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**ORDINANCE NO. 17-18-17**

**An Ordinance Approving the Jurisdictional Transfer of  
a portion of Old Bay Road by the Village of Lakemoor  
to the Village of Johnsburg, McHenry County, Illinois**

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AN ORDINANCE PASSED BY THE  
PRESIDENT AND BOARD OF TRUSTEES  
OF THE VILLAGE OF JOHNSBURG

AT A REGULAR MEETING ON OCTOBER 12, 2017

PUBLISHED IN PAMPHLET FORM BY AUTHORITY OF THE  
PRESIDENT AND BOARD OF TRUSTEES  
OF THE VILLAGE OF JOHNSBURG

President

Edwin P. Hettermann

Board of Trustees

Tom Curry  
Kyle Frost  
Josh Hagen  
Mary Lou Hutchinson  
Greg Klemstein  
Kevin McEvoy

Village Administrator

Claudett E. Peters

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### **An Ordinance Approving the Jurisdictional Transfer of a portion of Old Bay Road by the Village of Lakemoor to the Village of Johnsburg, McHenry County, Illinois**

WHEREAS, the Village of Johnsburg is a non-home rule duly recognized Illinois municipal corporation under the Illinois Constitution of 1970; and

WHEREAS, the Village of Johnsburg is authorized under 605 ILCS 5/4-409 to contract with other authorities regarding the jurisdiction, maintenance, administration, engineering or improvement of any roadway or portion thereof; and

WHEREAS, the Village of Johnsburg has agreed to accept the transfer of said roadway jurisdiction as set forth in an Intergovernmental agreement entered into with the Village of Lakemoor, and the County of McHenry as part of the full and final settlement of McHenry County Circuit Court Case Number 14CH535, and

WHEREAS, the conditions precedent to the approval of this Ordinance under the Intergovernmental Agreement have been met.

NOW THEREFORE BE IT ORDAINED by the President and Board of Trustees of the Village of Johnsburg, McHenry County, Illinois, as follows:

SECTION 1: The above recitals are incorporated herein.

SECTION 2: The Board of Trustees of the Village of Johnsburg hereby approve this Ordinance, to be attached to the Local Agency Agreement for Jurisdictional Transfer, to effectuate the jurisdictional transfer of 950 feet of Old Bay Road to the Village of Johnsburg as depicted in Exhibit A attached hereto. To that end, the President and Clerk are hereby authorized to execute the Local Agency Agreement for Jurisdictional Transfer and deliver same to the Village of Lakemoor and the Illinois Department of Transportation.

SECTION 3: If any section, paragraph, subdivision, clause, sentence or provision of this Ordinance shall be adjudged by any Court of competent jurisdiction to be invalid, such judgment shall not affect, impair, invalidate or nullify the remainder thereof, which remainder shall remain and continue in full force and effect.

SECTION 4: All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

SECTION 5: This Ordinance shall be in full force and effect upon its passage, approval and publication in pamphlet form (which publication is hereby authorized) as provided by law.

Voting Aye: Trustees Klemstein, Curry, Hagen, and Hutchinson

Voting Nay: None

Abstain: None

Absent: Trustee Frost and McEvoy

APPROVED:



Village President Edwin P. Hettermann

(SEAL)

ATTEST:

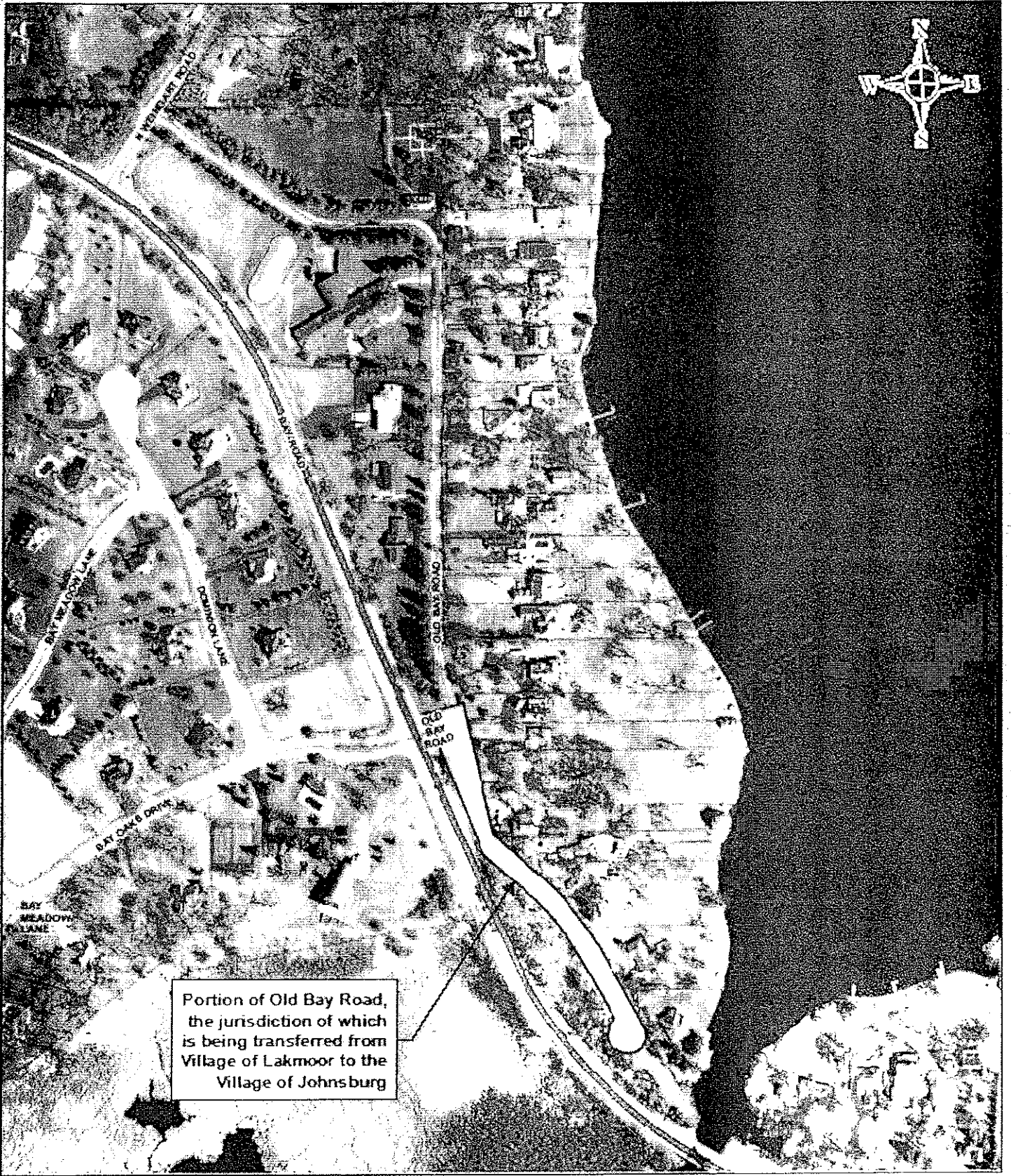


Village Clerk Claudett E. Peters

Passed: October 12, 2017

Approved: October 12, 2017

Published: October 12, 2017



*Exhibit A*

## CERTIFICATION

I, CLAUDETT E. PETERS, do hereby certify that I am the duly appointed, acting and qualified Clerk of the Village of Johnsburg, McHenry County, Illinois, and that as such Clerk, I am the keeper of the records and minutes and proceedings of the President and Board of Trustees of said Village of Johnsburg.

I do further certify that at a regular meeting of the President and Board of Trustees of the Village of Johnsburg, held on the 12<sup>th</sup> day of October, 2017 the foregoing Ordinance entitled *An Ordinance Approving a Jurisdictional Transfer of a portion of Old Bay Road by the Village of Lakemoor to the Village of Johnsburg, McHenry County, Illinois,*, was duly passed by the President and Board of Trustees of the Village of Johnsburg.

The pamphlet form of Ordinance No. 2017-18-17 including the Ordinance and a cover sheet thereof, was prepared, and a copy of such Ordinance was available in the Village Hall, commencing on the 12th day of October 2017, and will continue for at least 10 days thereafter. Copies of such Ordinance are also available for public inspection upon request in the office of the Village Clerk.

I do further certify that the original, of which the attached is a true and correct copy, is entrusted to me as the Clerk of said Village for safekeeping, and that I am the lawful custodian and keeper of the same.

Given under my hand and seal of the Village of Johnsburg, this 12th day of October, 2017.



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Claudett E. Peters, Village Clerk  
Village of Johnsburg,  
McHenry County, Illinois

(SEAL)