

**CITY OF COLUMBIA, ILLINOIS
ORDINANCE NO. 3544**

AN ORDINANCE AUTHORIZING THE EXECUTION OF A DEVELOPMENT AGREEMENT BETWEEN THE CITY OF COLUMBIA, ILLINOIS AND DOMEX PROPERTIES LIMITED PARTNERSHIP SETTING FORTH TERMS REGARDING THE DEVELOPMENT OF A RESIDENTIAL SUBDIVISION WITHIN CITY LIMITS

WHEREAS, the City of Columbia (“City”), Monroe and St. Clair Counties, Illinois is a duly created, organized and validly existing municipality of the State of Illinois under the 1970 Illinois Constitution and the laws of the State of Illinois, including particularly the Illinois Municipal Code, and all laws amendatory thereof and supplementary thereto; and

WHEREAS, the Rita H. Breitenstein Trust (“Property Owner”) is owner of 2 parcels of land located in the City of Columbia, having Monroe County parcel identification numbers 04-16-439-009-000 and 04-16-439-010-000, which comprise the Christian Kaemper’s Addition; and

WHEREAS, Domex Properties Limited Partnership (“Developer”) has entered into a contract with the Property Owner to purchase the referenced parcels, collectively referred to as “Subject Property,” for the purpose of developing a residential subdivision; and

WHEREAS, the Developer has requested that the City make certain provisions relating to site development and provision of municipal utilities; and

WHEREAS, the City and Developer desire, by this Agreement, to allocate certain costs and responsibilities attributed to each party as provided in the Development Agreement attached hereto.

NOW THEREFORE BE IT ORDAINED, by the Mayor and City Council of the City of Columbia, as follows:

Section 1. The recitals contained above in the preamble of this Ordinance are hereby incorporated by reference, the same as if set forth in this section of this Ordinance verbatim, as findings of the City Council of the City of Columbia, Illinois.

Section 2. The City Council hereby approves the Development Agreement attached hereto.

Section 3. The Mayor is hereby authorized to sign, execute, and deliver the Development Agreement for and on behalf of the City in the form attached hereto. The City Clerk is hereby authorized to attest the same.

Section 4. The City Clerk or his designee is authorized and directed to record the Development Agreement with a certified true copy of this ordinance in the offices of the Recorders of Deeds for Monroe County.

Section 5. This Ordinance shall take full force and effect immediately upon passage by the Corporate Authorities.

PASSED by the City Council and **APPROVED** by the Mayor of the City of Columbia, Illinois and deposited and filed in the office of the City Clerk on the 7th day of December 2020, the vote being taken by ayes and noes and entered upon the legislative record as follows:

AYES: Aldermen Ebersohl, Agne, Niemietz, Roessler, Huch, Holtkamp, Martens, and Riddle.

NOES: None.

ABSTENTIONS: None.

ABSENT: None.

APPROVED,



KEVIN B. HUTCHINSON, Mayor

ATTEST:



WESLEY J. HOEFKEN, City Clerk

(SEAL)