Civil Engineering
Date of Issue: 10/15/2014
Expiration Date: 10/15/2017

AURORA TOWNSHIP, KANE COUNTY
PASADENA DRIVE FLOOD ROUTE AND BYPASS STORM SEWER
OVERLAP STUDY

NO.	DATE	DESCRIPTION
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COPY

BOWMAN
PROPERTY
15-31-476-014

US ROUTE 30

PASADENA DRIVE

HOBBS DRIVE

PASADENA DRIVE

HOBBS DRIVE

COPY

PIN-Text	TaxName	SiteAddress	BASE ANNUAL	Maximum	TOTAL
			SSA CHARGE	Maint.	
15-31-476-010	WILLIAMS, STEVE K & KAREN K	11 PASADENA DR	\$85.00	\$ 50.00	\$ 135.00
15-31-476-011	JARRETT, DENNIS	10 PASADENA DR	\$85.00	\$ 50.00	\$ 135.00
15-31-476-012	MELBY, CYNTHIA A & KEVIN J	PASADENA DR	\$70.00	\$ 50.00	\$ 120.00
15-31-477-007	PORTILLO, SOTERO & AGUILAR, FELIPA	33 PASADENA DR	\$85.00	\$ 50.00	\$ 135.00
15-32-300-047	WENDLING, BETTY J	BASE LINE RD	\$70.00	\$ 50.00	\$ 120.00
15-31-451-003	CLARK, ERMAN E	RTE 30	\$85.00	\$ 50.00	\$ 135.00
15-31-451-004	WARREN, QUENTIN T	54 BASELINE RD	\$85.00	\$ 50.00	\$ 135.00
15-31-451-006	BRADY, JAMES A	53 BASELINE RD	\$85.00	\$ 50.00	\$ 135.00
15-31-451-007	YOUNG, MICHAEL J & STAMMER JANET M	52 BASELINE RD	\$85.00	\$ 50.00	\$ 135.00
15-31-451-008	PEARL, PAULINE & KRAJNOVICH JILL ANN	51 BASELINE RD	\$85.00	\$ 50.00	\$ 135.00
15-31-451-011	SOTO, EMMANUEL & MARIA E	BASELINE RD	\$85.00	\$ 50.00	\$ 135.00
15-31-451-012	PEARL, PAULINE & KRAJNOVICH, JILL ANN	BASELINE RD	\$85.00	\$ 50.00	\$ 135.00
15-31-476-001	HEPNER, TROY ALAN & CATHERINE E	15 PASADENA DR	\$85.00	\$ 50.00	\$ 135.00
15-31-476-002	GRANHOLM, CHARLES E & KATHLEEN E	32 PASADENA DR	\$85.00	\$ 50.00	\$ 135.00
15-31-476-003	TREEND, ROGER C & GAYLE A	48 PASADENA DR	\$85.00	\$ 50.00	\$ 135.00
15-31-476-004	MCCRIMMON, ROGER D & ADA V	2 PASADENA DR	\$85.00	\$ 50.00	\$ 135.00
15-31-476-005	COSENTINO, TODD B & KATHERINE D	17 PASADENA DR	\$85.00	\$ 50.00	\$ 135.00
15-31-476-006	GIEBEL, MICHAEL P	19 PASADENA DR	\$85.00	\$ 50.00	\$ 135.00
15-31-476-007	ZEPEDA, MIQUEL C	14 PASADENA DR	\$85.00	\$ 50.00	\$ 135.00
15-31-476-008	HOLTMAN, BARBARA	13 PASADENA DR	\$85.00	\$ 50.00	\$ 135.00
15-31-476-009	BROWN, RONALD D & ALICE	12 PASADENA DR	\$85.00	\$ 50.00	\$ 135.00
15-31-476-013	MELBY, CYNTHIA A & KEVIN J	BOX 31 RTE 3 BASELINE RD	\$85.00	\$ 50.00	\$ 135.00
15-31-476-014	BOWMAN, LLOYD A & DORIS F TRS, TRUSTEES	BOX 176 BASE LINE RD	\$70.00	\$ 50.00	\$ 120.00
15-31-477-001	SANCHEZ, DOLORES	4 PASADENA DR	\$85.00	\$ 50.00	\$ 135.00
15-31-477-002	BOONE, BETTY J & WOODROW A	3 PASADENA DR	\$85.00	\$ 50.00	\$ 135.00
15-31-477-003	KUNKEL, SANDRA J	47 PASADENA DR	\$85.00	\$ 50.00	\$ 135.00
15-31-477-004	MINNECI, PHILLIP & ANNA	1 PASADENA DR	\$85.00	\$ 50.00	\$ 135.00
15-31-477-005	DAVIS, CLOYD E & DONNA	5 PASADENA DR	\$85.00	\$ 50.00	\$ 135.00
15-31-477-006	OLD SECOND NATIONAL BANK AURORA	6 PASADENA DR	\$85.00	\$ 50.00	\$ 135.00
15-32-300-012	GARCIA, NOE & TORRES GRACIELA	BOX 132 RR1 BASELINE RD	\$70.00	\$ 50.00	\$ 120.00
15-32-300-013	WILLIAMS, BETTY J & JOHN SCOTT	BOX 176 BASELINE RD	\$70.00	\$ 50.00	\$ 120.00
15-32-300-014	RAMOS, VICTOR H	26 BASELINE RD	\$70.00	\$ 50.00	\$ 120.00
15-31-401-007	KENNETH MOY	BASELINE RD	\$85.00	\$ 50.00	\$ 135.00

Annual SSA \$2,715.00
 10 Year Total Levy \$27,150.00