

RESOLUTION NO. _____

Date Passed: January 14, 2013

A RESOLUTION ACCEPTING WATER MAIN EXTENSION FOR CREEKSIDE SUB UNIT 1 DEVELOPMENT AND AUTHORIZING REIMBURSEMENT TO DEVELOPER

WHEREAS, the City of Rochelle is a body politic and corporate, organized and existing pursuant to the Illinois Municipal Code, 65 ILCS 5/1-1-1, et. seq.; and

WHEREAS, on February 13, 2012, the City approved the third amendment to annexation agreement between the City and Creekside Land Holdings, LLC, which amendment provided, among other things, for the extension of a 12" water main from the existing water main terminus north along the east side of 20th street and then east to City well #11, with the developer to construct the extension and, upon acceptance, the City to reimburse 50% of the cost of construction to the developer; and

WHEREAS, the developer has completed said water main extension and same has been inspected by the City and found acceptable, and developer has provided all necessary lien waivers and a bill of sale for the water main extension to the City, and has satisfied all other requirements for acceptance of the water main extension by the City; and

WHEREAS, the developer has provided proof that its cost of construction of the water main extension was \$150,613.15, which is less than the City's estimated cost, and which City staff has approved; and

WHEREAS, the City Council finds that the water main extension should be accepted and the City should reimburse the developer the sum of \$75,306.57, representing 50% of the developer's cost of construction of the water main extension, in accordance with the third amendment to the annexation agreement and the Rochelle Municipal Code;

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the City of Rochelle, as follows:

1. The City hereby accepts the 12" water main extension from the existing water main terminus north along the east side of 20th street and then east to City well #11; and
2. The City shall forthwith reimburse the developer for 50% of the developer's cost of construction of the water main extension, in the amount of \$75,306.57.

PASSED AND APPROVED this 14th day of January, 2013.

ATTEST:

City Clerk

Mayor