
THE CITY OF ROCHELLE
Ogle County, Illinois

RESOLUTION
NO. _____

**RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE AN
INTERGOVERNMENTAL AGREEMENT WITH THE NORTHERN ILLINOIS
LAND BANK AUTHORITY**

JOHN BEARROWS, Mayor
ROSE HUERAMO, City Clerk

TOM McDERMOTT
BIL HAYES
DAN McDERMOTT
KATE SHAW-DICKEY
JOHN GRUBEN
ROSAELIA ARTEAGA

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

**RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE AN
INTERGOVERNMENTAL AGREEMENT WITH THE NORTHERN ILLINOIS
LAND BANK AUTHORITY
RESOLUTION NO. _____**

WHEREAS, Section 7 of Article VII of the 1970 Constitution of the State of Illinois provides that a municipality that is not a home rule unit shall only have the powers granted to them by law and as such the City of Rochelle, Ogle County, Illinois being a non-home rule unit pursuant to the provision of said Section 7 of Article VII, and may exercise only the powers expressly granted by law; and

WHEREAS, the Illinois General Assembly granted non-home rule municipalities broad authority to “pass all ordinances and make all rules and regulation proper or necessary, to carry into effect the powers granted to municipalities.” 65 ILCS 5/1-2-1; and

WHEREAS, the Intergovernmental Cooperation Act, as amended, 5 ILCS 220/1 et seq., and the Illinois Municipal Code, 65 ILCS 5/1-1-5 *et seq.*, also authorize unites of local government to exercise and enjoy jointly their powers, privileges, or authority, and to enter into intergovernmental agreements for that purpose; and

WHEREAS, in recent years a substantial number of properties in the City have become vacant, dilapidated, and non-revenue generating; and

WHEREAS, these properties contain numerous violations of health and safety ordinances, contribute to the blight and deterioration within the City, and impose a significant economic burden upon municipalities within the Region; and

WHEREAS, the Northern Illinois Land Bank Authority (the “Authority”) has been created to assist its members with the acquisition and sale of vacant, dilapidated, and non-revenue generating properties; and

WHEREAS, there exists within the City need for (i) the creation of safe, decent housing for existing and future residents, (ii) the return of abandoned properties to productive use including, but not limited to, the payment of tax revenues, (iii) opportunities for the revitalization of deteriorating residential, retail, industrial and commercial neighborhoods, and available properties for use as public parks, green spaces, water retention and other public purposes; and

WHEREAS, the City desires to enter into this intergovernmental cooperation agreement to with the Authority in order to address most efficiently and effectively these needs within the City; and

WHEREAS, the Authority will share the cost of the acquisition and sale of vacant, dilapidated, and non-revenue generating properties in the City, in accordance with the attached Intergovernmental Agreement (Exhibit 1); and

WHEREAS, the Mayor and City Council finds that it is in the best interest of the City and its residents for the City of Rochelle to authorize the execution of the Intergovernmental Agreement with the Northern Illinois Land Bank Authority, attached hereto as Exhibit 1.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF ROCHELLE, ILLINOIS as follows:

Section 1. The foregoing Recitals are not mere preparatory language, but are hereby incorporated in this Section 1 as if said Recitals were fully set forth.

Section 2. The City Manager for the City of Rochelle is hereby authorized to execute the Intergovernmental Agreement with the Northern Illinois Land Bank Authority, in a form similar to Exhibit 1, attached hereto, subject to review by the City Attorney.

Section 3. The provisions of this Resolution are severable and if any court of competent jurisdiction shall declare any portion of this Resolution to be invalid or unenforceable, said decision shall not affect any portion of this Resolution, other than the part declared invalid or unenforceable. This City Council hereby declares that it would have enacted this Resolution even with the invalid or unenforceable portion deleted.

Section 4. This Resolution shall be in full force and effect from and after its passage and approval in the manner provided by law.

Section 5. That any resolution or motion in conflict with this Resolution is hereby repealed insofar as it conflicts with this Resolution.

PASSED AND APPROVED this 28th day of March, 2022.

AYES:

NAYS:

ABSENT:

ATTEST:

City Clerk

Mayor

STATE OF ILLINOIS)
)
COUNTY OF OGLE) SS.

CERTIFICATE

I, Rose Hueramo, 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. _____, “RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE AN INTERGOVERNMENTAL AGREEMENT WITH THE NORTHERN ILLINOIS LAND BANK AUTHORITY” which was adopted by the Mayor and City Council of the City of Rochelle on March 28, 2022.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the City of Rochelle this 28th day of March, 2022.

CITY CLERK