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**THE CITY OF ROCHELLE**  
**Ogle County, Illinois**

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**RESOLUTION**  
**NO. \_\_\_\_\_**

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**RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE AN  
AMENDMENT TO THE DECEMBER 13, 2016 DEVELOPMENT AGREEMENT  
WITH PRESCOTT BROTHERS FORD**

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**CHET OLSON, Mayor**  
**SUE MESSER, City Clerk**

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**BIL HAYES**  
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**JOHN BEARROWS**  
**DAN MCDERMOTT**  
**KATE SHAW-DICKEY**  
**City Council**

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Peterson, Johnson, and Murray Chicago, LLC, City Attorneys  
200 W. Adams, Suite 2125 Chicago, IL 60606

**RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE AN  
AMENDMENT TO THE DECEMBER 13, 2016 DEVELOPMENT AGREEMENT  
WITH PRESCOTT BROTHERS FORD**

**RESOLUTION NO. \_\_\_\_\_**

**WHEREAS**, the City of Rochelle is a body politic and corporate, organized and existing pursuant to the Illinois Municipal Code, 65 ILCS 511-1, et seq.; and

**WHEREAS**, on December 13, 2016, the Parties entered into a Development Agreement with Prescott Brothers Ford for the development of certain commercial property for use as an automobile dealership at 620 South 7<sup>th</sup> Street, Rochelle, Illinois;

**WHEREAS**, Prescott Brothers Ford has continuously operated the automobile dealership and repair facility on the Property following the development of 620 South 7<sup>th</sup> Street, Rochelle, Illinois; and

**WHEREAS**, Prescott Brothers Ford intends to develop additional parking lot area for its automobile dealership to expand the operations at afore-said automobile dealership; and

**WHEREAS**, it is necessary to revise the December 13, 2016 Development Agreement to offer economic incentives to Prescott Brothers Ford financial incentives in the form of an Extended Sales Tax Rebate set forth in the December 13, 2016 Development Agreement for an additional one (1) year in order to make the development financially feasible.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF ROCHELLE, ILLINOIS** as follows:

**Section 1.** The foregoing Recitals are not mere preparatory language, but are hereby incorporated in this Section 1 as if said Recitals were fully set forth.

**Section 2.** The City Manager for the City of Rochelle is hereby authorized to execute an amendment to the December 13, 2016 Development Agreement with Prescott Brothers Ford, in a form similar to Exhibit A, attached hereto, subject to review by the City Attorney.

**Section 3.** The provisions of this Resolution are severable and if any court of competent jurisdiction shall declare any portion of this Resolution to be invalid or unenforceable, said decision shall not affect any portion of this Resolution, other than the part declared invalid or unenforceable. This City Council hereby declares that it would have enacted this Resolution even with the invalid or unenforceable portion deleted.

**Section 4.** This Resolution shall be in full force and effect from and after its passage and approval in the manner provided by law.

**Section 5.** That any resolution or motion in conflict with this Resolution is hereby repealed insofar as it conflicts with this Resolution.

PASSED AND APPROVED this 25th day of March, 2019.

ATTEST:

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City Clerk

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Mayor

STATE OF ILLINOIS        )  
  )  
COUNTY OF OGLE        )        SS.

CERTIFICATE

I, \_\_\_\_\_, City Clerk of the City of Rochelle, County of Ogle and State of Illinois, DO HEREBY CERTIFY that the foregoing is a true and correct copy of Resolution No. \_\_\_\_\_, “RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE AN AMENDMENT TO THE DECEMBER 13, 2016 DEVELOPMENT AGREEMENT WITH PRESCOTT BROTHERS FORD” which was adopted by the Mayor and City Council of the City of Rochelle on March 25, 2019.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the City of Rochelle this 25th day of March, 2019.

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CITY CLERK