

 <p>CITY OF ST. CHARLES ILLINOIS • 1834</p>	AGENDA ITEM EXECUTIVE SUMMARY		Agenda Item number: *4h
	Title:	Recommendation to Approve and Execute an Acceptance Resolution for Public Utility (Sanitary Sewer and Watermain) for 7 S 2nd Ave	
	Presenter:	Simona Hawk	
Meeting: Planning & Development Committee		Date: June 10, 2024	
Proposed Cost: \$		Budgeted Amount: \$	Not Budgeted: <input type="checkbox"/>
TIF District: None			
Executive Summary (if not budgeted, please explain):			
<p>Public sanitary sewer and watermain and appurtenances were constructed by the developer to service the improvements for the Idle Hour Theater, 7 S 2nd Ave</p> <p>Said utilities have undergone and passed all required standard testing.</p> <p>The City has performed inspections and all punchlist items have been resolved.</p> <p>Record Drawings have been submitted and approved. All improvements are located within the right-of-way.</p>			
Attachments (please list):			
Acceptance Resolution Bill of Sale Exhibit			
Recommendation/Suggested Action (briefly explain):			
Staff recommends approval and execution of an acceptance resolution.			

(Sanitary and Watermain)

**City of St. Charles
Kane and DuPage Counties**

ACCEPTANCE RESOLUTION

Subdivision Name: 7 S 2nd Ave

Whereas Frontier Development, the Developer of 7 S 2nd Ave (Idle Hour Theater), constructed public sanitary sewer and watermain and appurtenances in easements as described in the attached exhibits in the aforesaid Subdivision; and

Whereas, the Developer has constructed public sanitary sewer and watermain and appurtenances in accord with the plans and specifications, heretofore approved by the City of St. Charles; and

Whereas, the constructed public sanitary sewer and watermain and appurtenances have been inspected by the Engineer for the sub divider and by a representative for the City of St. Charles and are found to be satisfactory;

Now, Therefore, Be It Resolved by the City Council of St. Charles, that said Council hereby approves and accepts the constructed public sanitary sewer and watermain and appurtenances. It being understood that this acceptance and/or approval in no way relieves the Developer of his Surety of any obligation for maintenance for a period of one (1) year as provided for in said Contract.

Passed by the City Council of the City of St. Charles, this ____ day of _____, 2024, and **APPROVED** by the Mayor of said City of St. Charles, this ___ day of _____, 2024.

MAYOR

ATTEST:

CITY CLERK

BILL OF SALE

KNOW ALL MEN BY THESE PRESENTS, that STC Idle Hour, LLC ("Seller"), in consideration of One (\$1.00) Dollar and other good and valuable consideration, does hereby grant, sell, transfer and deliver unto the CITY OF ST. CHARLES, an Illinois municipal corporation in Kane County, Illinois, ("City") the following goods, chattels or other items of personal property, to wit:

ONE: Each and every part of a Water Systems and Sanitary Sewer Systems and appurtenances, as fully described in a certain set of plans and specifications attached hereto and incorporated herein as Exhibit "A".

TWO: The object of this Bill of Sale is to grant, sell, transfer and deliver to the CITY, with the exceptions noted, the ownership in all items of personalty, which comprise the Water Systems and Sanitary Sewer Systems and appurtenances by SELLER to date within the CITY.

SELLER does hereby covenant and warrant to the CITY that SELLER is the lawful owner of the aforescribed goods, chattels and personalty; that such items are free and clear from all encumbrances; that SELLER has the absolute right to sell the same as aforesaid; and that SELLER warrants and will defend the same against the claims and demands of all persons; and that the execution of this Bill of Sale is an authorized act of said SELLER.

IN WITNESS WHEREOF, SELLER has signed and sealed this Bill of Sale at _____, this 10th day of May, 2024.

(SELLER)

BY: Conrad Hurst – Manager STC Idle Hour, LLC

ATTEST:



