



## DEPARTMENT OF COMMUNITY DEVELOPMENT SERVICES

*Administrative Division*

### **m e m o r a n d u m**

**TO:** Laurel Lunt Prussing, Mayor, City of Urbana  
Members, Urbana City Council

**FROM:** Elizabeth H. Tyler, FAICP, Director

**DATE:** August 28, 2008

**RE:** An Ordinance Authorizing the Mayor to Sign a Road Right-of-Way Dedication  
(911 North Lincoln Avenue)

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### **Description**

Attached to this memorandum is an Ordinance authorizing the Mayor to Sign a Road Right-of-Way Dedication for 911 North Lincoln Avenue.

### **Issues**

This Ordinance will allow the City to dedicate the eastern seven feet of the subject property for purposes of future road improvements to Lincoln Avenue. The dedication matches that required by or purchased from other properties along this stretch of North Lincoln Avenue. Dedication of the right-of-way at this time is recommended to facilitate a pending lease agreement with the Urbana Park District for use of the subject lot which is owned by the City of Urbana.

### **Background**

The City of Urbana adopted a Resolution on October 1, 2007 (Resolution No. 2007-09-019R) authorizing the purchase of the subject property at 911 North Lincoln Avenue with a contribution of tax increment financing funds. The property was purchased at the request of the Urbana Park District in anticipation of a future lease to the District for the expansion of King Park as part of the park's master plan. Because it is adjacent to King Park and fronts along the west side of Lincoln Avenue, this was a logical property to acquire in order to expand the frontage and visibility of the park.

Since its acquisition by the City, the property has been cleared and is ready for reuse by the Urbana Park District. A public hearing on the proposed lease to the Urbana Park District has been set for September 8, 2008 and a draft lease agreement will be available for review by the Council Committee of the Whole on that date. Dedication of the right-of-way prior to approval

and execution of the Lease Agreement will help to clarify the portions of the property that may be used for park purposes as opposed to future right-of-way.

## **Options**

1. Adopt the attached Ordinance Authorizing the Mayor to Sign a Road Right-of-Way Dedication.
2. Adopt the attached Ordinance Authorizing the Mayor to Sign a Road Right-of-Way Dedication, with changes.
3. Do not adopt the attached Ordinance Authorizing the Mayor to Sign a Road Right-of-Dedication.

## **Fiscal Impacts**

The subject property has been previously paid for using tax increment finance district funds. The right-of-way dedication will have no financial impacts upon the City.

## **Recommendations**

City staff recommends that the City Council approve the Ordinance, as attached.

## **Exhibits:**

Draft Ordinance  
Right-of-Way Deed of Dedication and Plat

cc: Vicki Mayes  
Betsy Wong

ORDINANCE NO. 2008-09-088

AN ORDINANCE AUTHORIZING THE MAYOR TO SIGN A ROAD RIGHT-OF-WAY  
DEDICATION

(911 North Lincoln Avenue)

WHEREAS, the City of Urbana is the owner of the real property that is to be dedicated for road right-of-way purposes for the future improvement of North Lincoln Avenue, as described in the Deed of Dedication attached hereto.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF URBANA, ILLINOIS, that the Mayor of the City of Urbana is authorized to execute the Deed of Dedication attached hereto.

PASSED by the City Council this \_\_\_\_\_ day of \_\_\_\_\_,  
\_\_\_\_\_.

AYES:

NAYS:

ABSTAINS:

\_\_\_\_\_  
Phyllis D. Clark, City Clerk

APPROVED by the Mayor this \_\_\_\_\_ day of \_\_\_\_\_,  
\_\_\_\_\_.

\_\_\_\_\_  
Laurel Lunt Prussing, Mayor

STATE OF ILLINOIS  
COUNTY OF CHAMPAIGN  
CITY OF URBANA

DEDICATION OF RIGHT OF WAY FOR PUBLIC ROAD PURPOSES

THIS INDENTURE WITNESSETH, that the Grantor(s), THE CITY OF URBANA, ILLINOIS, a municipal corporation, for and in consideration of the benefits resulting from the construction and maintenance of the public roadway herein referred to, and other good and valuable consideration, does by these presents, hereby grant, convey and dedicate to The City of Urbana, Illinois, a municipal corporation, for the purpose of a public right of way for public road purposes, a tract of land situated in the County of Champaign and State of Illinois, and described as follows:

A part of the Northeast Quarter of Section 7, Township 19 North, Range 9 East of the Third Principal Meridian, being more particularly described as follows:

The easterly 7.00 feet of even width of the following described tract, to wit:

Beginning 33 feet west and 685 feet south of the NE corner of the SE ¼ of the NE ¼ of Section 7, Township 19 North, Range 9 East of the Third Principal Meridian, thence West 217.8 feet; thence South 60 feet; thence East 217.8 feet; thence North 60 feet to the Point of Beginning, situated in the City of Urbana, Champaign County, Illinois

Being a part of PIN: 91-21-07-282-019, commonly known as 911 North Lincoln Avenue, Urbana, IL 61801

And the Grantor(s) and Grantee further, as a part of this dedication, agree that any City officials having authority as to public roadways, and its representatives, engineers, agents, contractors and employees are hereby authorized to enter into and take full and complete possession of the said tract;

IN WITNESS WHEREOF, the Grantor has hereunto set its hand and seal this \_\_\_\_\_ day of \_\_\_\_\_, 2008.

CITY OF URBANA, ILLINOIS, a municipal corporation

By: \_\_\_\_\_  
Laurel Lunt Prussing, Mayor

ATTEST: \_\_\_\_\_  
Phyllis D. Clark, City Clerk

STATE OF ILLINOIS            )  
  ) SS.  
COUNTY OF CHAMPAIGN    )

I, the undersigned, a Notary Public, in and for said County, in the State aforesaid, DO HEREBY CERTIFY that Laurel Lunt Prussing, personally known to me to be the Mayor of the City of Urbana, Illinois and Phyllis D. Clark, personally known to me to be the City Clerk of the City of Urbana, Illinois, the GRANTOR, and personally known to me to be the same person(s) whose name(s) are subscribed to the foregoing instrument, appeared before me this day in person and severally acknowledged that as Mayor and City Clerk, they signed and delivered the said instrument as Mayor and City Clerk, as their free and voluntary act, and as the free and voluntary act and deed of said corporation, for the uses and purposes therein set forth.

Given under my hand and Notarial Seal this \_\_\_\_\_ day of \_\_\_\_\_, 2008.

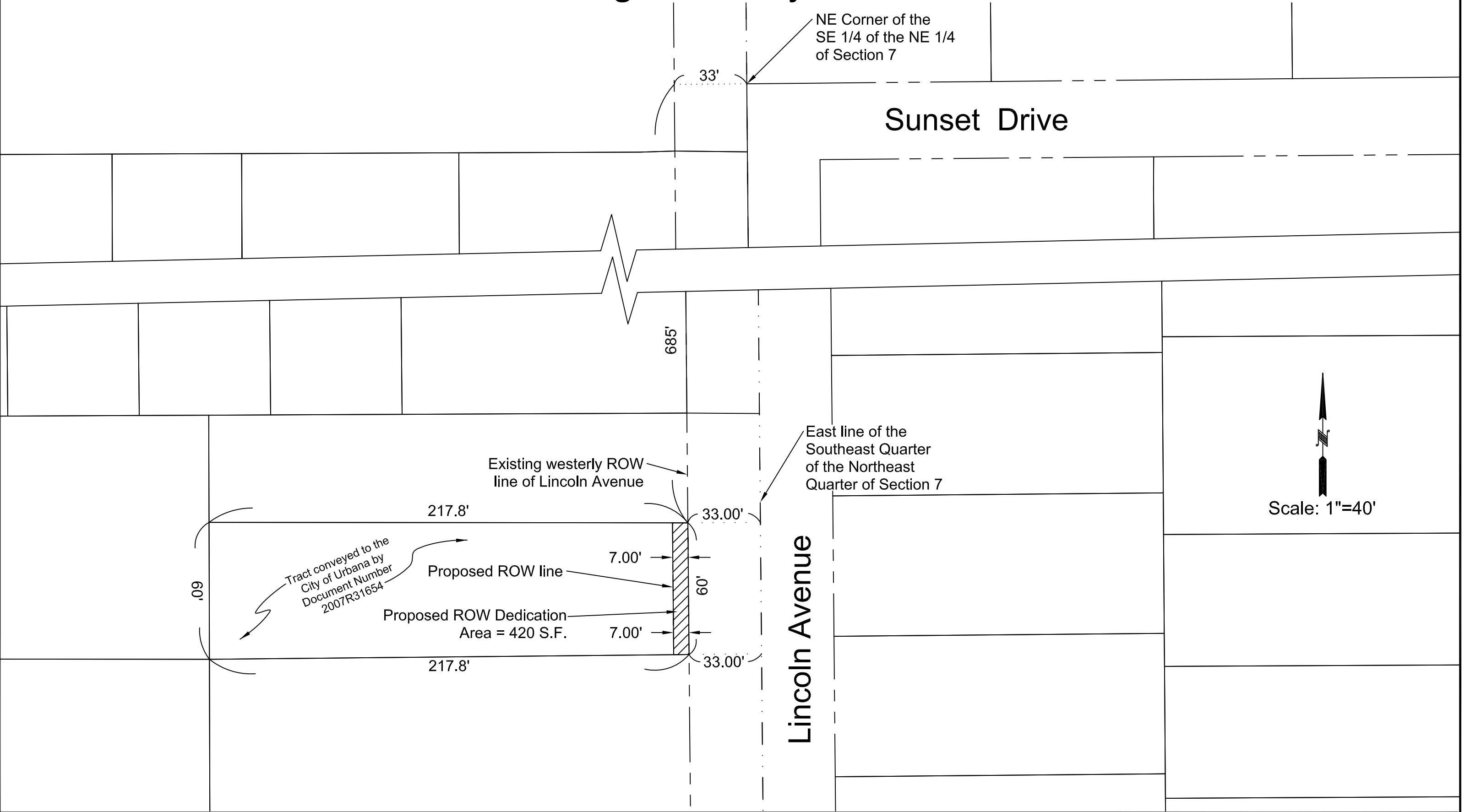
\_\_\_\_\_  
Notary Public

Prepared by & Return To:  
Ben Fisher  
Urbana Public Works  
706 S. Glover Avenue  
Urbana, IL 61802  
(217) 384-2396

Dedication for right of way accepted by:

\_\_\_\_\_  
William R. Gray  
Public Works Director/City Engineer

# Plat of Right-of-Way Dedication



Proposed Right-of-Way Acquisition  
911 North Lincoln Avenue