

ORDINANCE NO. _____

Date Passed: June 13, 2016

**AN ORDINANCE FOR THE TRANSFER OF PROPERTY PURSUANT TO
THE ILLINOIS LOCAL GOVERNMENT PROPERTY TRANSFER ACT
(GOLF COURSE RESTAURANT PROPERTY)**

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, the City and the Flagg-Rochelle Community Park District ("Park District") are the joint owners of the restaurant property located adjacent to the Fairways Public Golf Course at 555 South 7th Street within the City, the legal description of which is attached hereto as **Exhibit A** ("Golf Course Restaurant Property"); and

WHEREAS, the City Council finds that it is necessary and convenient for the City to use, occupy and/or improve the Golf Course Restaurant Property for a public purpose, within the meaning of the Illinois Local Government Property Transfer Act, 50 ILCS 605/0.01, *et seq.*, ("Act"); and

WHEREAS, the administrations of the City and the Park District have agreed that the Park District should convey the Park District's interest in the Golf Course Restaurant Property to the City, pursuant to the provisions of the Act, for the sum of \$1.00; and

WHEREAS, the City Council finds it to be in the best interest of the City for the City to accept the conveyance of the Park District's interest in the Golf Course Restaurant Property to the City;

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ROCHELLE, OGLE COUNTY, ILLINOIS, as follows:

1. The City Council and Mayor, as the corporate authorities of the City, hereby declare that it is necessary and convenient for the City to use, occupy and/or improve the Golf Course Restaurant Property for a public purpose.

2. Upon approval by the Board of Park District, the City Manager is authorized and directed to execute all documents and take all steps necessary and appropriate to accomplish the conveyance of the Park District's interest in the Golf Course Restaurant Property from the Park District to the City

This ordinance shall become effective after its passage, approval and publication as provided by law.

PASSED AND APPROVED this 13th day of June, 2016.

Ayes:_____ Nays: _____ Abstain:_____

Mayor

Attested:_____
City Clerk

ALAN H. COOPER
Cooper & Lyons
233 East Route 38, Suite 202
PO Box 194
Rochelle, IL 61068
(815) 562-2677

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EXHIBIT A
(Legal Description of Golf Course Restaurant)

OF PROPERTY DESCRIBED AS: Part of the East-half of the Northwest Quarter of Section 25, Township 40 North, Range 1 East of the Third Principal Meridian, bounded and described as follows:

Commencing at the Northwest Corner of the East-half of the Northwest Quarter of said Section 25; thence South 1 degree 40 minutes 31 seconds East along the West Line of said East-half, a distance of 1658.88 feet; thence South 87 degrees 01 minutes 53 seconds East, a distance of 40.11 feet to a point on the Easterly Right-of-Way Line of a public road designated Illinois Route 251, said point being the Point of Beginning of the hereinafter described tract of land; thence continuing South 87 degrees 01 minutes 53 seconds East, a distance of 183.21 feet; thence South 78 degrees 02 minutes 22 seconds East, a distance of 105.01 feet; thence North 14 degrees 40 minutes 51 seconds East, a distance of 16.76 feet; thence South 74 degrees 42 minutes 49 seconds East, a distance of 120.00 feet; thence North 27 degrees 07 minutes 03 seconds East, a distance of 104.81 feet; thence North 29 degrees 45 minutes 21 seconds West, a distance of 127.34 feet; thence North 75 degrees 37 minutes 31 seconds West, a distance of 198.01 feet; thence South 13 degrees 35 minutes 28 seconds West, a distance of 131.12 feet; thence North 75 degrees 26 minutes 00 seconds West, a distance of 60.27 feet; thence South 47 degrees 23 minutes 26 seconds West, a distance of 115.65; thence South 88 degrees 19 minutes 27 seconds West, a distance of 24.64 feet to the Easterly Right-of-Way Line of said Illinois Route 251; thence South 1 degree 40 minutes 31 seconds East along said Right-of-Way Line, a distance of 15.03 feet to the Point of Beginning, containing 1.433 acres, more or less, subject to all easements, agreements, city codes and/or ordinances of record, if any, all situated in the City of Rochelle, the Township of Flagg, the County of Ogle, and the State of Illinois.