
THE CITY OF ROCHELLE
Ogle County, Illinois

RESOLUTION
NO. _____

**A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE AN
AGREEMENT WITH THE GREATER ROCHELLE ECONOMIC DEVELOPMENT
CORPORATION FOR THE PURCHASE OF RAILROAD RIGHT OF WAY**

JOHN BEARROWS, Mayor
SUE MESSER, City Clerk

TOM MCDERMOTT
BIL HAYES
KATE SHAW-DICKEY
DAN McDERMOTT
JOHN GRUBAN
DON BURKE

City Council

Published in pamphlet form by authority of the Mayor and City Council of the City of Rochelle
Peterson, Johnson, and Murray Chicago, LLC, City Attorneys
200 W. Adams, Suite 2125 Chicago, IL 60606

CITY OF ROCHELLE
Ogle County, Illinois

RESOLUTION NO. ____

A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT WITH THE GREATER ROCHELLE ECONOMIC DEVELOPMENT CORPORATION FOR THE PURCHASE OF RAILROAD RIGHT OF WAY

WHEREAS, the City of Rochelle is a body politic and corporate, organized and existing pursuant to the Illinois Municipal Code, 65 ILCS 5/11-1, et seq.; and

WHEREAS, the City of Rochelle owns and operates a railroad known as the City of Rochelle Railroad which has been assigned the designation of CIR from the American Railroad Association (hereinafter referred to as "CIR"); and

WHEREAS, the City of Rochelle is in the process of extending the rail system to serve the 600 acres along I-39, which requires the purchase of additional railroad right of way; and

WHEREAS, the Greater Rochelle Economic Development Corporation ("GREDCO") is a not-for-profit entity incorporated in the State of Illinois and has already purchased the necessary rail right of way; and

WHEREAS, staff and the City Manager have negotiated the purchase of the rail right of way from GREDCO for \$452,678.00, plus closing costs, which was already budgeted for the expansion of the rail system; and

WHEREAS, it has been determined by the Corporate Authorities of the City of Rochelle that it is in the best interest of the City and its residents to enter into and execute and agreement for the purchase of rail right of way from GREDCO; and

BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF ROCHELLE, ILLINOIS:

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

SECTION TWO: The Mayor and City Council of the City of Rochelle authorize the City Manager to execute enter into and execute and agreement for the purchase of rail right of way from GREDCO, in a form subject to review and revision by the City Attorney.

SECTION THREE: If any provision of this Resolution or application thereof to any person or circumstance is ruled unconstitutional or otherwise invalid, such invalidity shall not affect other provisions or applications of this resolution that can be given effect without the invalid application or provision, and each invalid provision or invalid application of this Resolution is severable.

SECTION FOUR: Where the conditions imposed by any provisions of this Resolution are more restrictive than comparable provisions imposed elsewhere in any other local law, resolution, rule or regulation, the regulations of this Resolution will govern.

SECTION FIVE: The City Clerk shall publish this Resolution in pamphlet form.

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

PASSED THIS 22nd day of February, 2021.

AYES:

NAYS:

ABSENT:

APPROVED THIS 22nd day of February, 2021.

MAYOR

ATTEST:

CITY CLERK

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. _____, “A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT WITH THE GREATER ROCHELLE ECONOMIC DEVELOPMENT CORPORATION FOR THE PURCHASE OF RAILROAD RIGHT OF WAY” which was adopted by the Mayor and City Council of the City of Rochelle on February 22, 2021.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the City of Rochelle this 22nd day of February, 2021.

CITY CLERK