

**VILLAGE OF VERNON HILLS
RESOLUTION 2023-027**

A RESOLUTION AUTHORIZING APPROVAL OF A LICENSE AGREEMENT WITH CASEY'S RETAIL COMPANY TO INSTALL A POLE, CAMERA, AND SOLAR PANEL IN THE AREA LOCATED AT 294 EAST TOWNLINE ROAD, VERNON HILLS, ILLINOIS

WHEREAS, the Village of Vernon Hills, County of Lake, State of Illinois ("*the Village*") is a duly organized and existing municipality and unit of local government created under the provisions of the laws of the State of Illinois, and is operating under the provisions of the Illinois Municipal Code; and

WHEREAS, the Village is responsible for the maintenance of its infrastructure; and

WHEREAS, the Village has identified the need for the installation of a pole, camera, and solar panel in the area located at 294 E. Townline Road; and

WHEREAS, Casey's Retail Company wishes to enter into an agreement with the Village to establish an understanding of each entities responsibilities; and

NOW THEREFORE BE IT RESOLVED BY THE VILLAGE PRESIDENT AND THE BOARD OF TRUSTEES OF THE VILLAGE OF VERNON HILLS, LAKE COUNTY, ILLINOIS, AS FOLLOWS:

THAT, The Village President is hereby authorized to execute the license agreement with Casey's Retail Company.

Dated the 15th day of August, 2023.

Adopted by roll call votes as follows:

AYES: 6 – Oppenheim, Forster, Marquardt, Schenk, Koch, Byrne

NAYS: 0 - None

ABSENT AND NOT VOTING: 1 - Takaoka



Roger L. Byrne, Village President

PASSED: 08/15/2023

APPROVED: 08/15/2023

ATTEST: 08/15/2023



Kevin Timony, Village Clerk



EXHIBIT A

LICENSE (POLE, CAMERA, AND SOLAR PANEL) AGREEMENT

POLE, CAMERA, AND SOLAR PANEL AGREEMENT

THIS LICENSE AGREEMENT ("Agreement"), made and entered into this 15th day of August, 2023, by and between **Casey's Retail Company**, whose address or principal place of business is One S.E. Convenience Blvd., Ankeny, Iowa 50021 hereinafter referred to as "**Licensor**", and the **Village of Vernon Hills** whose address or principal place of business is 290 Evergreen Dr., Vernon Hills, Illinois 60061 hereinafter referred to as "**Licensee**".

In consideration of the mutual promises hereunder, the parties agree as follows:

1. Licensor hereby grants Licensee a non-exclusive license to install a pole, camera, and solar panel ("Licensed Purpose") in the area located at 294 E Townline Road, Vernon Hills, Illinois 60061 and delineated on the site plan attached hereto and made a part hereof as Exhibit A ("Licensed Premises"). Only a license to install and maintain the pole, camera, and solar panel is granted hereby.
2. The use of the Licensed Premises by the Licensee for the Licensed Purpose shall be without charge.
3. This Agreement shall commence on the 15th day of August, 2023 and shall automatically renew annual every year thereafter provided neither party has terminated this Agreement upon thirty (30) days written notice.
4. Upon termination of this Agreement by either party, Licensee shall remove all of the improvements from the Licensed Premises within 30 days and repair any damage to the Licensed Premises caused as result of the removal.
5. Notices shall be sent by U.S. registered or certified mail, return receipt requested, and shall be deemed effective upon posting in the U.S. mail depository with sufficient postage attached thereto. Notices shall be sent to the following addresses:

Licensor: Casey's Retail Company
ATTN: Real Estate
One S.E. Convenience Blvd.
Ankeny, Iowa 50021

Licensee: Village of Vernon Hills
Attn: Village Manager, Kevin Timony
290 Evergreen Dr.
Vernon Hills, Illinois 60061

6. Licensor warrants and represents to be the owner of, or the authorized representative or agent of the owner of, the Licensed Premises with full power and authority to execute this Agreement.
7. To the extent authorized by law, Licensee shall indemnify, save and hold harmless Licensor, its employees and agents, against any and all claims, damages, liability and court awards including costs, expenses, and attorney fees incurred as a result of the use of the Licensed Premises by Licensee, or any act or omission by Licensee, or its employees, agents, or assignees pursuant to the terms of this Agreement.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement on the day and year first above written.

LICENSOR:

CASEY'S RETAIL COMPANY

DocuSigned by:

Kendra Meyer

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Kendra Meyer, Authorized Signor

LICENSEE:

VILLAGE OF VERNON HILLS

Roger L. Byrne

By: Roger L. Byrne

Title: Village President

Exhibit A

