

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

**Date Passed:** \_\_\_\_\_

**AN ORDINANCE AUTHORIZING PURCHASE OF REAL ESTATE FOR A PUBLIC PURPOSE**

**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**, pursuant to the provisions of Article 11 of the Illinois Municipal Code, a municipality is authorized to purchase real property for a public purpose; and

**WHEREAS**, the City desires to purchase real estate within the corporate limits of the City of Rochelle and located at 608 W 2nd Avenue, (herein “the subject Premises”) for a public purpose, specifically the construction a new wellhouse to be located on the 2<sup>nd</sup> Avenue corridor; and

**WHEREAS**, the City previously approved the purchase of the subject Premises pursuant to terms upon which the parties were not able to close, but the parties have now reached an agreement as to all issues regarding the purchase and sale of the subject Premises; and

**WHEREAS**, the subject Premises is presently zoned Light Industry (I-1); and

**WHEREAS**, the Mayor and City Council deem it advisable and in the best interests of the residents of the City of Rochelle to purchase the subject Premises; and

**WHEREAS**, the current owner of the subject Premises is Darrell G. Davis (hereinafter “the Seller”); and

**WHEREAS**, the Seller has agreed to sell the subject Premises to the City according to the terms and conditions as set forth in the Contracts for Purchase and Sale of Real Estate attached hereto as Exhibits A.

**NOW, THEREFORE**, be it ordained by the corporate authorities of the City of Rochelle, Ogle County, Illinois, as follows:

**Section 1.** The Contract for Purchase and Sale of Real Estate attached hereto as Exhibit A (“the Contract”) is hereby approved and the City Manager is authorized and directed to execute the Contract.

**Section 2.** The City Manager is authorized to close the purchase of the subject Premises pursuant to the terms of the Contract, and to execute and deliver such documents as may be necessary to carry out the terms of the Contract.

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

PASSED this \_\_\_\_\_ day of \_\_\_\_\_, 2019.

AYES: \_\_\_\_\_ NAYS: \_\_\_\_\_ ABSTAIN: \_\_\_\_\_

APPROVED this \_\_\_\_\_ day of \_\_\_\_\_, 2019.

\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
City Clerk