## **RESOLUTION NUMBER:** <u>2022-43</u>

## A RESOLUTION OF THE VILLAGE OF POPLAR GROVE, ILLINOIS TO APPROVE AND AUTHORIZE THE VILLAGE PRESIDENT TO EXECUTE A SEWER CONNECTION AGREEMENT WITH CONCEPT DEVELOPMENT PARTNERS

WHEREAS, the Village of Poplar Grove (the "Village") owns and operates its own sanitary sewer system which includes the South Waste Water Treatment Plant (SWWTP); and

WHEREAS, Concept Development Partners (or its predecessor entity) participated in the funding of an expansion to the SWWTP; and

WHEREAS, in exchange for participating in the funding of the expansion, Concept Development Partners was provided with 999 sewer connections to be utilized in the development of certain parcels of real estate owned by Concept Development Partners which were to be serviced by the SWWTP; and

WHEREAS, to the extent Concept developed this real estate, the Village would not charge Concept a sewer connection fee as Concept had already pre-paid for 999 sewer connections; and

WHEREAS, Concept is no longer developing real estate in the Village but still owns the 999 sewer connections; and

WHEREAS, Concept and the Village have reached an accord as to the terms and conditions upon which Concept's 999 sewer connections can be sold to third parties desiring to connect to the SWWTP and have memorialized the same in the Sewer Connection Agreement attached hereto as <u>Exhibit A</u> and incorporated herein ("Agreement"); and

WHEREAS, the Village has determined it is in the best interest of the Village and its citizens to enter into the Agreement.

**NOW THEREFORE, BE IT RESOLVED** by the Village President and Board of Trustees of the Village of Poplar Grove, Illinois as follows:

- 1. The above recitals are incorporated herein and made a part hereof.
- 2. The Village hereby accepts and approves the Agreements attached hereto as <u>Exhibit A</u>, or one in substantially similar form.
- 3. The Village President and Village Clerk are hereby authorized to execute and attest the Agreement.

PASSED UPON MOTION BY \_\_\_\_\_

SECONDED BY

BY ROLL CALL VOTE THIS \_\_\_\_ DAY OF \_\_\_\_\_, 2022

AS FOLLOWS:		
VOTING "AYE":		
VOTING "NAY":		
ABSENT, ABSTAIN,	JIHER	
APPROVED	, 2022	

VILLAGE PRESIDENT

ATTEST:

VILLAGE CLERK

## **EXHIBIT A- AGREEMENT**