

VILLAGE OF MT. AUBURN

ORDINANCE NO. 31

AN ORDINANCE AUTHORIZING THE PURCHASE OF PROPERTY

ADOPTED BY THE
BOARD OF TRUSTEES
OF THE
VILLAGE OF MT. AUBURN
THIS 7TH DAY OF DECEMBER, 1991.

PUBLISHED IN PAMPHLET FORM BY AUTHORITY
OF THE BOARD OF TRUSTEES OF THE VILLAGE OF
MT. AUBURN, CHRISTIAN COUNTY, ILLINOIS,
THIS 7TH DAY OF DECEMBER, 1991.

VILLAGE OF MT. AUBURN

ORDINANCE NO. 31

AN ORDINANCE AUTHORIZING THE PURCHASE OF PROPERTY

WHEREAS, attached hereto and incorporated herein by reference are copies of a) an agreement entitled " Permanent Raw Water Pipeline and Electric Service Easement and Right of Way" and b) two separate agreements entitled "Trustee's Warranty Deed and Agreement", to be entered into by and between the Village of Mt. Auburn, Illinois and Joyce Ballion and Marcia Montgomery, as Trustees UTA DTD 07/27/76, a/k/a Trust No. ES-072776;

WHEREAS, it is deemed advisable and necessary for the public health, comfort, and safety of the residents of the Village of Mt. Auburn, Christian County, Illinois to provide for the purchase of the property referred to in the aforesaid Agreements;

WHEREAS, pursuant to applicable provisions of the Illinois Municipal Code, including, but not limited to, Section 11-61-3 of Article II of the Illinois Municipal Code, the Municipality is authorized to purchase real and personal property for public purposes pursuant to contracts which provide for the consideration for such purchase to be paid through installments to be made at stated intervals during a certain period of time, not exceeding 10 years; and

WHEREAS, it is deemed advisable and necessary to acquire such property to construct and maintain public water well systems upon such property.

NOW, THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF

TRUSTEES OF THE VILLAGE OF MT. AUBURN, ILLINOIS:

Section 1: It is hereby determined that it is advisable, necessary, and in the interests of the public health, safety, and welfare of the residents of the Village of Mt. Auburn, Illinois that the Village of Mt. Auburn purchase the property more particularly described in the aforesaid Agreements for the purchase price and pursuant to the terms and provisions as set forth in said Agreements.

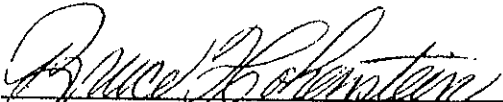
Section 2: That the President and Board of Trustees hereby approve of the attached aforesaid Agreements and the purchase of the property referred to therein; and hereby authorize and direct the President to sign said Agreements, or such amendments thereto as the Village President may approve of, and duplicate originals thereof, and all other documents or instruments and to take all other actions as may be necessary to consummate the purchase of such property referred to in said Agreements, by and on behalf of the Village of Mt. Auburn; and further, the Clerk is hereby directed and authorized to attest to the signing of said Agreement and such other documents or instruments and to place the corporate seal of the Village of Mt. Auburn thereon.

Section 3: That if any section, clause, provision or portion of this Ordinance shall be held to be invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect or otherwise impair any other section, clause, provision or portion of this Ordinance which is not, in or of itself, invalid or unconstitutional.

Section 4: This Ordinance shall be effective upon its

passage, approval and publication in pamphlet form as provided by law.

ON MOTION DULY MADE AND SECONDED and pursuant to roll call vote, this Ordinance was passed, approved and adopted this 7th day of December, 1991.


BRUCE HOHENSTEIN, Village President
Village of Mt. Auburn, Illinois

ATTEST:


BRENDA COPENBARGER, Village Clerk

AYES: C. Butcher, T. Butcher, Copenbarger, Pollard, Vincent

NAYS: - 0 -

ABSENT: Anderson

FILED IN THE OFFICE OF THE VILLAGE CLERK,
VILLAGE OF MT. AUBURN, ON THE 7TH DAY OF DECEMBER, 1991.

PUBLISHED IN PAMPHLET FORM ON DECEMBER 7, 1991.

CERTIFICATE

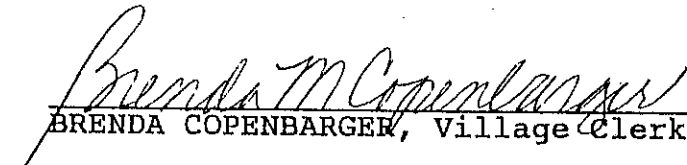
STATE OF ILLINOIS)
) SS.
COUNTY OF CHRISTIAN)

I, BRENDA COPENBARGER, certify that I am the duly elected and acting Village Clerk of the Village of Mt. Auburn, Christian County, Illinois.

I further certify that on December 7, 1991, the Board of Trustees of said Village passed and approved Ordinance No. 31 entitled "An Ordinance Authorizing the Purchase of Property".

The pamphlet form of Ordinance No. 31 including the Ordinance and a cover sheet thereof was prepared, and a copy of such Ordinance was posted in the Village Hall, commencing on December 7, 1991, and continuing for at least ten days thereafter. Copies of such Ordinance were also available for public inspection upon request in the Office of the Village Clerk.

DATED at Mt. Auburn, Illinois, this 18th day of December, 1991.


BRENDA COPENBARGER, Village Clerk

(SEAL)