

Ordinance 2018-38

AN ORDINANCE AUTHORIZING THE EXECUTION OF AN AGREEMENT FOR THE PURCHASE OF CERTAIN REAL PROPERTY FOR THE VILLAGE OF STICKNEY, ILLINOIS.

WHEREAS, the Village of Stickney (the "Village") is a home rule municipal corporation in accordance with Article VII, Section 6(a) of the Constitution of the State of Illinois of 1970; and

WHEREAS, pursuant to the Section 11-76.1-1 of the Illinois Municipal Code, the Village is authorized to purchase real property for public purposes; and

WHEREAS, the Village recognizes the need to acquire real property for public purposes, including, but not limited to, redeveloping blighted properties; and

WHEREAS, in connection with the foregoing, the Village desires to acquire certain real property located at the address commonly known as 6705 Pershing Road, Stickney, Illinois 60402 (the "Property"); and

WHEREAS, the current owner of record of the Property (the "Seller") and the Village have discussed an agreement (the "Agreement"), attached hereto and incorporated herein as Exhibit "A," which sets forth the terms and conditions under which the Seller will sell the Property to the Village or the Village's nominee; and

WHEREAS, the Village desires to enter into the Agreement, or an agreement with terms substantially the same as the Agreement, with the Seller, whereby the Seller will sell the Property to the Village or the Village's nominee; and

WHEREAS, the Village President (the "President") and the Board of Trustees of the Village (the "Village Board" and with the President, the "Corporate Authorities") have determined that it is advisable, necessary and in the best interests of the Village to approve and authorize the execution of the Agreement, or an agreement with terms substantially the same as the Agreement; and

WHEREAS, the President is authorized to enter into and the Village Attorney is authorized to revise agreements for the Village making such insertions, omissions, and changes as shall be approved by the President and the Village Attorney; and

NOW, THEREFORE, BE IT ORDAINED by the President and the Board of Trustees of the Village of Stickney, County of Cook, and the State of Illinois, as follows:

**ARTICLE I.
IN GENERAL**

SECTION 1: Incorporation Clause.

The Corporate Authorities hereby find that all of the recitals hereinbefore stated as contained in the preambles to this Ordinance are full, true and correct and do hereby, by reference, incorporate and make them part of this Ordinance as legislative findings.

SECTION 2: Purpose.

The purpose of this Ordinance is to enter into, approve and execute an agreement with the Seller with terms substantially the same as terms of the

Agreement, and to authorize the President or his designee, to execute all necessary documents and perform all necessary acts to effectuate the intent of this Ordinance, including the expenditure of all necessary funds.

ARTICLE II. AUTHORIZATION

SECTION 3: Authorization.

The Corporate Authorities hereby approve the Agreement. The Corporate Authorities further authorize and direct the President or his designee to enter into and approve the Agreement, or any modifications thereof, and to ratify any and all previous action taken to effectuate the intent of this Ordinance. The Corporate Authorities further authorize the President or his designee to undertake all publications requirements provided by law and all other requirements by law to effectuate the intent of this Ordinance. The Corporate Authorities further authorize and direct the President or his designee to execute the Agreement with such insertions, omissions and changes as shall be approved by the President and the Village Attorney. The Corporate Authorities further authorize the President or his designee to exercise any and all rights provided to the Village under the terms of the Agreement. The Village Clerk is hereby authorized and directed to attest to and countersign the Agreement and any other documentation as may be necessary to carry out and effectuate the purpose of this Ordinance. The Village Clerk is also authorized and directed to affix the Seal of the Village to such documentation as is deemed necessary. The officers, agents and/or employees of the Village shall take all action necessary or reasonably required by the Village to carry out, give effect to and effectuate the purpose of this Ordinance and shall take all action necessary in conformity therewith. The Village is authorized to allocate and spend all necessary funds to fulfill the requirements of the Agreement, or of an agreement with terms substantially the same as the terms of the Agreement, and of this Ordinance.

ARTICLE III. HEADINGS, SAVINGS CLAUSES, PUBLICATION, EFFECTIVE DATE

SECTION 4: Headings.

The headings of the articles, sections, paragraphs and subparagraphs of this Ordinance are inserted solely for convenience of reference and form no substantive part of this Ordinance nor should they be used in any interpretation or construction of any substantive provision of this Ordinance.

SECTION 5: Severability.

The provisions of this Ordinance are hereby declared to be severable and should any provision of this Ordinance be determined to be in conflict with any law, statute or regulation by a court of competent jurisdiction, said provision shall be excluded and deemed inoperative, unenforceable and as though not provided for herein, and all other provisions shall remain unaffected, unimpaired, valid and in full force and effect.

SECTION 6: Superseder.

All code provisions, ordinances, resolutions, rules and orders, or parts thereof, in conflict herewith are, to the extent of such conflict, hereby superseded.

SECTION 7: Publication.

A full, true and complete copy of this Ordinance shall be published in pamphlet form or in a newspaper published and of general circulation within the Village as provided by the Illinois Municipal Code, as amended.

SECTION 8: Effective Date.

This Ordinance shall be effective and in full force immediately upon passage and approval.

PASSED this 21 day of Audrey, 2018.

AYES: Trustees Hrejsa, Kapolnek, Milenkovic, Savopoulos, Torres & White

ABSENT: none

ABSTENTION: none

APPROVED by me this 21st day of August, 2018.

Jeff Walik, President

**ATTESTED AND FILED in my
office this 21st day of August, 2018.**

Audrey McAdams, Village Clerk

EXHIBIT A