

RESOLUTION 11- 17

**RESOLUTION AUTHORIZING THE GRANT OF A TEMPORARY
CONSTRUCTION EASEMENT FOR CROWN CASTLE COMMUNICATION
FACILITIES AT 112 ALGONQUIN ROAD**

WHEREAS, the Village of Barrington Hills, Illinois (the "Village"), is a home rule municipal corporation and owner of property (the "Property") commonly known as 112 Algonquin Road, Barrington Hills, Illinois, which is used by the Village for its Village Hall;

WHEREAS, the Village executed a lease agreement (the "Lease") (a copy of the Lease is attached hereto as Exhibit A) with Chicago SMSA Limited Partnership ("Original Tenant") on August 11, 1993, for a term of forty (40) years, granting Original Tenant the authority to install communications equipment on the property depicted on Exhibit B of the Lease;

WHEREAS, Original Tenant assigned the Lease to Crown Castle GT Company, LLC ("Crown Castle");

WHEREAS, in accordance with §4.4 of the Lease, Crown Castle has requested the consent of the Village to reconstruct its equipment route configuration and move, replace and add lines and cables (the "Work") as depicted in Exhibits B-G attached hereto;

WHEREAS, the Village will grant to Crown Castle and its employees, contractors and invitees, a temporary construction easement on, over and across the Property in order to perform the Work (the "Construction Easement") (a copy of the Construction Easement is attached hereto as Exhibit H);

WHEREAS, prior to performing the Work, Crown Castle agrees to add the Village as an additional insured under its insurance policy for the duration of the Construction Easement;

WHEREAS, as consideration for the Village granting the Construction Easement, Crown Castle agrees to provide the Village with a \$1,500 restoration contribution to be used for landscaping and fencing near the Work;

WHEREAS, No amendment to the Lease is necessary, and no portion of the Lease is amended; and

WHEREAS, the Construction Easement shall terminate automatically upon the completion of the Work or upon the formal abandonment of the project.

NOW, THEREFORE BE IT RESOLVED by the President and the Board of Trustees of the Village of Barrington Hills, Cook, Kane, Lake, and McHenry Counties, Illinois, as a home rule municipality the following:

Section One The Village President is hereby authorized to execute the Grant of Temporary Construction Easement to Crown Castle, as "Grantee", substantially on the terms set forth in the

copy attached hereto and made a part hereof as Exhibit H with such modifications as may be deemed necessary or desirable by the Village President and the Village Attorney.

Section Two If any part or provision of this Resolution shall be held or deemed to be invalid, such invalidity shall not have the affect of rendering another part or provision of this Resolution invalid.

Section Three This Resolution shall be in full force and affect from and after its passage and approval as provided by law

APPROVED THIS 27th day of June, 2011.

AYES: 7; NAYS: 0; ABSENT: 0


Village President

ATTEST:


Deputy Village Clerk