

VILLAGE OF BRADLEY

RESOLUTION NO. R-9-18-4

A RESOLUTION AUTHORIZING VARIOUS AGREEMENTS IN LIEU OF RE-
ANNEXATION
(1050 Liberty Street)

ADOPTED BY THE
BOARD OF TRUSTEES OF THE
VILLAGE OF BRADLEY

THIS 8 DAY OF OCTOBER, 2018

RESOLUTION NO. R-9-18-4

**A RESOLUTION AUTHORIZING VARIOUS AGREEMENTS IN LIEU OF RE-
ANNEXATION
(1050 Liberty Street)**

WHEREAS, the President and Board of Trustees of the Village of Bradley, Kankakee County, Illinois, have the authority to adopt resolutions and to promulgate rules and regulations that pertain to its government and affairs and protect the public health, safety, and welfare of its citizens; and

WHEREAS, the Village and the Owners of certain property (the "Subject Property") have, through mutual investigation and negotiation, determined that, upon information and belief, the Subject Property was previously annexed to the Village, but neither the Owners nor the Village have been able to locate the ordinances originally annexing the Subject Property to the Village (the Subject Property is legally described in Section 2 of this Resolution, *infra*); and

WHEREAS, both the Village and the Owners have historically acted as though the Subject Property was part of the Village; and

WHEREAS, the Subject Property is not presently included on the Village's tax rolls; and

WHEREAS, the County Clerk has indicated a willingness, pursuant to Section 14-45 of the Illinois Property Tax Code (35 ILCS 200/14-45), to correct this error and add the Subject Property to the Village's tax rolls upon receipt of a written agreement or agreements, signed by both the Village and the Owners and approved by the County Clerk; and

WHEREAS, both the Village and the Owners have determined that it is necessary and expedient to enter into three such agreements to correct the aforementioned taxing error instead of having the Village re-annex the Subject Property; and

WHEREAS, the Village and the Owners have negotiated an Agreement on Taxing District Status for each tax parcel included within the Subject Property (collectively the "Agreements"). A copy of each such Agreement is attached hereto as part of Group Exhibit A and fully incorporated herein; and

WHEREAS, the Village and the Owners understand that the ultimate effectiveness of each of the Agreements is contingent upon their approval by the Kankakee County Clerk; and

WHEREAS, the Owners have indicated a desire to execute the Agreements and to be bound by their terms, as well as a willingness to perform all obligations required thereunder; and

WHEREAS, the Corporate Authorities of the Village have determined that executing the Agreements in lieu of re-annexing the Subject Property is in the best interests of the Village and its citizens.

NOW THEREFORE, BE IT RESOLVED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF BRADLEY, KANKAKEE COUNTY, ILLINOIS, PURSUANT TO ITS STATUTORY AUTHORITY, AS FOLLOWS:

SECTION 1. The President and Board of Trustees hereby find that all of the recitals contained in the preamble to this Resolution are true, correct, and complete and are hereby incorporated by reference hereto and made a part hereof.

SECTION 2. That each of the three (3) Agreements on Taxing District Status (the “Agreements”), attached hereto as Group Exhibit A and fully incorporated herein, are acceptable to the Corporate Authorities of the Village and are hereby approved in form and substance. The Agreements concern the Subject Property, which is legally described as follows:

THAT PART OF LOT 3 OF THE SUBDIVISION OF SECTION 28, TOWNSHIP 31 NORTH, RANGE 12 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN KANKAKEE COUNTY, ILLINOIS, DESCRIBED AS FOLLOWS: BEGINNING AT THE NORTHWEST CORNER OF SAID LOT 3; THENCE SOUTH 84 DEGREES 20 MINUTES EAST 874.9 FEET; THENCE SOUTH 5 DEGREES 41 MINUTES WEST 232.15 FEET TO THE CENTER LINE OF SOLDIER CREEK; THENCE SOUTH 73 DEGREES 04 MINUTES WEST 947.1 FEET TO THE WEST LINE OF SAID LOT 3; THENCE NORTH 5 DEGREES 45 MINUTES EAST 596.3 FEET TO THE POINT OF BEGINNING

Commonly known as:

1050 Liberty Street, Bradley, Illinois

Bearing the Current PINs:

17-09-28-303-002; 17-09-28-303-036; 17-09-28-303-041; 17-09-28-303-042

SECTION 3. That the Village President is hereby authorized to execute, and the Village Clerk is hereby Authorized to attest, each of the Agreements, and further to take any other actions and sign any other documents as they deem necessary to fully effectuate the Village’s intent in executing the Agreements, which is to secure the Subject Property’s inclusion on the Village’s property tax rolls.

SECTION 4. In the event that any provision or provisions, portion or portions, or clause or clauses of this Resolution shall be declared to be invalid or unenforceable by a Court of competent jurisdiction, such adjudication shall in no way affect or impair the validity or enforceability of any of the remaining provisions, portions, or clauses of this Resolution that may be given effect without such invalid or unenforceable provision or provisions, portion or portions, or clause or clauses.

SECTION 5. That all ordinances, resolutions, motions, or parts thereof, conflicting with any of the provisions of this Resolution, are hereby repealed to the extent of the conflict.

SECTION 6. That the Village Clerk is hereby directed to publish this Resolution in pamphlet form.

SECTION 7. That this Resolution shall be in full force and effect from and after its passage, approval and publication in pamphlet form as provided by law.

PASSED by the Board of Trustees on a roll call vote on the 8 day of OCT, 2018.

TRUSTEES:

GERALD BALTHAZOR	Aye - <input checked="" type="checkbox"/>	Nay - <input type="checkbox"/>	Absent - <input type="checkbox"/>	
ROBERT REDMOND	Aye - <input checked="" type="checkbox"/>	Nay - <input type="checkbox"/>	Absent - <input type="checkbox"/>	
LORI GADBOIS	Aye - <input type="checkbox"/>	Nay - <input type="checkbox"/>	Absent - <input checked="" type="checkbox"/>	
MICHAEL WATSON	Aye - <input type="checkbox"/>	Nay - <input type="checkbox"/>	Absent - <input type="checkbox"/>	ABSTAIN <input checked="" type="checkbox"/>
DON BARBER	Aye - <input checked="" type="checkbox"/>	Nay - <input type="checkbox"/>	Absent - <input type="checkbox"/>	
NICK ALLEN	Aye - <input checked="" type="checkbox"/>	Nay - <input type="checkbox"/>	Absent - <input type="checkbox"/>	

VILLAGE PRESIDENT:

BRUCE ADAMS Aye - Nay - Absent -

TOTALS: Aye - 4 Nay - 0 Absent - 1 ABSTAIN

ATTEST:


MICHAEL J. LAGESSE, VILLAGE CLERK

APPROVED this 8 day of OCTOBER, 2018.


BRUCE ADAMS, VILLAGE PRESIDENT



ATTEST:

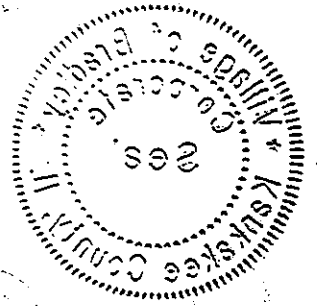

MICHAEL J. LAGESSE, VILLAGE CLERK

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STATE OF ILLINOIS)
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COUNTY OF KANKAKEE)

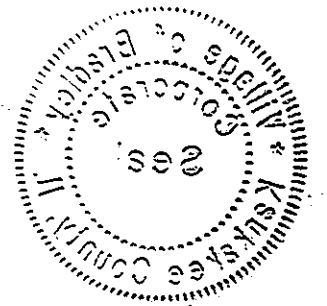
I, Michael J. LaGesse, Village Clerk of the Village of Bradley, County of Kankakee and State of Illinois, DO HEREBY CERTIFY that the attached is a true, perfect, and complete copy of Resolution number R-9-18-4, "A RESOLUTION AUTHORIZING VARIOUS AGREEMENTS IN LIEU OF RE-ANNEXATION (1050 Liberty Street)," which was adopted by the Village President and Board of Trustees at a meeting held on the 8 day of Oct, 2018.

IN WITNESS WHEREOF, I have hereunto set my hand in the Village of Bradley, County of Kankakee and State of Illinois, on this 8 day of Oct, 2018.



MICHAEL J. LAGESSE, VILLAGE CLERK





**GROUP
EXHIBIT A**