ORDINANCE NUMBER: 20-23

AN ORDINANCE OF THE VILLAGE OF POPLAR GROVE APPROVING AN AGREEMENT FOR THE PURCHASE OF REAL PROPERTY LOCATED AT 211, 215 AND 217 SARATOGA LANE, POPLAR GROVE, ILLIOIS BY THE VILLAGE

WHEREAS, Dennis Gearhart (referred to herein as "Seller") is the owner of the following parcels: approximately 0.55 acres commonly known as 211 Saratoga Lane, Poplar Grove, Illinois with PIN 05-11-227-014; approximately 0.70 acres commonly known as 215 Saratoga Lane, Poplar Grove, Illinois with PIN 05-11-227-015; and approximately 0.77 acres commonly known as 217 Saratoga Lane, Poplar Grove, Illinois with PIN 05-11-227-016 (collectively referred to herein as the "Real Estate"); and

WHEREAS, the Real Estate is located within the Village of Poplar Grove ("Village"); and

WHEREAS, the Village desires to purchase the Real Estate from the Seller for use by the Village as a public park; and

WHEREAS, the Village and Seller have reached an accord as to the terms and conditions upon which said Real Estate will be sold; and

WHEREAS, the Village and Seller have memorialized such terms and conditions in the Agreement attached hereto as Exhibit A and incorporated herein; and

WHEREAS, the Village has determined it is in the best interest of the Village and its citizens to purchase said Real Estate and enter into the Agreement with the Seller.

NOW THEREFORE, be it ordained by the President and Board of Trustees of the Village of Poplar Grove, Illinois as follows:

1. The Village Board of Trustees finds and determines that all of the recitals contained in the preambles to this Ordinance are true, correct and complete and incorporates them into this Ordinance by this reference.

2. By the adoption of this Ordinance, the Village Board of Trustees approves the Village of Poplar Grove entering into the Agreement attached hereto as Exhibit A, or one in substantially similar form, with regards to the following properties: 211 Saratoga Lane, Poplar Grove, Illinois with PIN 05-11-227-014; 215 Saratoga Lane, Poplar Grove, Illinois with PIN 05-11-227-015; and 217 Saratoga Lane, Poplar Grove, Illinois with PIN 05-11-227-016, and authorizes the President to execute the same along with any other documents necessary to effectuate the acquisition contemplated herein.

3. The Village Clerk shall attest the same after the signature of the President.

4. Upon full approval and execution of this Ordinance, the Village Clerk is hereby directed to publish a copy of this ordinance at least twice within 30 days after its passage in a newspaper with general circulation within the Village.

5. If any section, paragraph, clause or provision of this ordinance shall be held invalid, the invalidity of such section, paragraph, clause or provision shall not affect any other provision of this ordinance.

6. All other provisions and terms of Village Code of Ordinances shall remain in full force and effect as previously enacted except that those ordinances, or parts thereof, in conflict herewith are hereby repealed to the extent of such conflict.

7. This Ordinance shall be retroactive to October 1, 2020 and in full force and effect as of that date after its approval, passage and publication in pamphlet form as required by law.

PASSED UPON MOTION BY _____

SECONDED BY _____

BY ROLL CALL VOTE THIS _____ DAY OF _____, 2020

AS FOLLOWS:

VOTING "AYE": _____

_____

VOTING "NAY": _____

_____

ABSENT, ABSTAIN, OTHER _____

_____

APPROVED_____, 2020

ATTEST:

_____ _____

CLERK PRESIDENT

EXHIBIT A – AGREEMENT