

Ordinance No. 17-43

**AN ORDINANCE ACCEPTING CERTAIN PUBLIC IMPROVEMENTS WITHIN  
LOT 5 IN THE TERRA BUSINESS PARK**

**WHEREAS**, the Village of East Dundee (the "Village") is a duly organized and validly existing home-rule municipality created in accordance with the Constitution of the State of Illinois of 1970 and the laws of the State; and,

**WHEREAS**, the developer of lot 5 in the Terra Business Park has advised that certain public improvements in said lot have been completed and has requested that those public improvements be accepted and transferred to the Village; and,

**WHEREAS**, The Village has inspected said improvements and found that they have been constructed in accordance with the approved engineering plans and in compliance with the ordinances of the Village.

**NOW THEREFORE, BE IT ORDAINED**, by the President and Board of Trustees of the Village of East Dundee, Kane and Cook County, Illinois, as follows:

**Section 1:** That the Village of East Dundee does hereby accept certain public improvements including sanitary sewers and water mains heretofore installed within the public utility easement in lot 5 in the Terra Business Park.

**Section 2:** That the Village does hereby accept title to those public improvements specified in Section 1 hereof, with conveyance of title pursuant to the BILL OF SALE attached hereto and made a part hereof as Exhibit A and filed with the Village Clerk.

**Section 3:** That this ordinance shall be in full force and effect from and after its passage and approval according to law.

PASSED this 14<sup>th</sup> day of Aug, 2017, pursuant to a roll call vote as follows:

AYES: Trustees Lynam, Selap, Wood, Hall, Mahony and  
Andresen

NAYS: Ø

ABSENT: Ø

APPROVED this 14<sup>th</sup> day of Aug, 2017

Attest: Katherine Hall  
Village Clerk

[Signature]  
Village President

**BILL OF SALE FOR CERTAIN PERSONALTY TRANSFERRED  
TO THE VILLAGE OF EAST DUNDEE, ILLINOIS WITHIN LOT 5 IN THE  
TERRA BUSINESS PARK**

KNOW ALL MEN BY THESE PRESENTS, that Speedway LLC (Developer), in consideration of One Dollar and other valuable consideration, does hereby grant, sell, transfer, and deliver unto the Village of East Dundee, a Municipal Corporation in Kane County, Illinois (Village), the following goods, chattels, and other items of personal property, namely:

ONE: Each and every part and item of a system for the collection, transportation, and treatment of sewage installed at the direction of the Village by the Developer anywhere in the Development with the exception of those pipes that transport the sewage of a single building into a common sewer commonly known as a house service.

TWO: Each and every part and item of a system for the distribution of water installed at the direction of the Village by the Developer anywhere in the Development except the pipe that transports water from the buffalo box to a single building commonly known as a building service.

(See Exhibit "A", attached sanitary plans)

The object of this bill of sale is to grant, sell, transfer, and deliver to the Village the ownership in all items of personalty that comprise the sanitary sewer and water distribution systems installed by the Developer to date within the Development except as noted herein.

The Developer does hereby covenant that it is the lawful owner of the goods, chattels, and personalty described above; that such improvements are free from all encumbrances; that the Developer has the right to sell the same as aforesaid; that said improvements have been constructed in significant accordance with the approved plans and Village specifications; that the Developer warrants and will defend these rights against the lawful claims and demands of all persons; and that the execution of this bill of sale is an authorized act of said corporation, individual, or partnership.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 2017

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Glenn M. Plumby, Sr. Vice President - Operations

State of OHIO )

) SS

County of CLARK )

I, \_\_\_\_\_, a Notary Public in and for said County and State, do hereby certify that Glenn M. Plumby, personally known to me to be the same person(s) whose name(s) is/are subscribed to the foregoing instrument, appeared before me this day in person and, being duly sworn, acknowledged that he/she signed for the uses and purposes therein set forth, and that he/she was duly authorized to execute the said instrument.

Given under my hand and seal, this \_\_\_\_ day of \_\_\_\_\_, 2017.

\_\_\_\_\_  
Notary Public

My Commission expires: \_\_\_\_\_





