



**VILLAGE OF ELBURN
VILLAGE BOARD MEETING
THURSDAY, JANUARY 18, 2018
5:00 P.M.**

1. CALL TO ORDER
2. PLEDGE OF ALLEGIANCE
3. ROLL CALL
4. PUBLIC COMMENT, AWARDS & PRESENTATIONS
5. ADMINISTRATION
 - a. Discuss and Approve Ordinance Authorizing the Execution of a Binding Purchase Contract and Submission of a Sealed Bid for the Purchase of 5.01 Acres
6. OTHER BUSINESS
7. ADJOURN

VILLAGE OF ELBURN

ORDINANCE NO. 2018- 02

**AN ORDINANCE AUTHORIZING THE EXECUTION OF A BINDING
PURCHASE CONTRACT AND SUBMISSION OF A SEALED BID FOR THE
PURCHASE OF 5.01 ACRES OF LAND ON SOUTH ANDERSON ROAD**

**ADOPTED BY
THE BOARD OF TRUSTEES
OF THE
VILLAGE OF ELBURN**

This 18th day of January, 2018.

ORDINANCE NO. 2018 - 02

AN ORDINANCE AUTHORIZING THE EXECUTION OF A BINDING PURCHASE CONTRACT AND SUBMISSION OF A SEALED BID FOR THE PURCHASE OF 5.01 ACRES OF LAND ON SOUTH ANDERSON ROAD

WHEREAS, the Village of Elburn, a Municipal Corporation of the State of Illinois (Village) has the authority pursuant to 65 ILCS 5/11-61-3 and 65 ILCS 5/11-76.1-1 of the Illinois Municipal Code by the power of Ordinance to purchase real estate for public purposes; and

WHEREAS, the Village finds and determines that it would serve the residents of the Village to purchase real estate for public purposes at the South Anderson Road location; and

WHEREAS, the Village has previously undertaken an appraisal of the proposed acquisition area and has knowledge of the property's fair market value; and

WHEREAS, the property is being offered for sale through a sealed bid public auction process which would allow the Village to submit a sealed bid to offer to purchase such property at below the fair market value.

THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of Elburn, Kane County, Illinois, as follows:

SECTION ONE: That the President and Board of Trustees finds the above recitals to be true and correct, and by this reference incorporates these recitals as if written out here in full.

SECTION TWO: That it is in the best interests of the Village and its residents to seek to acquire 5.01 acres of land by South Anderson Road to be

used for public purposes at an amount below fair market value.

SECTION THREE: That the Village President, Village Administrator John Nevenhoven and the Village's legal counsel are authorized and directed to enter into a Binding Purchase Contract through a sealed bid process for the 5.01 acres on South Anderson Road, Elburn, Kane County, Illinois for \$25,000.00 and to execute any and all necessary documents for its purchase and at closing in furtherance of the purchase of said property pursuant to this Ordinance.

SECTION FOUR: That the President, Village Administrator and Village legal counsel are to ensure compliance with the authorizing statutes including 65 ILCS 5/11-76.1-1 et seq. including the publishing of this passed ordinance at least twice within 30 days after its passage.

SECTION FIVE: That this Ordinance shall take effect immediately upon its passage and approval.

SECTION SIX: That all ordinances and parts of ordinances in conflict with or inconsistent with the provisions of this ordinance are hereby repealed to the extent of any such conflict or inconsistency.

SECTION SEVEN: That if any part or portion of this ordinance shall be declared invalid by a court of competent jurisdiction, such partial invalidity shall not affect the remainder of this ordinance.

Trustee Name	Aye	Nay	Absent	Abstain
Ken Anderson				
Bill Grabarek				
Dave Gualdoni				
Patricia Schuberg				
Matthew Wilson				
Sue Filek				
Mayor Jeffrey Walter				

PRESENTED to the President and Board of Trustees of the Village of Elburn, Kane County, Illinois, this 18th day of January, 2018.

PASSED by the President and Board of Trustees of the Village of Elburn, Kane County, Illinois, this 18th day of January, 2018.

SIGNED by the President of the Board of Trustees of the Village of Elburn, Kane County, Illinois, this 18th day of January, 2018.

(SEAL)
Illinois

Jeffrey Walter, Village President
Village of Elburn, Kane County,

ATTEST:

Diane McQuilkin
Village Clerk
Village of Elburn, Kane County, Illinois

STATE OF ILLINOIS)
)SS
COUNTY OF KANE)

CLERK'S CERTIFICATE

I, Diane McQuilkin, the duly qualified and acting Village Clerk of the Village of Elburn, Kane County, Illinois, do hereby certify that attached hereto is a true and correct copy of an ordinance entitled:

ORDINANCE NO. 2018 - 02

AN ORDINANCE AUTHORIZING THE EXECUTION OF A BINDING PURCHASE CONTRACT AND SUBMISSION OF A SEALED BID FOR THE PURCHASE OF 5.01 ACRES OF LAND ON SOUTH ANDERSON ROAD

which ordinance was duly adopted by said Board of Trustees at a regular meeting held on the 18th day of January, 2018. I do further certify that a quorum of said Board of Trustees was present at said meeting, and that the Board of Trustees complied with all the requirements of the Illinois Open Meetings Act.

IN WITNESS WHEREOF, I have hereunto set my hand this _____ day of _____, 2018.

(SEAL)

Diane McQuilkin
Village Clerk
Village of Elburn, Kane County, Illinois