PUBLIC NOTICE OSWEGO TOWNSHIP ANNUAL TOWN MEETING

Notice is hereby given to the legal voters, residents of the Town of Oswego in the County of Kendall and the State of Illinois, that the ANNUAL TOWN MEETING of the said Town will take place on TUESDAY, April 11, 2017 being the second Tuesday of said month at the hour of 7:30 o'clock p.m. at the OSWEGO TOWN HALL, 84 Templeton, Oswego, Illinois for the transactions of the miscellaneous business of the said town; and after a Moderator having been elected, will proceed to hear and consider reports of officers, and decide on such measures as may, in pursuance of law, come before the meeting especially to consider and decide the following: The Agenda, which includes summaries and accepting all reports; old business information; new business including advisory questions for consideration; and to establish a time for the 2018 ANNUAL MEETING and any SPECIAL MEETINGS. The Township Board of Trustees has approved the agenda which includes the above items of business along with a motion to proceed under Roberts Rules of Order.

Dated: March 14, 2017

THIS NOTICE WAS PUBLISHED IN OSWEGO LEDGER

Bloge Her

George C. Hettrich Town Clerk

PUBLIC NOTICE OSWEGO TOWNEHIP ANNUAL TOWN MEETING

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of officers and decide on auch aw como bafure the meeting following: The Arenda, unich sports, old business micrimation: cons for consideration; and to artees has approved the age-rea states has approved the age-rea

THIS NUTICE + AGENDA THESE TWO NOTICES WERE POSTED AT THE FOLLOWING LOCATIONS: OSWIECO NOBRARY. OSWEGO OSCHEGO LIBRARY - MONTGOMERY BY LINE RANK - OSWEGO TOWNSHIP OFFICE (HERE)

Ceerga C. Hettrich Town Clark

ANNUAL TOWN MEETING

NOTICE IS HEREBY GIVEN

To the legal voters, residents of the Town of OSWEGO in the County of Kendall and State of Illinois, that the ANNUAL TOWN MEETING of said Town will take place on

TUESDAY, APRIL 11, 2017

Being the second Tuesday of said month

at the hour of 7:30 P.M. at

OSWEGO TOWNSHIP HALL; 84 Templeton, Oswego, Illinois

For the transaction of the miscellaneous business of the said town; and after a Moderator having been elected, will proceed to hear and consider reports of officers, and decide on such measures as may, in pursuance of law, come before the meeting; and especially to consider and decide the following:

The Posted Agenda approved by the THE BOARD OF TRUSTEES, which includes summaries of the above items of business, the hearing and approving minutes of the 2016 annual meeting; old business information; new business including advisory questions for consideration; a motion to proceed under Roberts Rules of Order and to establish a time for the 2018 ANNUAL MEETING and any SPECIAL MEETINGS.

Dated: March 14, 2017

George C. Hettrich Town Clerk

ANNUAL TOWN MEETING TUESDAY, APRIL 11, 2017 AGENDA FOR OSWEGO TOWNSHIP

Prepared by Township Clerk George Hettrich Approved by the Town Board 3-14-17

- 1. Call to order---Pledge of Allegiance ---Sign attendance registration
- 2. Announcement: Supervisor and Highway Commissioner reports posted
- 3. Motion to proceed under Roberts Rules of Order
- 4. Nomination of Moderator
- 5. Set Salary of Moderator
- 6. Clerk to administer oath of Moderator
- 7. Reading of minutes of April 12, 2016 Annual Meeting
- 8. Read summary of all reports: One motion to accept all reports.

SB2980 ALLOWS for the ANNUAL FINANCIAL STATEMENT to be read aloud OR for copies to be available. The clerk no longer has to read the statements aloud as long as copies are made available.

- a. General Fund
- b. General Assistance Fund
- c. Cemetery Fund
- d. Road and Bridge Fund
- e. Hard Road Fund
- f. Building and Equipment Fund
- 9. Old Business

a. Report from Highway Department on sale of 1995 Ford truck which was requested last year.

b. Report from Township Supervisor on relocation of Township Offices from 4100 Route 71 to 84 Templeton. Sale approval of buildings and grounds at 4100 Route 71 was given at 2015 Annual Meeting. Current information on upcoming procedures and sale.

10. New Business ----

a. Advisory questions presented by registered Township voters for consideration tonight.

- 11. Comments from Township Residents
- 12. Set time for the 2018 Annual Town Meeting and any Special Town Meetings before then
- 13. Adjournment

The Notice of this Annual Meeting was given by Township Clerk at least 15 days before this meeting. Notice with the agenda was posted at 3 public places on Wednsday March 15th and published in the Oswego Ledger on Thursday March 23rd.

Township Board adopted this agenda for Annual Meeting on the March 14th Reg. Township Mtg.

Any 15 or more registered voters may request an agenda item for consideration by the electors at the annual Meeting by giving notice to the township Clerk no latter than March 1, prior to the meeting, IF the request is relevant to the powers granted to the electors under the Township Code.

The 2 requests presented at the February 14, 2017 regular meeting by Jan Alexander have been submitted under the general "exercise of corporate power" grant found in Section 30-25 as well as Section 30-10(b), but neither petition cites a more specific section of Section 30.

Since both petitions meet the minimum technical requirements to be placed on the agenda of the annual Meeting, the Township Board has included these issues on the agenda to be discussed tonight. Since these 2 petitions were presended by resident Jan Alexander, I would like her to present them to our electors here tonight.

LEGAL

According to leagal consul the Township has received about these petitions

I must and will caution the electors (all the registered voters attending this meeting) however, that possibily neither of the proposals may be implemented by a Township Board even if adopted by the township electors tonight. Under the Township Code, the powers of the electors are limited in that they must be grounded upon some statutory delegation of authority, and the electors do not have plenary power to act upon any matter that might relate to township activites. The Illinois Attorney General has also decided in the past that township electors do not have power to exercise powers that the General Asembly has granted to the township board or township officers.

So the requests presented tonight that are included on the agenda are now open for discussion.

REGISTERED VOTERS FROM OSWEGO TOWNSHIP ATTENDING TOWNSHIP MEETINGS ON APRIL 11, 2017 1. DEBBIE ROGERSON 2. RICKSACObsen 3. Allyson Jacobser 4 Brian LeClercq 5. Bob ROGORSOI 6. Donna Stanley 7. BRUCE Stahley 8. TEVE YOUHAN AIE 9. Boy UNEITE 10. Am Polletter 11. Tow Pellerick 12. dune Pruder 13. Russell Bocman 14 Judith Boen 15 All Ventley 16/1ARON (SROST ILOPF piece Server/ 18 Sips Dimon 19 Deone Het 20 Willeam & Swall NONE, TOWNSHIP RESIDENTS ATTENDING APRIL 1,2017 James Wyman, WSPY news. 3

REGISTERED VOTERS FROM OSWEGO TOWNSHIP ATTENDING TOWNSHIP MEETINGS ON APRIL 11, 2017 KEN HOLMSTROM 1. 2. GARY GROSSKOPF JAN Alexander 3. ince 4 rince 5. Con 6-10 lit 8 9 10 11 12 13 14 15 16 11 18 19 20 NONE TOWNSHIP RESIDENTS ATTENDING APRIL 11, 2017 D million mond-2 3 4

Rev. 10/05

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OATH OF MODERATOR OF TOWN MEETING

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	STATE OF ILLINOIS			
Town of _	OSWEGO		ł	SS.
	KENDALL	County	J	

I do solemnly swear that I will faithfully and impartially discharge the duties of Moderator at this Town Meeting.

BRIAN LE (LERCQ

Signed and sworn to before me on

APRIL ,20 /7 _. //

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IOS/300/1005

me l or Chairman

OSWEGO TOWNSHIP CLERK

The Electors Present at the Annual Town Meeting Have the Power To:

- 1. Take all necessary measures and give direc- 18. Declare inoperable motor vehicles a nuitions for the exercise of their corporate powers. (60 ILCS 1/30-25)
- 2 To fix the hour at which town meetings shall be held. (60 ILCS 1/30-30)
- 3. To spend monies for preparation of a detailed property record system. (60 ILCS 1/30-45)
- Make orders for the purchase and sale of 4. property. (60 ILCS 1/30-50)
- 5. May declare property of the township to be surplus for purposes of donating the property to a historical society or other not-forprofit corporation. (60 ILCS 1/30-53)
- 6. To authorize the township board of trustees to appropriate monies in excess of the sum provided in the Public Graveyards Act, for the purpose of putting any old, neglected graves and cemeteries in the township in a cleaner and more respectable condition. (60 ILCS 1/30-60)
- 7. Provide for the decoration and maintenance of graves of persons who at any time served in the armed forces of the United States which are within the township. (60 ILCS 1/30-65)
- 8. Provide space in any township building for courtroom and office use by Circuit Court. (60 ILCS 1/30-70)
- 9. To authorize the township board of trustees to exercise the powers conferred by the "Township Zoning Act". (60 ILCS 1/30-75). This does not apply in any county where a county zoning ordinance or resolution is in effect.
- 10. Offer premiums, and take such action as shall induce the planting and cultivating of trees along the highways in the town, and protect and preserve trees standing along or on highways, and purchase, plant and cultivate along the streets and highways in the township. (60 ILCS 1/30-85)
- 11. Make rules and regulations for ascertaining the sufficiency of all fences in the town, and determine what shall be a lawful fence within the town; except as otherwise provided by law. (60 ILCS 1/30-90)
- 12. Prohibit animals from running at large. (60 ILCS 1/30-95)
- Establish and maintain pounds where 13. deemed necessary. (60 ILCS 1/30-100)
- 14. Impound animals. (60 ILCS 1/30-110)
- 15. Construct and keep in repair public wells or other watering places, and regulate the use thereof. (60 ILCS 1/30-115)
- 16. Prevent the deposit of night soil, garbage or other offensive substances within the limits of the town. This section does apply to refuse disposal facilities regulated by the Illinois State Department of Public Health and the county in which the facilities are located. (60 ILCS 1/30-120)
- 17. To adopt ordinances regulating standing or parking of recreational vehicles on township roads within each township. (60 ILCS 1/30-125)

February 2016

sance. (60 ILCS 1/30-130)

- 19. Authorize the licensing and regulation and direct the location of all places of business of purchasers, traders and dealers in junk, rags and any secondhand article, including motor vehicles, except in cities, villages and incorporated towns in such township which, by ordinance, provide for such licensing, regulation or places of location. (60 ILCS 1/30-135)
- 20. Regulate hawkers, peddlers, pawnbrokers, itinerant merchants and transient vendors. (60 ILCS 1/30-140)
- 21. Authorize the township board of trustees to provide mental health services, including services for the alcoholic, the drug addicted, and the mentally retarded, for residents of the township by disbursing existing funds if available by contracting with mental health agencies approved by the Department of Human Services, alcoholism treatment programs licensed by the Department of Public Health, and drug abuse facilities and other alcohol and drug abuse services approved by the Department of Human Services. (60 ILCS 1/30-145)
- 22. In counties having less than 1,000,000 inhabitants, to authorize the board of trustees to contract with one or more incorporated municipalities lying wholly or partly within the boundaries of such township, or with the county within which the township is located, to furnish police protection in the area of such township that is not within the incorporated area of any municipality having a regular police department. (60 ILCS 1/30-150)
- 23. Authorize contracts with county sheriff to furnish police protection in unincorporated areas. (60 ILCS 1/30-155)
- 24. In counties having a population of 1,000,000 32. or more, to authorize the board of trustees to contract with one or more municipalities in the township or with the county within which the township is located to furnish police protection in the unincorporated area of the township. The board of trustees may declare the unincorporated area of the township a special police district for tax purposes, proof of which authorizes the county clerk to extend a tax upon the special police district in the amount specified in the annual town tax levy, but not to exceed a rate of .10% of the value of taxable property as equalized or assessed by the Department of Revenue. (60 ILCS 1/30-160)
- 25. Authorize fire protection in unincorporated areas. (60 ILCS 1/30-165)
- 26. To authorize the board of trustees to contract for the furnishing of mosquito abatement services in the unincorporated areas of the township. (60 ILCS 1/30-170)
- 27. To authorize the supervisor to file an application for the township and all other

bodies politic established by or subject to the control of the electors to participate in the Illinois Municipal Retirement Fund. (60 ILCS 1/30-180)

- Allow for voters at the Annual Town Meet-28. ing to transfer funds from one or more funds to other or different funds, or to the general road and bridge fund or any fund raised by taxation or bonds for road and bridges. (60 ILCS 1/30-185 and 1/245-5)
- Make all such by-laws, rules and regulations 29. deemed necessary to carry into effect the powers herein granted and may impose fines deemed proper, except when a fine or penalty is already allowed by law. No offense shall be classified in excess of a petty offense. (60 ILCS 1/30-190)
- 30. Apply all penalties, when collected, in such manner as may be deemed most to the interests of the township. (60 ILCS 1/30-195)
- 31. Any group of registered voters may request an advisory question of public policy for consideration by the electors at the annual meeting by giving written notice of the specific advisory question to the township clerk in the same manner as required for an agenda item under subsection (b) of Section 30-10. The agenda published by the township board shall include any such advisory question if the request is timely filed. By a vote of the majority of electors present at a town meeting, the electors may authorize that an advisory question of public policy, for which notice has been given as required by this Section, be placed on the ballot at the next regularly scheduled election in the township. The township board shall certify the question to the proper election officials, who shall submit the question in accordance with the general election law.
- Adopt revised tax schedule for town purposes. (60 ILCS 1/235-5 and 1/235-10) 33 Increase tax rate for road purposes. (605
- ILCS 5/6-504)
- 34. Tax for construction of bridge at joint expense of county and road district and obtain aid from county. (605 ILCS 5/6-508)
- 35. Request referendum to issue bonds for road purposes. (605 ILCS 5/6-510)
- 36. Petition for road or road improvements. (605 ILCS 5/6-601)
- Request referendum to repeal special tax for 37. road purposes. (605 ILCS 5/6-617) 38.
 - Authorize the use of permanent road funds, general road and bridge funds, or town funds for the purpose of collecting, transporting, and disposing of brush and leaves. Allow general road and bridge or town funds to also be used for the purpose of providing disaster relief and support services approved by the township board of trustees at a regularly scheduled or special meeting. (60 ILCS 1/30-117)

15

2017 OSWEGO ANNUAL TOWN MEETING TUESDAY, APRIL 11, 2017 7:30 p.m.

State of Illinois) County of Kendall) Town of Oswego)

The Oswego Annual Town Meeting was called to order at 7:30 p.m. by Oswego Town Clerk George Hettrich. The pledge of allegiance to the U.S. flag was given by all in attendance. Thirty-two Registered Township residents were present and signed in on an attendance registration form. Gary and Aaron Grosskopf left the meeting before any voting, so there were thirty voters present when any voting took place.

Town Clerk Hettrich announced that only registered voters of the township may vote on matters up for consideration during the annual meeting. The Clerk also stated copies of all financial statements and reports to be given tonight are posted in this office and are available here for inspection through out the year.

The Clerk asked for a motion to proceed under Robert's Rules of Order. A motion was made by Steve Youhanaie, with a second by Brian Thomas to proceed under Robert's Rules of Order. All electors present voted "aye" to approve.

Nominations for Moderator of the Town Meeting were sought. Steve Youhanaie moved to place the name of Pat Stiles in nomination, no second was heard. A motion was made by Jan Alexander to place the name of Brian LeClercq in nomination; a second was made by Sid Simmons. All present voted "aye" to approve. Clerk Hettrich asked if there were further nominations. No further nominations were presented. Clerk Hettrich asked for a vote to accept Brian LeClercq as moderator. All electors present voted "aye" to have Brian LeClercq be the Moderator of tonight's Annual Meeting.

(Page one of four pages)

Clerk Hettrich asked the electors present to set the compensation for the Moderator. Jim Detzler moved to set the compensation for the Moderator at \$30.00; a second was made by Steve Youhanaie. All present voted "aye" to approve.

The Oath of Moderator was administered to Brian LeClercq by Town Clerk George Hettrich and the Moderator took charge of the meeting.

Minutes of the April 12, 2016 Oswego Annual Town Meeting were read by Clerk Hettrich. Moderator LeClercq asked if there were any additions or corrections to the minutes. Hearing no additions or corrections, Moderator LeClercq asked for a motion to approve the minutes. Jan Alexander moved to accept the minutes as read. A second was made by Ken Holmstrom. All electors present voted "aye" to approve the minutes.

Town Clerk George Hettrich read summaries of the accounts in the Supervisor and Highway Commissioner reports. Moderator LeClercq asked for a single motion to approve the General Town Fund, General Assistance Fund, Cemetery Fund, Hard Road Fund, Road and Bridge Fund and the Building and Equipment Fund summaries. Allyson Jacobson moved to accept all the reports as read; a second was made by Jim Detzler. All voted "aye" to approve.

Moderator LeClercq asked for information concerning the sale of the 1995 Ford Truck which was not traded last year on the purchase of a 2016 Preterbilt truck. No one from the Highway Department was present to report about the sale. Clerk Hettrich said he had heard this morning that the 1995 truck had been traded for a pickup truck, but he had no further information about the trucks. Supervisor Detzler reported the move from 4100 Route 71 to this location, 84 Templeton has gone well and every thing has been paid for and the township is seeking a tenant for the remaining space here at 84 Templeton. Supervisor Detzler reported that the electors here tonight will have to approve Resolution 2017-2 which authorizes the sale of Township Real Estate located at 4100 Route 71, Oswego Township, Kendall County, State of Illinois. Supervisor Detzler read the entire Resolution 2017-2 to the electors. Moderator LeClercq asked what would happen if no sealed bids were accepted. Supervisor Detzler stated the Township Board could place the property with a realtor for sale at that time. A motion to approve Resolution 2017-2 was made by Jan Alexander; a second was by Ken Holmstrom. All electors voted "aye" to approve. No nays were heard.

Under new business, Moderator LeClercq asked Clerk Hettrich to inform the electors here tonight about two advisory questions to be presented here tonight for consideration by the Township Electors. Clerk Hettrich asked Jan Alexander to read and present the advisory questions to the electors. Jan came forward and read the first advisory question which is a conflict of interest regarding employment policies for the Township. Copies of both these advisory questions are included with these minutes. A second advisory question was read by Jan Alexander concerning vacancy of office by an employee who chooses to not reside in the Township. Clerk Hettrich gave a legal opinion the Township has received on these questions from Attorney Shawn Flaherty. Neither petition cites a more specific section of Section 30 of Township code. The powers of the electors are limited in that they must be grounded upon some specific statutory delegation of authority, and the electors do not have plenary power to act upon any matter that might relate to township activities. The Illinois Attorney General has also decided in the past that township electors do not have the power to exercise powers that the General Assembly has granted to the township board or township officers. Atty. Flaherty also states that he is not certain that either of the proposals may be implemented by the township board even if adopted by the township electors. Moderator LeClercq asked for further discussion. Some electors asked about the source of ideas in the petitions. Todd Milliron stated Atty. Flaherty has been wrong in the past on several opinions. Moderator LeClercq asked for a motion to approve the first petition. A motion to approve the petition on conflict of interest for Township Employees was made by Leah Philpot, with a second by Russell Boeman. Moderator LeClercq asked for a show of hands for those in favor of this petition. Moderator LeClercq and Clerk Hettrich counted 13 in favor with 11 against. Clerk Hettrich read article 31 from the Township Officials of Illinois Township Perspective stating what the electors present at the Town Meeting have the power to do. This information is also found in article 24 (Advisory Referenda) as stated in information on Annual and Special Township Meetings in the Laws and Duties Handbook on Township Code for the Township Officials of Illinois. The law states: By a vote of the majority of electors present at a town meeting, the electors may authorize that an advisory question of public policy be placed on the ballot at the next regularly scheduled election in the township. The Township board certifies the question to the proper election officials who submit the question in accordance with general election law. On this vote, only 13 voted in favor of the petition, which is not a majority of the thirty (30) electors present tonight. This Petition failed this majority vote.

Moderator LeClercq asked for a motion to approve the second petition. A motion to approve the petition on vacancy of Residence of Township Employees was made by Donna Stanley; a second was made by Pat Stiles. A vote was taken by a show of hands. Twenty (20) voted yes in favor of the motion, two (2) voted no against the motion. This petition received a majority vote from the electors present at this meeting; therefore, this advisory question will need to have the new Township Board receive a legal opinion as to what form and whether this petition may go to the proper election officials who submit the the question in accordance with general election law to be placed on the ballot at the next regulary scheduled election in the Township.

Sid Simmons moved to set the time for the 2018 Annual Town Meeting and any Special town Meetings before then at 7:30 P.M. A second was made by Ken Holmstrom. All voters present voted "aye" to approve.

Roy White moved for adjournment at 8:00 p.m. A second to the motion was made by Jan Alexander. All voted "aye" to adjourn.

Respectfully submitted,

Georgé Hettrich Oswego Town Clerk

Brian LeClercq Meeting Moderator

(Page four of four Pages)

February 14, 2017

Mr. George Hettrich, Oswego Township Clerk 84 Templeton Drive Suite 104 Oswego, Illinois 60543

Dear Sir,

As provided in (60 ILCS 1/30-10) sec. 30-10 (b) Agenda.

Not less that 15 days before the annual meeting, the township board shall adopt an agenda for the annual meeting. Any 15 or more registered voters in the township may request an agenda item for consideration by the electors at the annual meeting by giving written notice of a specific request to the township clerk not later that March 1 prior to the annual meeting. The agenda published by the township board shall include any such request made by voters if the request is relevant to powers granted to electors under the Township Code.

We, the registered voters listed, request that the attached "Conflict of Interest Employment Policy" be adopted and placed on the agenda for the annual meeting of April 11, 2017.

Thanking you in advance,

Jan Alexander, et al

Whereas, it has been the policy in the past for employment vacancies to be awarded by the supervisor, assessor and highway commissioner at their discretion and these employment positions are not generally advertised, be it therefore resolved:

That effective April 11, 2017 all vacancies in employment must be advertised and posted for not less than 14 days. The position posting must list description of duties, responsibilities and skill requirements. All positions must be advertised in a local newspaper, posted on the township web site and posted on the entrance door at the township office building so that the position may be awarded to the most qualified applicant.

Also, family hires are strictly prohibited, that is, there shall be no hiring based on favoritism or family consideration. Relatives for the purpose of this policy shall include spouse, former spouse, brother, sister, parent, child, grandchild, stepchild, stepparent, father-in-law, mother-in-law, sister in-law, brother-in-law, son in-law, daughter in-law, aunt, uncle, niece, nephew, first cousin and any other member of the employee's household.

Relatives of the Supervisor, Trustees, Clerk, Highway Commissioner and Assessor shall not be hired in any capacity during the person's term of office or employment with the Township.

If employees become relatives after employment begins, it is the obligation of the employees to disclose the existence of the relationship to all the elected township officials. The elected township officials shall then determine if there is any potential conflict of interest.

Personal relationships between employees shall not interrupt or disturb the work place. Supervisors are prohibited from engaging in romantic relationships with subordinate employees.

As provided by but not limited to:

(60 ILCS 1/30-25) Exercise of corporate powers. The electors may take all necessary measures and give directions for the exercise of their corporate powers.
As provided by but not limited to:
(60 ILCS 1/30-10) (b) Agenda item for consideration.

The following registered Oswego Township voters request that the above "Conflict of Interest Employment Policy" item be placed on the agenda for consideration at the Annual Meeting of April 11, 2017. This agenda item is to be read for consideration in it's entirety at the Annual Meeting.

Name:

PS m FHI

Address:

274 South adams It OSwego IL. AN DIWEGO JUDSON Main Fieldcrest Dr. Montgomeny IL ontgemer Mantquerery IL ld (res Crotton Rd Danoso, 11

Whereas, it has been the policy in the past for employment vacancies to be awarded by the supervisor, assessor and highway commissioner at their discretion and these employment positions are not generally advertised, be it therefore resolved:

That effective April 11, 2017 all vacancies in employment must be advertised and posted for not less than 14 days. The position posting must list description of duties, responsibilities and skill requirements. All positions must be advertised in a local newspaper, posted on the township web site and posted on the entrance door at the township office building so that the position may be awarded to the most qualified applicant.

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Name:

Address:

5 Fieldcrest Dr. Montgenery 1 60531 antima S FieldCRSST 1001 Te/dCrest D other apples x Boulder Hill Monte 273 Sadams. anna

February 14, 2017

Mr. George Hettrich, Oswego Township Clerk 84 Templeton Drive Suite 104 Oswego, Illinois 60543

Dear Sir,

As provided in (60 ILCS 1/30-10) sec. 30-10 (b) Agenda.

Not less that 15 days before the annual meeting, the township board shall adopt an agenda for the annual meeting. Any 15 or more registered voters in the township may request an agenda item for consideration by the electors at the annual meeting by giving written notice of a specific request to the township clerk not later that March 1 prior to the annual meeting. The agenda published by the township board shall include any such request made by voters if the request is relevant to powers granted to electors under the Township Code.

We, the registered voters listed, request that the attached "Vacancy Declaration Policy" be adopted and placed on the agenda for the annual meeting of April 11, 2017.

Thanking you in advance,

Jan Alexander, et al

Whereas, No person is eligible to hold any elected office unless he or she is a resident of the township and, whereas, the practice of elected officers absenting themselves from their duties due to their failure to reside on a continuous duty ready basis within the township, therefore, be it resolved:

That effective April 11, 2017, any elected township office shall be declared vacant; when it is brought to attention of the township board that the elected occupant has failed to make himself/ herself available for duty on a continuous duty ready basis by voluntarily ceasing to live in a residence represented by the township. Continuous duty ready is defined as physically available in person and able to communicate with the electorate in physical person. In such cases, it shall be brought to the attention of the township board by signature requirements as follows: Not less that 5% nor more than 8% of the number of persons who voted at the last regular elections in the township in which such township voted as a unit for the election of officers to serve its respective territorial area. The township clerk shall verify the petition signatures as legal township voters.

As provided by but not limited to: (60 ILCS 1/30-25) Exercise of corporate powers. The electors may take all necessary measures and give directions of the exercise of their corporate powers. As provided by but not limited to: (60 ILCS 1/30-10) (b) Agenda item for consideration.

The following registered Oswego Township voters request that the above "Vacancy Declaration Policy" item be placed on the agenda for consideration at the annual meeting of April 11, 2017. This agenda item is to be read for consideration in it's entirety at the annual meeting.

Name: Address: m cun 311 Idams . Fielderest Drive Montgodory I Fieldcrest Nontgomeny, I DR. FOLDCREST MOUTCOMERY Montgomer LL Crect Tor Rd Oswegoll 5 FieldCREST MONTGOMMY,

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Name:

Address:

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February 14, 2017

Mr. George Hettrich, Oswego Township Clerk 84 Templeton Drive Suite 104 Oswego, Illinois 60543

Dear Sir,

As provided in (60 ILCS 1/30-10) sec. 30-10 (b) Agenda.

Not less that 15 days before the annual meeting, the township board shall adopt an agenda for the annual meeting. Any 15 or more registered voters in the township may request an agenda item for consideration by the electors at the annual meeting by giving written notice of a specific request to the township clerk not later that March 1 prior to the annual meeting. The agenda published by the township board shall include any such request made by voters if the request is relevant to powers granted to electors under the Township Code.

We, the registered voters listed, request that the attached "Vacancy Declaration Policy" be adopted and placed on the agenda for the annual meeting of April 11, 2017.

Thanking you in advance,

Jan Alexander, et al





George Hettrich <hettrichg@gmail.com>

Find: Resolution publication

1 ssage

Jim Detzler <daxmare@aol.com> To: HETTRICHG@gmail.com Tue, Apr 18, 2017 at 3:18 PM

-----Original Message-----From: Shawn Flaherty <sflaherty@ottosenbritz.com> To: Jim Detzler <daxmare@aol.com> Sent: Tue, Apr 18, 2017 2:22 pm Subject: Resolution publication

Jim-

Here is what you are required to publish with regards to the sale of township property:

The entire resolution (not including the Exhibit A-Appraisal or the cover page). IN the same notice, you must also publish the following:

(i) The Date by which all sealed bids must be received by the Township. (not less than 30 days after the date of publication). -and-

(ii) The place, time, and date at which bids shall be opened (during a regular meeting of the township board).

and George should coordinate this with Brian and Ken since the opening will take place while they are in charge given the 30 day publication rule.

Shawn P. Flaherty | Ottosen Britz Kelly Cooper Gilbert & DiNolfo, Ltd.

1804 North Naper Boulevard, Suite 350 | Naperville, Illinois 60563 t. 630-682-0085 | f. 630-682-0788 sflaherty@ottosenbritz.com | www.ottosenbritz.com

Add to address book



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OSWEGO TOWNSHIP

RESOLUTION NO. 2017 - 2

RESOLUTION AUTHORZING THE SALE OF TOWNSHIP REAL ESTATE (4100 Route 71, Oswego, Kendall County, Illinois)

> ADOPTED BY THE ELECTORS OF THE OSWEGO TOWNSHIP

This 11th day of April, 2017

RESOLUTION 2017-2

RESOLUTION NO. 2017-

RESOLUTION AUTHORZING THE SALE OF TOWNSHIP REAL ESTATE (4100 Route 71, Oswego, Kendall County, Illinois)

WHEREAS, Oswego Township ("Township"), Kendall County, Illinois, is an Illinois township duly organized under the laws of the State of Illinois; and

WHEREAS, Section 30-50 of the Illinois Township Code (60 ILCS 1/30-50) authorizes the electors to make all orders for the sale or conveyance of the Township's corporate property that may be deemed conducive to the Township's inhabitants and to establish the terms and conditions necessary and desirable for the sale; and

WHEREAS, the Township currently owns real property located at 4100 Route 71, Oswego, Kendall County, Illinois, which is identified by Property Index Number (P.I.N.) 03-17-427-005-0000, and further described in Section Two below (hereinafter also referred to as the "Subject Property"); and

WHEREAS, the Subject Property is comprised of approximately 43,843 sq. ft. or .98 +/- acres net of the Route 71 roadway; and

WHEREAS, the Subject Property is improved with an office building and maintenance garage; and

WHEREAS, the gross building area of the Subject Property is 9,303 square feet of which 1,949 square feet or 21% is comprised of the office space; and

WHEREAS, the Subject Property is currently zoned R1 Single Family; and

WHEREAS, an appraisal of the Subject Property by an Illinois licensed appraiser has been performed by John S. Orin, MAI, AI-GRS, as of January 5, 2017, a copy of this appraisal is attached hereto at *EXHIBIT A*, which has been publicly available since February 2017; and

WHEREAS, the Township intends to sell the Subject Property in accordance with Section 30-50 of the Illinois Township Code (60 ILCS 1/30-50).

THEREFORE, BE IT RESOLVED by the electors present at the Annual Meeting of the Oswego Township, held on April 11, 2017, as follows:

SECTION ONE: That the recitals set forth above are incorporated by reference into this Section One as if fully set forth herein.

SECTION TWO: That the electors authorize the sale of the Subject Property, P.I.N. 03-17-427-005-0000, which is legally described as follows:

.98 AC TR LYG NE ¼ SE ¼ SEC 17-37-8, E RT 71 (EXC ROW TAKEN 12-14930) IN THE VILLAGE OF OSWEGO, COUNTY OF KENDALL, STATE OF ILLINOIS

(commonly known as 4100 Route 71, Oswego, Kendall County, Illinois)

SECTION THREE: That the electors direct that the sale of the Subject Property be conducted by the Township staff and to accept seal bids for the purchase of the Subject Property in accordance with the provisions of the Illinois Township Code.

SECTION FOUR: That the Township Clerk, upon publication of this Resolution, shall publish notice of the date by which bids must be received, which shall not be less than thirty (30) days after the date of publication, and the place, time, and date of which bids shall be opened, which shall be at a regular meeting of the Township Board of Trustees.

SECTION FIVE: That the Township Clerk shall also post this Resolution at the Office of the Township.

SECTION SIX: That the Township Board of Trustees may accept the highest bid for the Subject Property, or any other bid determined to be in the best interests of the Township by a vote of three-fourths of the Township Board then holding office, but in no event at a price less than 80% of the appraised value of the Subject Property.

SECTION SEVEN: That the minimum sales price of the Subject Property shall be set at \$556,000.

SECTION EIGHT: That the Township Board shall have the right and reserves the authority to reject any and all bids received in its sole and absolute discretion.

SECTION NINE: That following the acceptance of a bid, the Township Board is authorized to negotiate the final terms and conditions of the sale, based on the terms and conditions of sale approved by the electors herein, and approve a sale if the Township Board determines that such sale is in the best interest of the Township.

SECTION TEN: That the Township Supervisor and the Township Clerk of Oswego Township are hereby authorized to execute all documents in connection with the sale of the Subject Property.

APPROVED, ADOPTED, AND RECORDED at the Annual Meeting of the Oswego Township on this 11th day of April, 2017.

PASSED: APRIL 11, 2017

APPROVED: ______(MODERATOR)

ATTEST:

Clerk, Board of Trustees Oswego Township

STATE OF ILLINOIS

COUNTY OF KENDALL

CLERK'S CERTIFICATE

SS

I, <u>GEORCE C. HETTRICH</u>, the duly qualified Clerk of Oswego Township, Kendall County, Illinois, do hereby certify that attached hereto is a true and correct copy of a resolution entitled:

RESOLUTION NO. 2017 - 2

RESOLUTION AUTHORZING THE SALE OF TOWNSHIP REAL ESTATE (4100 Route 71, Oswego, Kendall County, Illinois)

which resolution was duly adopted by the electors of Oswego Township at the Annual Township meeting held on the 11th day of April, 2017.

I do further certify that a quorum of the Board of Trustees was present at said meeting, and that all of the requirements of the Illinois Open Meetings Act were complied with.

IN WITNESS WHEREOF, I have hereunto set my hand this _____ day

APRIL of , 2017.



Clerk, Board of Trustees Oswego Township



EXHIBIT A

(Attached Appraisal of Subject Property by John S. Orin, MAI, AI-GRS)

From: Shawn Flaherty <sflaherty@ottosenbritz.com>

To: Jim Detzler <daxmare@aol.com>

Cc: James Wargo <jwargo@ottosenbritz.com>

Subject: Resolution to sell Township Hall

- Date: Mon, Nov 14, 2016 1:07 pm

Jim-

When I took another look at this issue, it is now clear to me (and Attorney Wargo agrees) that the actual resolution <u>must</u> be approved by township electors and not the township board.

We will need to call a special meeting of the township electors to make this happen.

It is too legally risky to exclude the electors from this process.

The only exception would be if you were going to sell the property to another unit of local government by agreement (school district, village, fire dist., etc).

So we will need to call a special meeting of electors once the resolution is ready to go. As we mentioned previously, we will need to see the appraisal prior to finalizing the resolution because we will need a legal description, zoning, size, etc. of the property to insert into the resolution.

Please forward the appraisal at your earliest convenience.

Shawn P. Flaherty | Ottosen Britz Kelly Cooper Gilbert & DiNolfo, Ltd.

1804 North Naper Boulevard, Suite 350 | Naperville, Illinois 60563

t. 630-682-0085 | f. 630-682-0788

flaherty@ottosenbritz.com | www.ottosenbritz.com

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SALE OG 4100 AT 71 + APPRAKAL

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From: Michele Stradal <michele@oswegotownship.com> To: SFLAHERTY <SFLAHERTY@OTTOSENBRITZ.COM> Cc: DAXMARE <DAXMARE@AOL.COM> Subject: Resolution to sell Township Hall Date: Thu, Feb 9, 2017 11:49 am Attachments: S. Flaherty - 4100 Rt 71 Info.pdf (4236K)

Shawn,

Attached is the information you requested from Jim Detzler regarding the resolution to sell the Township Building at 4100 Rt 71, Oswego IL.

Thank you,

Michele Stradal

.

Oswego Township Administrative Assistant & FOIA Officer 630-554-3211 From: Shawn Flaherty <sflaherty@ottosenbritz.com>

To: Michele Stradal <michele@oswegotownship.com>

Cc: DAXMARE <DAXMARE@AOL.COM>

"ubject: RE: Resolution to sell Township Hall

Date: Fri, Feb 10, 2017 10:02 am

Thanks Michelle-I will put one of my attorneys (Jim Wargo) on this.

Shawn P. Flaherty | Ottosen Britz Kelly Cooper Gilbert & DiNolfo, Ltd.

1804 North Naper Boulevard, Suite 350 | Naperville, Illinois 60563 t. 630-682-0085 | f. 630-682-0788 sflaherty@ottosenbritz.com | www.ottosenbritz.com

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From: Michele Stradal [mailto:michele@oswegotownship.com] nt: Thursday, February 9, 2017 11:50 AM ro: Shawn Flaherty <<u>sflaherty@ottosenbritz.com</u>> Cc: <u>DAXMARE@AOL.COM</u> Subject: Resolution to sell Township Hall

Shawn,

Attached is the information you requested from Jim Detzler regarding the resolution to sell the Township Building at 4100 Rt 71, Oswego IL.

Thank you,

Michele Stradal

Oswego Township Administrative Assistant & FOIA Officer 630-554-3211



From: James Wargo <jwargo@ottosenbritz.com>

To: michele <michele@oswegotownship.com>; Jim Detzler (daxmare@aol.com) <daxmare@aol.com>

Cc: Shawn Flaherty <sflaherty@ottosenbritz.com>

Subject: Resolution Authorizing Sale of the old Township Hall property

Date: Mon, Feb 13, 2017 4:03 pm

Supervisor Detzler and Michele,

I am working with Shawn Flaherty to put together the resolution for the sale of the old Township Hall at 4100 Route 71. Before the Township is able to sell the property, the Township's electors must adopt a resolution stating the intent to sell the property. As such, the Township will need give notice for a special meeting for the electors to vote on the resolution and authorize the sale of the property.

Once the resolution is passed, the Township Clerk will be required to publish the resolution in a newspaper published in the Township. The publication shall include the resolution as well as (i) the date by which all bids must be received by the Township, and (ii) the place, time, and date at which the bids shall be opened and any other relevant terms and conditions of the sale set forth in the resolution. The date on which the bids are to be received shall not be less than thirty (30) days after the date of publication. Also - the bids can only be opened at a regular meeting of the Township Board of Trustees.

So let me know your thoughts on when you plan on scheduling the special meeting in light of the publication requirements.

I am working on the resolution and need some additional information, as follows:

No. 1: Need legal description and P.I.N. for the property.

no. 2: What is the current zoning of the property. The appraisal indicates that the property is zoned R1 Single Family but indicates that it will be rezoned B3 Commercial, Industrial, Single Family. The resolution authorizing the sale must contain the current zoning classification. Could you confirm for me?

Please let me know if you have any additional questions or concerns.

Jim Wargo

James G. Wargo | Ottosen Britz Kelly Cooper Gilbert & DiNolfo, Ltd.

1804 North Naper Boulevard, Suite 350 | Naperville, Illinois 60563 p 630-614-7605 | c 847-894-0080 | f 630-682-0788 jwargo@ottosenbritz.com | www.ottosenbritz.com

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From: James Wargo <jwargo@ottosenbritz.com>

To: michele <michele@oswegotownship.com>; Jim Detzler (daxmare@aol.com) <daxmare@aol.com>

Cc: Shawn Flaherty <sflaherty@ottosenbritz.com>

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Please let me know if you have any additional questions or concerns.

Jim Wargo

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James G. Wargo | Ottosen Britz Kelly Cooper Gilbert & DiNolfo, Ltd.

1804 North Naper Boulevard, Suite 350 | Naperville, Illinois 60563 p 630-614-7605 | c 847-894-0080 | f 630-682-0788 jwargo@ottosenbritz.com | WWW.ottosenbritz.com

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From: Michele Stradal <michele@oswegotownship.com>
To: SFLAHERTY <SFLAHERTY@OTTOSENBRITZ.COM>
Cc: DAXMARE <DAXMARE@AOL.COM>
Ubject: Resolution to sell 4100 Rt 71 Building
Date: Thu, Feb 9, 2017 1:02 pm
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Shawn,

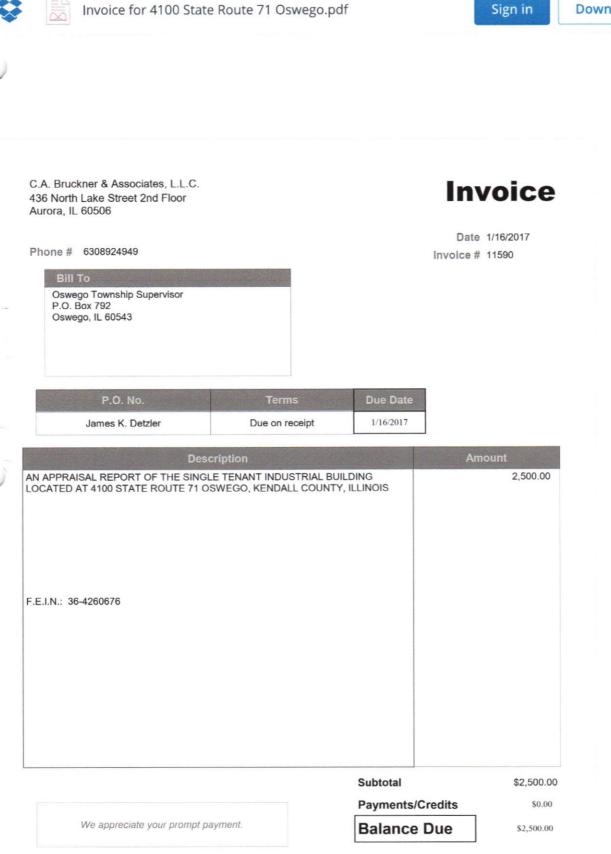
By the way, we also need an Ordinance to sell the building.

Thank you,

Michele Stradal

Oswego Township Administrative Assistant & FOIA Officer 630-554-3211

Sign in



List of information of 4100 Rt. 71, Oswego, IL

- 1. Building floor plan
- 2. Executive summary of the most recent environmental survey
- 3. ALTA survey showing the site, building dimensions, and legal description
- 4. Most recent title report
- 5. Complete copies of all leases if they are to an unrelated entity to the owner
- 6. Copies of any listings for sale or lease
- 7. List of major capital improvements made within the past five years and a list of any planned capital improvements along with their cost to complete
- 8. Summary of any offers to purchase this property

Mr. Detzler, The list of information is standard for properties appraised by my firm. You may not have some or any of the requested information but please provide any information you do have. The Oswego Zoning Map indicates the property is zoned R1 Single Family Residential. Can you confirm the current zoning and comment on alternative uses.

Thanks, John Orin

Valuation Consultants

C.A. Bruckner & Associates, L.L.C.

436 N. Lake Street • Second Floor • Aurora, IL 60506 • (630) 892-4949 Fax: (630) 892-4950 E-mail: john.orin@cabruckner.com

John S. Orin, MAI, AI-GRS

Clarence A. Bruckner, MAI, CRE 1931-1992

December 30, 2016

Mr. James K. Detzler Oswego Township Supervisor Oswego, IL 60543 Email only: <u>daxmare@aol.com</u>

Dear Mr. Detzler:

It is a pleasure to be able to serve Oswego Township with an appraisal of the former township building located at 4100 Route 71, Oswego, IL. The purpose of this appraisal is to provide an opinion of value for disposition of this asset. My fee for providing an appraisal of this property is \$2,500 with a completion of approximately 4 weeks. The appraisal is not for use by others or for any other purpose than for the stated purpose including tax appeal, lending, or any other use.

The appraisal report will be prepared in conformance with Standard 2.2 (a) of the Uniform Standards of Professional Appraisal Practice and include an opinion of market value in the as is condition effective as of the date of my inspection. One PDF copy will be supplied to you. Please sign below if you are in agreement with these terms. A list of information for the appraisal follows and please forward any available information as soon as possible.

Regards,

John S. Orin, MAI C. A. Bruckner and Associates, L.L.C.

Name

Date

List of information of 4100 Rt. 71, Oswego, IL

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436 N. Lake Street • Second Floor • Aurora, IL 60506 • (630) 892-4949 Fax: (630) 892-4950 E-mail: john.orin@cabruckner.com

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Regards,

John S. Orin, MAI C. A. Bruckner and Associates, L.L.C.

Name

Date



1 4

C.A. Bruckner & Associates, L.L.C.

Valuation Consultants

436 N. Lake Street • Second Floor • Aurora, IL 60506 • (630) 892-4949 Fax (630) 892-4950 E-mail: john.orin@cabruckner.com John S. Orin, MAI, Al-GRS

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Regards,

John S. Orin, MAI C. A. Bruckner and Associates, L.L.C.

Name

Date

From: Jim Detzler <daxmare@aol.com>

To: john.orin <john.orin@cabruckner.com>

Subject: Re: appraisal report of township property

Date: Mon, Jan 16, 2017 4:52 pm

THANKS JOHN...WE WILL SEND YOU A CHECK..I APPRECIATE THE QUICK AND EXPERT ADVISE...AGAIN THANKS...JD

----Original Message----From: John Orin <john.orin@cabruckner.com> To: 'Jim Detzler' <<u>daxmare@aol.com</u>> Sent: Mon, Jan 16, 2017 4:02 pm Subject: appraisal report of township property

Jim, Below are links to the appraisal report and invoice. Please let me know if there are any difficulties in getting to the links and I will send a PDF copy. You likely already know the current zoning is R1 single family and the city will only allow continued use of the buildings as a garage with open site storage if it is sold to another government agency. Otherwise the most likely and highest and best use of the property is as a vacant commercial site under the B3 zoning classification and that impacts the value of this property. Please let me know if you have any questions or concerns after you have digested the information in the appraisal report. Thanks for utilizing my firm for this assignment and I wish you and the township good fortune in disposing of this asset. John Orin

Report <u>https://www.dropbox.com/s/xsjdve9msqt9lvv/4100%20Route%2071%2C%20Oswego%2C%20II.pdf?dI=0</u> Invoice

https://www.dropbox.com/s/klab3f422evynnb/Invoice%20for%204100%20State%20%20Route%2071%20Oswego.pdf? dl=0

A. Bruckner & Associates, L.L.C.

John S. Orin, MAI, AI-GRS 436 N. Lake Aurora, IL 60506 • (630) 892-4949

From: Jim Detzler [mailto:daxmare@aol.com] Sent: Saturday, December 31, 2016 12:42 PM To: john.orin@cabruckner.com Subject: Re: appraisal engagement

SURE YOU CAN..GO TO THE NEW TWP OFFICE THEY WILL HAVE A KEY ... JD

----Original Message----From: John Orin <john.orin@cabruckner.com> To: 'Jim Detzler' <<u>daxmare@aol.com</u>> Sent: Sat, Dec 31, 2016 12:19 pm Subject: RE: appraisal engagement

Jim, Good to hear you are somewhere warm & sunny. Any chance I can move forward with an inspection of the property? If so, can you provide a contact? Thanks, John Orin

<u>J.A. Bruckner & Associates, L.L.C.</u> John S. Orin, MAI, AI-GRS 436 N. Lake

Aurora, IL 60506 · (630) 892-4949

From: Jim Detzler [mailto:daxmare@aol.com] Sent: Saturday, December 31, 2016 10:07 AM To: john.orin@cabruckner.com Ibject: Re: appraisal engagement

HI JOHN..IM IN FLA TILL THE 14TH ... ILL DO IT AS SOON AS I RETURN JD

----Original Message----From: John Orin <john.orin@cabruckner.com> To: daxmare <<u>daxmare@aol.com</u>> Sent: Fri, Dec 30, 2016 11:59 am Subject: appraisal engagement

Hello Jim, I received your call earlier today, called back and left a voice mail. Thanks for engaging my firm for this assignment. Please review the attached engagement and sign if it meets your approval. John Orin

C.A. Bruckner & Associates, L.L.C. John S. Orin, MAI, AI-GRS 436 N. Lake Aurora, IL 60506 • (630) 892-4949

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Virus-free. www.avast.com



This email has been checked for viruses by Avast antivirus software. <u>www.avast.com</u> From: John Orin <john.orin@cabruckner.com>

To: 'Jim Detzler' <daxmare@aol.com>

Subject: appraisal report of township property

Date: Mon, Jan 16, 2017 4:02 pm

Jim, Below are links to the appraisal report and invoice. Please let me know if there are any difficulties in getting to the links and I will send a PDF copy. You likely already know the current zoning is R1 single family and the city will only allow continued use of the buildings as a garage with open site storage if it is sold to another government agency. Otherwise the most likely and highest and best use of the property is as a vacant commercial site under the B3 zoning classification and that impacts the value of this property. Please let me know if you have any questions or concerns after you have digested the information in the appraisal report. Thanks for utilizing my firm for this assignment and I wish you and the township good fortune in disposing of this asset. John Orin

Report <u>https://www.dropbox.com/s/xsjdve9msqt9lvv/4100%20Route%2071%2C%20Oswego%2C%20II.pdf?dl=0</u> Invoice

https://www.dropbox.com/s/klab3f422evynnb/Invoice%20for%204100%20State%20%20Route%2071%20Oswego.pdf? dl=0

C.A. Bruckner & Associates, L.L.C. John S. Orin, MAI, AI-GRS

436 N. Lake Aurora, IL 60506 • (630) 892-4949

From: Jim Detzler [<u>mailto:daxmare@aol.com</u>] Sent: Saturday, December 31, 2016 12:42 PM : john.orin@cabruckner.com Subject: Re: appraisal engagement

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Michele Stradal

Michele Stradal <michele@oswegotownship.com> From: ent: Friday, April 21, 2017 11:59 AM News@KendallCountynow.com 'DAXMARE@AOL.COM'; 'hettrichg@gmail.com' Subject: News Release News Release Sale of 4100 Rt 71.pdf Attachments:

News room,

To:

Cc:

Please publish attached news release one time on April 27, 2017.

Thank you,

Michele Stradal

Oswego Township Administrative Assistant & FOIA Officer 630-554-3211

Oswego Township to sell Property at 4100 Route 71

Oswego Township Supervisor James Detzler, Oswego Township Clerk George Hettrich and the Oswego Township Board have authorized the release of the following information on the upcoming sale of Township Property at 4100 Route 71 in Oswego, Illinois.

At the Oswego Township Annual Meeting on April 11, 2017, the township electors approved all the requirements necessary to sell the Township property at 4100 *Route 71, Oswego, Kendall County, Illinois with the passage of Resolution* number 2017-2. This property is near the busy corner of Routes 71 and 34. The property was used for many years for the Township Offices and Township Highway Department Office and Equipment Storage Garage.

This property is comprised of approximately 43,843 sq. ft. or .98 +/- acres and identified by Property Index Number (P.I.N.) 03-17-427-005-0000. The property is improved with an office building and maintenance garage.

The resolution authorizing the sale of this property gives the legal description of the property and the following terms of sale, some of which are listed as follows;

The Township staff will accept sealed bids for the purchase of this property in accordance with the provisions in Section 30-50 of the Illinois Township Code (60 ILCS 1/30-50). This property is currently zoned R1 Single Family and an appraisal of this property by an Illinois licensed appraiser has been performed by John S. Orin, MAI, AI-GRS, as of January 5, 2017. The date by which these bids must be received is June 13, 2017 at 3:30 P.M. The date the bids shall be opened at the Oswego Township office located at 84 Templeton, Suite 104, Oswego, Illinois is June 13, 2017 (6/13/2017) at 6:30 P.M. which shall be during the regular June meeting of the newly elected Oswego Township Board with newly elected Supervisor Brian LeClercq presiding.

For complete terms and information contained in Resolution No. 2017-2 to sell the property at 4100 Route 71, Oswego, Illinois please stop by the Township Office at 84 Templeton, Suite 104, Oswego, Illinois to pick up your copy of Resolution No. 2017-2 or see the Public Legal Notice published in the Oswego Ledger on April 27, 2017.

The Township Board shall have the right and reserves the authority to reject any and all bids received in its sole and absolute discretion.

-NEVER PUBLISHED THIS INFORMATION IS A NEWS RELEASE PLEASE PLEBLISH IN OSWEGO LEDGER ON APRIL 27, 2017

> 630-553-7034 Fax: 630-553-7085 ws@KendallCountyNow.com



F 1: Resolution publication

1 message

Jim Detzler <daxmare@aol.com> To: HETTRICHG@gmail.com Tue, Apr 18, 2017 at 3:18 PM

-----Original Message-----From: Shawn Flaherty <sflaherty@ottosenbritz.com> To: Jim Detzler <daxmare@aol.com> Sent: Tue, Apr 18, 2017 2:22 pm Subject: Resolution publication

Jim-

Here is what you are required to publish with regards to the sale of township property:

The entire resolution (not including the Exhibit A-Appraisal or the cover page). IN the same notice, you must also publish the following:

(i) The Date by which all sealed bids must be received by the Township. (not less than 30 days after the date of publication). -and-

(ii) The place, time, and date at which bids shall be opened (during a regular meeting of the township board).

and George should coordinate this with Brian and Ken since the opening will take place while they are in charge given the 30 day publication rule.

Shawn P. Flaherty | Ottosen Britz Kelly Cooper Gilbert & DiNolfo, Ltd.

1804 North Naper Boulevard, Suite 350 | Naperville, Illinois 60563 t. 630-682-0085 | f. 630-682-0788 sflaherty@ottosenbritz.com | www.ottosenbritz.com

Add to address book

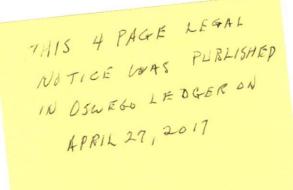


The information contained in this e-mail message may be privileged, confidential, and protected from disclosure. If you are not the intended recipient, any further disclosure or use, dissemination, distribution, or copying of this message or any attachment is strictly prohibited. If you think that you have received this e-mail message in error, please delete it and notify Shawn P. Flaherty (Sflaherty@ottosenbritz.com). If this message contains advice with respect to a Federal tax matter, in accordance with the Treasury Department's Circular 230 such advice is not intended or written to be used, and cannot be used, for the purpose of avoiding any Federal tax penalties.

PUBLIC LEGAL NOTICE

Notice is hereby given that the Resolution No. 2017-2 Authorizing the sale of Oswego Township Property located at 4100 Route 71, Oswego, Illinois was Approved, Adopted, and Recorded at the Annual Meeting of the Oswego Township on the 11th day of April, 2017.

Notice is hereby further given that the entire resolution No. 2017-2 (not including the Exhibit A-Appraisal or the cover page) reads as follows:



RESOLUTION NO. 2017-2

RESOLUTION AUTHORZING THE SALE OF TOWNSHIP REAL ESTATE (4100 Route 71, Oswego, Kendall County, Illinois)

WHEREAS, Oswego Township ("Township"), Kendall County, Illinois, is an Illinois township duly organized under the laws of the State of Illinois; and

WHEREAS, Section 30-50 of the Illinois Township Code (60 ILCS 1/30-50) authorizes the electors to make all orders for the sale or conveyance of the Township's corporate property that may be deemed conducive to the Township's inhabitants and to establish the terms and conditions necessary and desirable for the sale; and

WHEREAS, the Township currently owns real property located at 4100 Route 71, Oswego, Kendall County, Illinois, which is identified by Property Index Number (P.I.N.) 03-17-427-005-0000, and further described in Section Two below (hereinafter also referred to as the "Subject Property"); and

WHEREAS, the Subject Property is comprised of approximately 43,843 sq. ft. or .98 +/- acres net of the Route 71 roadway; and

WHEREAS, the Subject Property is improved with an office building and maintenance garage; and

WHEREAS, the gross building area of the Subject Property is 9,303 square feet of which 1,949 square feet or 21% is comprised of the office space; and

WHEREAS, the Subject Property is currently zoned R1 Single Family; and

WHEREAS, an appraisal of the Subject Property by an Illinois licensed appraiser has been performed by John S. Orin, MAI, AI-GRS, as of January 5, 2017, a copy of this appraisal is attached hereto at *EXHIBIT A*, which has been publicly available since February 2017; and

WHEREAS, the Township intends to sell the Subject Property in accordance with Section 30-50 of the Illinois Township Code (60 ILCS 1/30-50).

THEREFORE, BE IT RESOLVED by the electors present at the Annual Meeting of the Oswego Township, held on April 11, 2017, as follows:

SECTION ONE: That the recitals set forth above are incorporated by reference into this Section One as if fully set forth herein.

SECTION TWO: That the electors authorize the sale of the Subject Property, P.I.N. 03-17-427-005-0000, which is legally described as follows:

.98 AC TR LYG NE ¼ SE ¼ SEC 17-37-8, E RT 71 (EXC ROW TAKEN 12-14930) IN THE VILLAGE OF OSWEGO, COUNTY OF KENDALL, STATE OF ILLINOIS

(commonly known as 4100 Route 71, Oswego, Kendall County, Illinois)

SECTION THREE: That the electors direct that the sale of the Subject Property be conducted by the Township staff and to accept seal bids for the purchase of the Subject Property in accordance with the provisions of the Illinois Township Code.

SECTION FOUR: That the Township Clerk, upon publication of this Resolution, shall publish notice of the date by which bids must be received, which shall not be less than thirty (30) days after the date of publication, and the place, time, and date of which bids shall be opened, which shall be at a regular meeting of the Township Board of Trustees.

SECTION FIVE: That the Township. Clerk shall also post this Resolution at the Office of the Township.

SECTION SIX: That the Township Board of Trustees may accept the highest bid for the Subject Property, or any other bid determined to be in the best interests of the Township by a vote of three-fourths of the Township Board then holding office, but in no event at a price less than 80% of the appraised value of the Subject Property.

SECTION SEVEN: That the minimum sales price of the Subject Property shall be set at \$556,000.

SECTION EIGHT: That the Township Board shall have the right and reserves the authority to reject any and all bids received in its sole and absolute discretion.

SECTION NINE: That following the acceptance of a bid, the Township Board is authorized to negotiate the final terms and conditions of the sale, based on the terms and conditions of sale approved by the electors herein, and approve a sale if the Township Board determines that such sale is in the best interest of the Township.

SECTION TEN: That the Township Supervisor and the Township Clerk of Oswego Township are hereby authorized to execute all documents in connection with the sale of the Subject Property.

APPROVED, ADOPTED, AND RECORDED at the Annual Meeting of the Oswego Township on this 11th day of April, 2017.

PASSED: APRIL 11, 2017

APPROVED: (MODERATOR)

ATTEST:

Clerk, Board of Trustees

Oswego Township GEORGE C. HETTRICH

Notice is hereby also further given that all sealed bids must be received at the Oswego Township Office at 84 Templeton, Suite 104, Oswego, Illinois by June 13, 2017 at 3:30 P.M. The sealed bids shall be opened at the Oswego Township Office, 84 Templeton, Suite 104, Oswego, Illinois by June 13, 2017 at 6:30 P.M. Which shall be during the regular June meeting of the newly elected Oswego Township Board with newly elected Supervisor Brian LeClercq presiding.

Dated this 21st day of April, 2017

mes K. Detzler, Supervisor

George C. Hettrich, Clerk