

Minutes of a Special Meeting of the Transportation Committee

The Transportation Committee of the McLean County Board met on Tuesday, September 20, 2005 at 8:40 a.m., in Room 400 of the Government Center, 115 East Washington Street, Bloomington, Illinois.

Members Present: Chairman Bass, Members Cavallini, Hoselton, Dean and Baggett

Members Absent: Member O'Connor

Staff Members Present: Mr. John Zeunik, County Administrator, Ms. Lucretia Wherry, Recording Secretary, County Administrator's Office

Department Heads Present: Mr. Jack Mitchell, County Engineer

Others Present: None

Chairman Bass called the meeting to order at 8:42 a.m.

Chairman Bass informed the Committee that the only item for the Committee's consideration is a request for approval of the Gabriel Hills Settlement Agreement. Mr. Jack Mitchell, County Engineer, stated that the subdivision started in 1995. However, only one lot was sold because a water supply was not available at that time. Pursuant to the County's Subdivision Ordinance, the developer was required to establish and fund an escrow account with a local bank in order to guarantee completion of the subdivision in accordance with the County ordinance. Since an escrow was never properly established and funded and since the local bank denies that it is responsible for the costs of the completion of the subdivision or for paying the County any funds that were or should have been on deposit in the escrow account, the County and the bank have negotiated a Settlement Agreement that is satisfactory to both parties. Under the terms of the Settlement Agreement, Bank One, N.A. has agreed to pay the County \$10,763.00.

Mr. Mitchell advised the Committee that Mr. Brian Hug, Civil Assistant State's Attorney, negotiated the proposed Settlement Agreement with Bank One and recommends that the Committee approve the agreement.

Chairman Bass asked if there were any questions from the Committee members about the Settlement Agreement or for Mr. Mitchell, the County Engineer. Hearing none, Chairman Bass asked for a motion to recommend approval of the Gabriel Hills Settlement Agreement between JP Morgan Chase Bank, N.A., formerly Bank One, and the County.

Motion by Hoselton/Cavallini to recommend approval of the Gabriel Hills Settlement Agreement between JP Morgan Chase Bank, N.A., formerly Bank One, and the County. Motion carried.

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There being nothing further to come before the Committee at this time, the meeting was adjourned by Chairman Bass at 8:45 a.m.

Respectfully submitted,

Ms. Lucretia Wherry
Recording Secretary

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