

**RESOLUTION R-36-15**  
**A RESOLUTION IN LIEU OF SURETY BOND TO PERFORM CONSTRUCTION**  
**WORK ON STATE MAINTAINED RIGHT-OF-WAYS**

WHEREAS, the City of Wheaton, hereinafter referred to as CITY, located in the County of DuPage, State of Illinois, desires to undertake, in the calendar years 2015 and 2016, the location, construction, operation and maintenance of driveways and street returns, watermains, sanitary and storm sewers, street lights, traffic signals, sidewalks, landscaping, etc. on State highways within said CITY, which by law and/or agreement come under the jurisdiction and control of the Department of Transportation of the State of Illinois, hereinafter referred to as DEPARTMENT; and

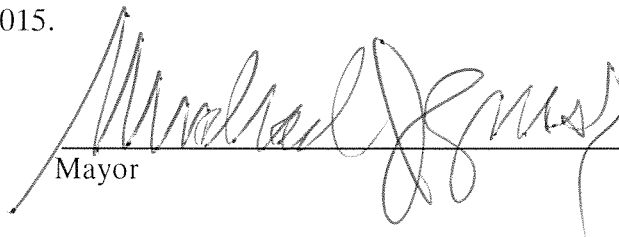
WHEREAS, an individual working permit must be obtained from the DEPARTMENT prior to any of the aforesaid installations being constructed either by the CITY or by a private person or firm under contract and supervision of the CITY.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and City Council of the CITY as follows:

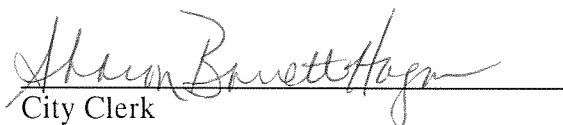
FIRST: That the CITY hereby pledges its good faith and guarantees that all work shall be performed in accordance with the conditions of the permit to be granted by the DEPARTMENT, and CITY shall hold the State of Illinois harmless during the prosecution of such work, and shall assume all liability for damages to person or property due to accidents or otherwise by reason of the work which is to be performed under the provisions of said permit.

SECOND; That all authorized officials of the CITY are hereby instructed and authorized to sign said working permit on behalf of the CITY.

ADOPTED this 6<sup>th</sup> day of July, 2015.

  
\_\_\_\_\_  
Mayor

ATTEST:

  
\_\_\_\_\_  
City Clerk

Ayes:

Roll Call Vote:  
Councilman Suess  
Councilwoman Fitch  
Councilman Prendiville  
Councilman Rutledge  
Mayor Gresk  
Councilman Saline  
Councilman Scalzo

Nays: None

Absent: None

Motion Carried Unanimously