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**TROY, IL 62294**

2023R17703  
STATE OF ILLINOIS  
MADISON COUNTY  
07/06/2023 09:57 AM  
LINDA A. ANDREAS  
CLERK & RECORDER  
REC FEE: 50.00  
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**CITY OF TROY**  
**RESOLUTION 2023-29**

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**A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A  
MEMORANDUM OF UNDERSTANDING  
(Cole Property)**

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**ADOPTED BY THE CITY COUNCIL OF THE CITY OF TROY, ILLINOIS  
THIS 3RD DAY OF JULY 2023**

**RESOLUTION 2023-29**

**A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A  
MEMORANDUM OF UNDERSTANDING  
(Cole Property)**

**WHEREAS**, the City Council for the City of Troy, Illinois, has determined that it is in the best interests of the City to enter into a Memorandum of Understanding with Patricia Leigh and Gary Lee COLE; and

**WHEREAS**, the City believes that same is the best interest of the health, safety and general welfare of its citizens.

**NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF TROY, ILLINOIS, AS FOLLOWS:**

1. The recitals set forth above are hereby incorporated herein as if fully set forth.
2. The Mayor of the City of Troy, Illinois, is hereby authorized to execute and enter into the attached Memorandum of Understanding with Patricia Leigh and Gary Lee COLE, and is further authorized to take all actions and sign all documents necessary to fulfill the intent of this Resolution.
3. This Resolution shall be in effect following its passage, approval and publication as provided by law.

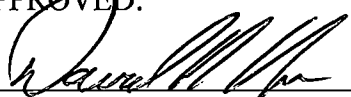
**PASSED** by the City Council of the City of Troy, Madison County, Illinois, approved by the Mayor, and deposited in the office of the City Clerk this 3rd day of July, 2023.

Aldermen Vote:

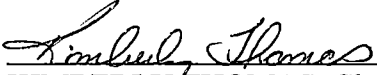
Dan Dawson	<u>AYE</u>	Sam Italiano	<u>AYE</u>	Ayes:	<u>6</u>
Tim Flint	<u>AYE</u>	Debbie Knoll	<u>AYE</u>	Nays:	<u>0</u>
Elizabeth Hellrung	<u>ABSENT</u>	Tony Manley	<u>AYE</u>	Absent:	<u>2</u>
Nathan Henderson	<u>AYE</u>	Troy Turner	<u>ABSENT</u>	Abstain:	<u>0</u>



APPROVED:

  
\_\_\_\_\_  
DAVID NONN, Mayor  
City of Troy, Illinois

ATTEST:

  
\_\_\_\_\_  
KIMBERLY THOMAS, Clerk  
City of Troy, Illinois

**MEMORANDUM OF UNDERSTANDING**

**Whereas**, Patricia Leigh and Gary Lee COLE (jointly "Owners"), own the property at 8740 State Route 162, Troy, Illinois; further identified as Parcel No. 09-2-22-10-20-401-001 in Madison County, Illinois; and

**Whereas**, Owners have agreed to annex the Property located at 8740 State Route 162, Troy, Madison County, Illinois, into the City of Troy, Illinois ("City"); and

**Whereas**, the actions of the Owners set forth in the previous two (2) paragraphs are contingencies which are required to occur prior to performance of the actions of the City set forth in the following paragraphs; and

**Whereas**, in exchange for the forgoing actions of Owners, the City has agreed to abate 100% of the ad valorem taxes on the Annexed Property for the next ten (10) years; and

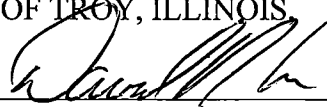
**Whereas**, in further exchange for the forgoing, the City has agreed to reduce the water rate charged to the owners of this property to the "in town" rate; and

**Whereas**, in further exchange for the forgoing, the City has agreed to allow for an accessory use building on the property, under residential zoning, providing the exception for a two acre or larger lot, which is a maximum square footage of 80% of the ground floor area of the principal structure not to exceed 2,500 square feet; and

**Whereas**, in further exchange for the forgoing, the City has agreed to provide Owners, one (1) sewer tap for Parcel Nos. 09-2-22-10-20-401-001 in Madison County, Illinois. The tap is meant to run with the property and not the Owners.

**NOW THEREFORE**, the parties to this Memorandum of Understanding do hereby agree to the forgoing, this \_\_\_\_ day of June, 2023.

CITY OF TROY, ILLINOIS

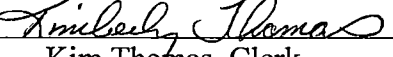
By:   
Dave Nonn, Mayor  
City of Troy, Illinois

OWNERS,

By:   
Patricia Leigh COLE

And

ATTEST:

By:   
Kim Thomas, Clerk  
City of Troy, Illinois  
(SEAL)

By:   
Gary Lee COLE