

A RESOLUTION AUTHORIZING THE MAYOR TO SIGN A LETTER AGREEMENT WITH BDMR DEVELOPMENT COMPANY, LLC, REGARDING A PARCEL OF LAND KNOWN AS “THE VOELKEL PROPERTY”, TO BE INCLUDED AS PART OF THE SUBDIVISION KNOWN AS CHESAPEAKE JUNCTION

WHEREAS, a proposed letter agreement has been filed with the City Clerk of the City of O'Fallon by BDMR Development Company, LLC for the proposed Chesapeake Junction Subdivision; and

WHEREAS, the purpose of the letter agreement is to allow for the alternative “realigned entrance” into Chesapeake Junction subdivision; and

WHEREAS, BDMR acquired the “Voelkel Property” for the purpose of enabling the realignment of the entry road; and

WHEREAS, the developer will be allowed five new lots due to the increase in acreage of the subdivision resulting from the acquisition of the Voelkel Property; and

WHEREAS, the City agrees to credit BDMR five annexation fees on these five new lots in consideration of the developer’s agreement to align the road with the fountains at Fairview Parkway as shown on the Final Plat of the 1st Phase of Chesapeake Junction and dedicate to the City such land and improvements as are required by the final plat and annexation agreement

WHEREAS, the proposed letter agreement has been reviewed and has been determined to be beneficial to the public welfare; and

NOW THEREFORE BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF O'FALLON, ILLINOIS THAT:

- 1) The Mayor be authorized to sign a letter agreement between the City of O'Fallon and BDMR Development Company, LLC, for the purpose of granting a waiver of five annexation fees for the Chesapeake Junction subdivision in consideration for BDMR’s realignment and dedication of the main entryway into Chesapeake Junction resulting from their acquisition of the Voelkel property, a copy of which is attached and made an integral and continuing part of this resolution by reference.
- 2) The City of O'Fallon hereby agrees with all terms and conditions as indicated therein.
- 3) This resolution shall be come effective immediately upon its adoption by the City Council.

Resolved by the Mayor and City Council of the City of O'Fallon this _____ day of _____, 2004.

Approved:

Gary L. Graham, Mayor

Attest:

Philip A. Goodwin, City Clerk