

CITY OF OGLESBY

ORDINANCE NO. 1057-040119

AN ORDINANCE AUTHORIZING THE EXECUTION OF A SANITARY
AND STORM WATER SEWER AND EASEMENT AGREEMENT

ADOPTED BY THE CITY COUNCIL OF
THE CITY OF OGLESBY
THIS 1st DAY OF April, 2019

Published in pamphlet form by authority of the City Council of the City of Oglesby,
LaSalle County, Illinois, this 1st day of April, 2019.

STATE OF ILLINOIS)
) SS.
COUNTY OF LASALLE)

I, Stacie Mertes, duly appointed and authorized Clerk of the City of Oglesby,
LaSalle County, Illinois.

I further certify that on the 1st day of April, 2019, the corporate authorities of the
above municipality passed and approved Ordinance No. 1057-040119, entitled "An
Ordinance Authorizing the Execution of a Sanitary and Storm Water Sewer and Easement
Agreement", which provided by its terms that it should be published in pamphlet form.

The pamphlet form of Ordinance No. 1057-040119, including the ordinance and
cover sheet thereof, was prepared and a copy of such ordinance was posted in the
municipal building, commencing on the 1st day of April 2019, and continuing for at least
ten days thereafter. Copies of the ordinance were also available for public inspection

upon request in the office of the municipal clerk.

Dated in Oglesby, Illinois, this 1st day of April, 2019.

Stacie Mertes, City Clerk

(SEAL)

ORDINANCE NO. 1057-040119

AN ORDINANCE AUTHORIZING THE EXECUTION OF A SANITARY
AND STORM WATER SEWER AND EASEMENT AGREEMENT

WHEREAS, the City of Oglesby desires to obtain an easement for a sanitary sewer and storm sewer running through property owned by Douglas Mark Jakse and Leesa Michelle Tipton (hereinafter collectively referred to as "Jakse"); and

WHEREAS, the City of Oglesby and Jakse have agreed to the execution of an easement agreement in the form and substance as set forth in Exhibit A attached hereto and incorporated by reference as if set out in full herein; and

WHEREAS, Section 11-39-2 of the Illinois Municipal Code (65 ILCS 5/11-39-2) authorizes municipalities to acquire and operate combined waterworks and sewage systems and by implication authorizes municipalities to obtain easements for sanitary sewers; and

WHEREAS, Section 11-110-1 of the Illinois Municipal Code (65 ILCS 5/11-110-1) authorizes municipalities to construct and maintain storm sewers and by implication authorizes municipalities to obtain easements for storm sewers; and

WHEREAS, the Mayor and Commissioners of the City of Oglesby deem it to be in the best interest of the public health and welfare of the residents of the City of Oglesby to obtain an easement for the construction of a sanitary sewer and a storm sewer through the Jakse property.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND COMMISSIONERS OF THE CITY OF OGLESBY, LASALLE COUNTY, ILLINOIS, AS FOLLOWS:

1. The recitals contained in the preamble to this ordinance are incorporated by reference as if set out in full herein.

2. The City of Oglesby is hereby authorized to enter into the Sanitary Sewer and Storm Sewer Easement Agreement in the form and substance as set forth in Exhibit A which is

incorporated by reference and restated as if set out in full herein.

3. The City of Oglesby is hereby authorized to pay Jakse the sum of three thousand (\$3,000.00) dollars for the easement rights set forth in Exhibit A.

4. After the adoption of this ordinance, the Mayor of the City of Oglesby and the City Clerk of the City of Oglesby are authorized to sign the easement agreement attached hereto as Exhibit A.

5. This ordinance will be in full force and effect after its passage, approval, and publication in pamphlet form as provided by law.

PRESENTED, PASSED AND ADOPTED at a regular meeting of the City Council of the City of Oglesby, LaSalle County, Illinois, by an aye and nay roll call vote as follows:

PASSED AND ADOPTED THIS 1st DAY OF April, 2019.

ERIC ZBOROWSKI _____ AYE; _____ NAY; _____ ABSENT; _____ PASS

DOMINIC RIVARA _____ AYE; _____ NAY; _____ ABSENT; _____ PASS

THOMAS PORTER _____ AYE; _____ NAY; _____ ABSENT; _____ PASS

THOMAS ARGUBRIGHT _____ AYE; _____ NAY; _____ ABSENT; _____ PASS

DONALD J. FINLEY _____ AYE; _____ NAY; _____ ABSENT; _____ PASS

APPROVED:

Donald J. Finley, Mayor

Stacie Mertes, Clerk