

VILLAGE OF BRADLEY

RESOLUTION NO. R-02-22-3

A RESOLUTION AUTHORIZING A PARK SITE DEDICATION AGREEMENT BY AND
BETWEEN THE VILLAGE OF BRADLEY AND CURWICK XI, LLC

ADOPTED BY THE
BOARD OF TRUSTEES OF THE
VILLAGE OF BRADLEY

THIS 28th DAY OF February, 2022

Published in pamphlet form by the authority of the Board of Trustees of the Village of Bradley,
Kankakee County, Illinois this 28th day of Feb., 2022

RESOLUTION NO. R-02-22-3

A RESOLUTION AUTHORIZING A PARK SITE DEDICATION AGREEMENT BY AND BETWEEN THE VILLAGE OF BRADLEY AND CURWICK XI, LLC

WHEREAS, the Corporate Authorities 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, pursuant to Section 2-3-8 of the Illinois Municipal Code (65 ILCS 5/2-3-8), the Corporate Authorities of the Village are authorized to enter into contracts that serve the legitimate corporate purposes of the Village and also to acquire and hold real property for all corporate purposes; and

WHEREAS, pursuant to Section 11-105-1 of the Illinois Municipal Code (65 ILCS 5/11-105-1), the Corporate Authorities of the Village are authorized to accept dedications of real property for public purposes; and

WHEREAS, Curwick XI, LLC (the “Developer”), is the owner and developer of certain parcels of property located within the Village (the “Subject Property”); and

WHEREAS, the Developer is presently in the process of subdividing and developing part of the Subject Property for residential purposes; and

WHEREAS, the Developer intends to continue subdividing and developing other parts of the Subject Property for residential purposes in the future; and

WHEREAS, Section 46-84 of the Bradley Code of Ordinances requires Developers to make dedications of park sites, or else of cash in lieu thereof, as a condition of the approval of any final plat of subdivision or a final plat of planned unit development; and

WHEREAS, the Developer desires to dedicate two park sites to the Village and thereby to satisfy all park dedication requirements for the entire Subject Property, including both the parts thereof that are currently under development, as well as the parts thereof that the Developer intends to develop in the future; and

WHEREAS, in order to facilitate said dedication, the Village and the Developer have negotiated a Park Site Dedication Agreement (the “Agreement”), a copy of which is attached hereto as Exhibit A and fully incorporated herein; and

WHEREAS, the Corporate Authorities of the Village have reviewed the Agreement and have determined that the terms, conditions, and provisions thereof are fair, reasonable, and acceptable to the Village, and further that entering into the Agreement with the Developer is in the best interests of the Village and its citizens.

NOW THEREFORE, BE IT RESOLVED BY THE CORPORATE AUTHORITIES OF THE VILLAGE OF BRADLEY, KANKAKEE COUNTY, ILLINOIS, PURSUANT TO ITS STATUTORY AUTHORITY, AS FOLLOWS:

SECTION 1. The Corporate Authorities 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. The Corporate Authorities of the Village hereby find that the terms, conditions, and provisions of the Agreement (Exhibit A) are fair, reasonable, and acceptable to the Village and declare that the same is hereby approved in form and substance. Therefore, the Corporate Authorities of the Village hereby authorize and direct the Village President to execute, and the Village Clerk to attest, the Agreement, and further to take any and all actions, including the execution and delivery of any and all documents, necessary to effectuate the intent of this Resolution, which is to enter into the Agreement with the Developer, or otherwise to carry into effect the terms, conditions, and provisions of the Agreement as may be appropriate from time to time.

SECTION 3. 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 4. 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 5. The Village Clerk is hereby directed to publish this Resolution in pamphlet form.

SECTION 6. 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 28 day of Feb., 2022.

TRUSTEES:

RYAN LEBRAN	Aye - <input checked="" type="checkbox"/>	Nay - <input type="checkbox"/>	Absent - <input type="checkbox"/>
BRIAN BILLINGSLEY	Aye - <input type="checkbox"/>	Nay - <input type="checkbox"/>	Absent - <input checked="" type="checkbox"/>
DARREN WESTPHAL	Aye - <input checked="" type="checkbox"/>	Nay - <input type="checkbox"/>	Absent - <input type="checkbox"/>
BRIAN TIERI	Aye - <input checked="" type="checkbox"/>	Nay - <input type="checkbox"/>	Absent - <input type="checkbox"/>
GRANT D. VANDENHOUT	Aye - <input checked="" type="checkbox"/>	Nay - <input type="checkbox"/>	Absent - <input type="checkbox"/>
GENE JORDAN	Aye - <input checked="" type="checkbox"/>	Nay - <input type="checkbox"/>	Absent - <input type="checkbox"/>

VILLAGE PRESIDENT:

MICHAEL WATSON Aye - Nay - Absent -

TOTALS: Aye - 5 Nay - 0 Absent - 1

ATTEST:


JULIE TAMBLING, VILLAGE CLERK

APPROVED this 28th day of February, 2022.


MICHAEL WATSON, VILLAGE PRESIDENT

ATTEST:


JULIE TAMBLING, VILLAGE CLERK

STATE OF ILLINOIS)
) §§
COUNTY OF KANKAKEE)

I, Julie Tambling, 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 R02223, "A RESOLUTION AUTHORIZING A PARK SITE DEDICATION AGREEMENT BY AND BETWEEN THE VILLAGE OF BRADLEY AND CURWICK XI, LLC," which was adopted by the Village Corporate Authorities at a meeting held on the 28th day of Feb., 2022.

IN WITNESS WHEREOF, I have hereunto set my hand in the Village of Bradley, County of Kankakee and State of Illinois, on this 28th day of Feb., 2022.

Julie Tambling

JULIE TAMBLING, VILLAGE CLERK



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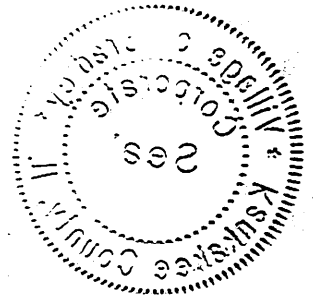


EXHIBIT A