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

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**ORDINANCE**  
**NO. \_\_\_\_\_**

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**AN ORDINANCE APPROVING A UTILITY EASEMENT AGREEMENT WITH THE  
FLAGG-ROCHELLE COMMUNITY PARK DISTRICT**

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**CHET OLSON, Mayor**  
**BRUCE McKINNEY, City Clerk**

**TOM McDERMOTT**  
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**DON BURKE**  
**KATE SHAW-DICKEY**  
**DAN McDERMOTT**  
**JOHN BEARROWS**  
**City Council**

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Published in pamphlet form by authority of the Mayor and City Council of the City of Rochelle  
Law Offices of Peterson, Johnson, & Murray—Chicago, City Attorneys  
200 W. Adams, Ste. 2125, Chicago, IL 60606

CITY OF ROCHELLE  
Ogle County, Illinois

ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE APPROVING A UTILITY EASEMENT AGREEMENT WITH THE  
FLAGG-ROCHELLE COMMUNITY PARK DISTRICT**

WHEREAS, the City of Rochelle, County of Ogle, State of Illinois, a non-home rule unit of government, has the power to purchase land; and

WHEREAS, the City is the owner and operator of the Rochelle Municipal Utility, which is undergoing major improvements and expansion to Well 11 to support surrounding municipalities; and

WHEREAS, the City also requires an ingress-egress road as part of the improvements to the City's improvements and expansion to the Well 11 water filtration plant; and

WHEREAS, as part of the improvements, a new 12-inch diameter potable water transmission main and related appurtenances and a Gravity Sanitary Sewer Main ("Water and Sewer Mains") will be installed to convey potable water and receive sanitary sewer water between City and adjacent municipalities; and

WHEREAS, the Flagg-Rochelle Community Park District is the owner of property and bike path adjacent to the Well 11 water filtration plant, which must be crossed in order to construct an ingress-egress road and the Water and Sewer Mains; and

WHEREAS, the City Council finds it to be in the best interests of its citizens and residents to enter into this Utility Easement Agreement as part of the improvements and expansion of the Well 11 water filtration plant.

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

SECTION ONE: That City hereby incorporates all of the recitals above into this Resolution as if fully set forth herein.

SECTION TWO: The City hereby authorizes the City Manager to execute the Utility Easement Agreement with the Flagg-Rochelle Community Park District, in substantially the same form as attached hereto as Exhibit 1.

SECTION THREE: All prior Ordinances, Resolutions, or Agreements in conflict or inconsistent herewith are hereby expressly repealed, but only to the extent of such conflict or inconsistency.

SECTION FOUR: This Ordinance shall be in full force and effect from and after its passage, approval and publication in pamphlet form as provided by law.

PASSED THIS \_\_\_\_ day of \_\_\_\_\_, 2017.

AYES:

NAYS:

ABSENT:

APPROVED THIS \_\_\_\_ day of \_\_\_\_\_, 2017.

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MAYOR

ATTEST:

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CITY CLERK