

RESOLUTION AUTHORIZING THE EXECUTION OF A MEMORANDUM OF AGREEMENT WITH THE FEDERAL AVIATION ADMINISTRATION

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 November 27, 2017, the City of Rochelle City Council approved Resolution 17-25, a resolution authorizing the execution of a Memorandum of Understanding and application to the USA Integration Pilot Program being promulgated by the United States Federal Aviation Administration (“FAA”);

WHEREAS, the City of Rochelle has executed the Memorandum of Understanding with NATEX and has applied to be a selected site for the Unmanned Aircraft System (UAS) Integration Pilot Program (“Pilot Program”) as a Lead Applicant, and

WHEREAS, if selected as a Pilot Program site, the City will be required to execute a Memorandum of Agreement with the FAA as set forth in Exhibit A; and

WHEREAS, the Mayor and City Council finds that it is in the best interest of the City and its residents for the City of Rochelle to continue with application with the FAA, including the execution of a Memorandum of Agreement with the FAA.

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 is authorized to execute the Memorandum of Agreement with the FAA in a form substantially similar to Exhibit A, attached hereto, subject to final revisions by the City Attorney, if the FAA selects the City of Rochelle as a test site for the Pilot Program.

Section 3. The City Council authorizes the City Manager is authorized to provide such additional information as may be required to complete the Pilot Program Application.

Section 4. The City Council authorizes the City Manager to sign and execute any and all documents required by the FAA to become a test site for the Pilot Program.

Section 5. 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 6. This Resolution shall be in full force and effect from and after its passage and approval in the manner provided by law.

Section 7. That any resolution or motion in conflict with this Resolution is hereby repealed insofar as it conflicts with this Resolution.

PASSED AND APPROVED this 8th day of January, 2018.

ATTEST:

City Clerk

Mayor