

**RESOLUTION NO. 02-04-22A**

**A RESOLUTION OF THE BOARD OF WATERWORKS OF THE TOWN OF ST. JOHN AUTHORIZING AND APPROPRIATING FUNDS FOR THE PURPOSE OF THE RELOCATION OF CERTAIN WATER FACILITIES IN COMPLIANCE WITH INDIANA DEPARTMENT OF TRANSPORTATION HIGHWAY UTILITY AGREEMENT DES. NO. 0200300 IN REFERENCE TO PROJECT NO. NH-019-4 (013) ON US 41 IN THE TOWN OF ST. JOHN, COUNTY OF LAKE, STATE OF INDIANA AND REQUIRING COMPLIANCE THEREWITH**

**WHEREAS**, the State of Indiana, by and through its Department of Transportation (hereinafter referred to as INDOT) has initiated a project to improve and/or maintain the condition of US 41 at a location certain in the Town of St. John; and

**WHEREAS**, due to the said highway construction the Town of St John shall be required to relocate certain existing facilities of its water utilities; and

**WHEREAS**, the Town of St John, by and through its Board of Waterworks, shall be obligated to pay the costs of said water utility relocation as follows:

- a.) The cost to design and prepare construction plans, specifications and preliminary itemized cost estimate for relocation of the;
- b.) The cost to provide testing and inspection services for said relocation;
- c.) The cost of relocating said facilities; and

**WHEREAS**, the State of Indiana, by and through INDOT, and the Town of St John, by and through its Board of Waterworks, has entered into a contract concerning the above-described project and the members of the Board of Waterworks of the Town of St John believe it to be in the best interest of the citizens and taxpayers of the Town that said contract be executed and payment thereunder made.

**NOW THEREFORE, BE IT RESOLVED**, by the Board of Waterworks of the Town of St. John as follows:

1. That the Board of Waterworks authorizes its President and Secretary to execute that certain Highway Utility Agreement with INDOT, and further, to execute any and all documents necessary in conjunction therewith.
2. That the Board of Waterworks directs and authorizes appropriation of funds sufficient to pay the cost of relocation of water facilities as described in the aforementioned Highway Utility Agreement, the cost of which is estimated to be One Hundred Six Thousand Six Hundred and 51/100 Dollars (\$106,600.51).
3. That the Board of Waterworks directs that a fully executed and certified copy of this Resolution be made part of the aforementioned Highway Utility Agreement, and designated as Exhibit "C" attached thereto, and made a part thereof.

ALL OF WHICH IS RESOLVED by the Board of Waterworks of the Town of St. John this 22<sup>nd</sup> day of April, 2002.

TOWN OF ST. JOHN, LAKE COUNTY,  
INDIANA, BOARD OF WATERWORKS

Kenneth Johnston  
KENNETH JOHNSTON, President

Absent  
JOE CLARK

Mike Hanlon  
MIKE HANLON

Absent  
JOHN HERR

Alex P. Monanteras  
ALEX MONANTERAS

ATTEST:

Judith L. Companik  
JUDITH L. COMPANIK, Clerk-Treasurer

Before me the undersigned, a Notary Public for Lake County, State of Indiana, personally appeared Judith L. Companik, and she, being first duly sworn by me upon her oath, acknowledged the execution of this instrument. Signed and sealed this 8<sup>th</sup> day of May, 2002.

Eunice L. Michalski  
EUNICE L. MICHALSKI, Notary Public

OFFICIAL NOTARY SEAL  
\*\*\*\*\*  
EUNICE L. MICHALSKI  
Notary Public, Lake County, Indiana  
My commission expires Nov. 4, 2009  
\*\*\*\*\*