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Tx:4044141

**RETURN TO:**

**JAMIE MYERS  
CLERK, CITY OF TROY  
116 E. MARKET  
TROY, IL 62294**

**2014R19277**  
STATE OF ILLINOIS  
MADISON COUNTY  
06/24/2014 4:06 PM  
AMY M. MEYER, RECORDER  
REC FEE: 35.00  
CO STAMP FEE:  
ST STAMP FEE:  
FF FEE:  
RHSPS FEE:  
# OF PAGES: 11

**CITY OF TROY**

**ORDINANCE NO. 2014 - 05**

35.00 CT4

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**AN ORDINANCE APPROVING A BOUNDARY LINE AGREEMENT WITH THE  
VILLAGE OF GLEN CARBON**

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**ADOPTED BY THE  
CITY COUNCIL OF THE  
CITY OF TROY, ILLINOIS  
THIS 21<sup>st</sup> DAY OF APRIL, 2014**

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**Published in pamphlet form by the authority of the City Council of the City of Troy,  
Madison County, Illinois, this 21<sup>st</sup> day of April, 2014.**

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**ORDINANCE NO. 2014- 05**

**AN ORDINANCE APPROVING A BOUNDARY LINE AGREEMENT WITH THE  
VILLAGE OF GLEN CARBON**

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**WHEREAS**, the City of Troy, Illinois, and the Village of Glen Carbon, Illinois, are authorized by 65 ILCS 5/11-12-9 to enter into agreements regulating the boundaries for future annexations by either municipality; and

**WHEREAS**, the Mayor and the City Council of the City of Troy, Illinois, believe that it is in the best interest of the City to enter into the attached agreement to ensure the continued health, safety, welfare and economic prosperity of the City and its citizens.

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

- SECTION 1. The recitals set forth above are incorporated herein and are true and accurate.
- SECTION 2. That the agreement entitled "Intergovernmental Cooperation Agreement Between the City of Troy and the Village of Glen Carbon", which is attached hereto and incorporated by reference herein, is hereby approved.
- SECTION 3. The Mayor of the City of Troy, and such other officials which may be necessary or convenient, are authorized and directed to execute and implement the aforementioned agreement.
- SECTION 4. This Ordinance shall be in full force and effect upon its passage, approval and publication as required by law. It may be published in pamphlet form.

**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 21<sup>st</sup> day of April, 2014.

Those voting aye: DeCarli, Evans, Greenfield, Italiano, Jackson, Lanahan, Partney

Those voting nay: \_\_\_\_\_


Those absent: Hendrickson

APPROVED:

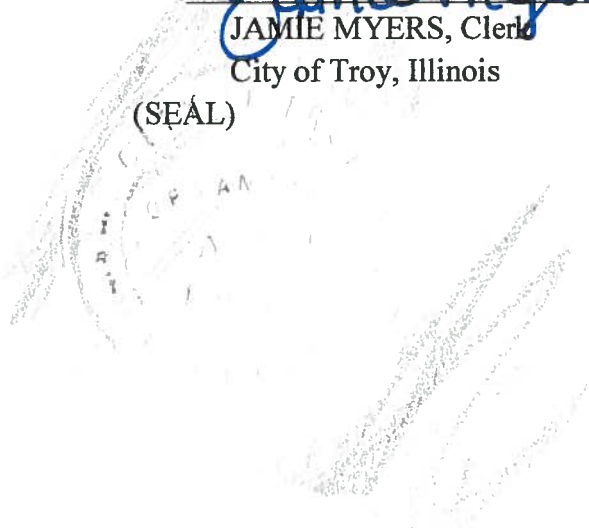
By: 

ALLEN ADOMITE, Mayor  
City of Troy, Illinois

ATTEST:

BY:   
JAMIE MYERS, Clerk  
City of Troy, Illinois

(SEAL)



**INTERGOVERNMENTAL COOPERATION AGREEMENT  
BETWEEN THE CITY OF TROY AND  
THE VILLAGE OF GLEN CARBON**

This Intergovernmental Cooperation Agreement is entered into by and between the City of Troy, hereinafter known as "CITY", and the Village of Glen Carbon, hereinafter known as "VILLAGE", and pursuant to the authority granted each under the Illinois Compiled Statutes, as amended, and after duly enacted ordinances providing for the adoption, by both parties, of said agreement, and after execution by authorized municipal officers for each as evidenced by the signatures below.

**FIRST**, the parties previously entered into an Intergovernmental Cooperation Agreement in April of 1994 (hereinafter "1994 Agreement") regarding the location of boundary lines for future development.

**SECOND**, the 1994 Agreement is set to expire in April of 2014.

**THIRD**, the parties agree that it is in the continued best interest of both to establish and agree upon boundaries between the municipalities for future development.

**FOURTH**, the 1994 Agreement is hereby terminated upon execution of this Intergovernmental Cooperation Agreement by both parties, and moving forward, this Intergovernmental Cooperation Agreement shall supplant and supersede the 1994 Agreement and any and all previous Intergovernmental Cooperation Agreements between the parties.

**FIFTH**, there is hereby established, by and between the parties, a boundary line dividing the two municipalities. The boundary line shall be defined as follows:

Beginning at the intersection of the south corporate limit line of the Village of Glen Carbon with the township line between Collinsville Township and Jarvis Township; thence north along the Collinsville/Jarvis Township lines and the Edwardsville/Pin Oak Township lines to its intersection with the south right of way line of FAI 270; thence east along the south right of way line of FAI 270 to its intersection with the easterly right of way line of FAI 55; thence northeasterly along the easterly right of way line of FAI 55 to its intersection with the south right of way line of Maple Grove Road; thence east along the south right of way line of Maple Grove Road to its intersection with the west right of way line of Indian Meadows Lane and the end of said Intergovernmental Boundary Agreement between the City of Troy, Illinois and the Village of Glen Carbon, Illinois. The Facilities Planning Area ("FPA") boundary line will be followed for future sewer extensions and annexations. (See Attached Exhibit A, Intergovernmental Boundary Agreement Map).

**SIXTH**, both parties recognize that under current law they may refuse to exercise the authority granted each by the Illinois Compiled Statutes with respect to the annexation of unincorporated territory into their respective municipalities, without cause or reason. Each party

will limit the exercise of its annexation authority to the area defined above. Both recognize that, by limiting their own authority to annex, they shall each give up viable opportunities to annex unincorporated land and acquire new opportunities to annex. Each relies upon the expressed promise of the other to limit its authority in this regard. Both parties state that neither has any executed and/or approved annexation agreements which lie outside the area where they have agreed to limit their respective annexation authority.

**SEVENTH**, this Agreement shall be construed as one wherein the parties have agreed to limit the use of their own authority, respectively, and do so upon the reliance of the other party to do likewise.

**EIGHTH**, to the extent necessary, the parties agree that they will cooperate in the amendment, addition to and alteration of the FPA of each to accommodate the changes made by this agreement.

**NINTH**, the boundary line in paragraph **FIFTH** shall also serve as the boundary line for the planning and subdivision authority of the CITY and VILLAGE, respectively.

**TENTH**, this agreement shall become effective and binding between the parties after each has enacted resolutions adopting said agreement and after the authorized officials of each have executed it in the name of the respective municipality. This agreement shall be effective for an initial period of ten (10) years from the date of signing and will be extended, subject to 90 days notice, for an additional ten (10) year period unless either or both parties, pursuant to resolution, properly passed and approved, informs the other that the agreement shall not be extended.

**ELEVENTH**, the parties may alter or amend this agreement from time to time in the same manner in which it was originally adopted, however, no such alteration or amendment shall be effective unless it is reduced to writing and signed by both parties.


**TWELVTH**, the parties shall attach to this agreement certified copies of the properly passed and approved resolutions adopting this agreement. There shall be duplicate originals of this agreement and all attachments, one each to be retained by the parties. Although there will be duplicate originals of this agreement, the parties intend only one agreement to be in force between the parties as evidenced by the duplicate original.

This Agreement passed by the City Council of the City of Troy this 21<sup>st</sup> day of April, 2014.

This Agreement passed by the City Council of the Village of Glen Carbon this 13<sup>th</sup> day of May, 2014.

Under the authority granted by the Corporate Authorities of the CITY and VILLAGE, City of Troy Mayor Allen Adomite and Village of Glen Carbon Mayor Robert Jackstadt, hereby execute the Agreement for the municipalities to be bound by the terms and conditions imposed.

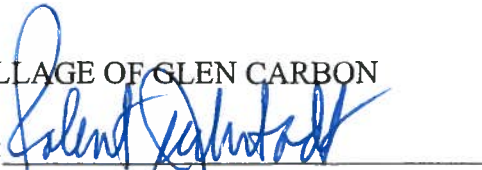
CITY OF TROY


By:   
Allen P. Adomite, Mayor  
City of Troy

Attest:

By:   
Jamie Myers – City Clerk  
City of Troy

VILLAGE OF GLEN CARBON

By:   
Robert Jackstadt, Mayor  
Village of Glen Carbon

By:   
Peggy Goudy – Village Clerk  
Village of Glen Carbon





ORDINANCE NO. 94-4

AN ORDINANCE AUTHORIZING THE  
EXECUTION OF AN "INTERGOVERNMENTAL  
COOPERATION AGREEMENT BETWEEN THE  
CITY OF TROY AND THE VILLAGE OF GLEN CARBON  
(Boundary line/annexation agreement)

Whereas the Village of Glen Carbon, Illinois has determined that it is in the best interests of the Village of Glen Carbon, Illinois to enter into an intergovernmental cooperation agreement with the City of Troy, Illinois for the establishing an annexation limits line beyond which each municipality will not extend its corporate limits;


NOW THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF GLEN CARBON, ILLINOIS AS FOLLOWS:

1. That Ronald J. Foster, President of the Village of Glen Carbon, Illinois or the President pro temp, is hereby authorized, and empowered to execute the original, and any necessary copies, of a document (of the type depicted in the attached Exhibit "1", which is attached hereto, incorporated by reference and made an integral part hereof), entitled "INTERGOVERNMENTAL COOPERATION AGREEMENT BETWEEN THE CITY OF TROY AND THE VILLAGE OF GLEN CARBON".

2. That this Ordinance shall be in full force and effect upon its passage, approval, and publication according to law.

Passed and approved this 12th day of April, 1994.

AYES: BOB BUEHLER, VIC DARNELL, HELEN GRAETTINGER, DAVE HAMMOND, LARRY KACER, BEN  
NAYS: MALISZEWSKI NONE  
ABSENT: NONE  
ABSTAIN: NONE

  
\_\_\_\_\_  
Ronald J. Foster, President

Attest:

  
\_\_\_\_\_  
RITA RANEK, Village Clerk



INTERGOVERNMENTAL COOPERATION AGREEMENT

BETWEEN THE CITY OF TROY AND

THE VILLAGE OF GLEN CARBON

This Intergovernmental Cooperation Agreement is entered into by the Village of Glen Carbon, hereinafter known as "VILLAGE", and the City of Troy, hereinafter known as "CITY", pursuant to the authority granted each under the Illinois Compiled Statutes, as amended, and after duly enacted ordinances providing for the adoption, by both parties, of said agreement, and after execution by authorized municipal officers for each as evidenced by the signatures below.

**FIRST**, the parties now agree that it is in the best interest of both to establish and agree upon boundaries between the municipalities for future development.

→ **SECOND**, there is hereby established, by and between the parties, a boundary line dividing the two municipalities. This boundary line shall be defined as a north/south line between Illinois Route 162 and Interstate 270, being the border of Collinsville/Jarvis Townships and Edwardsville/Pin Oak Townships; thence an east/west boundary line along the south right-of-way line of Interstate 270 between the northern most point of the north/south boundary line and the intersection of Interstate 270 and Interstates 55/70. The FPA boundary line will be followed for future sewer extensions and annexations.

**THIRD**, both parties recognize that under current law they may refuse to exercise the authority granted each by the Illinois Compiled Statutes in respect to the annexation of unincorporated territory into their respective municipalities, without cause or reason. Each party will limit the exercise of its annexation authority to the area defined above. Both recognize that, by limiting their own authority to annex, they shall each give up viable opportunities to annex unincorporated land and acquire new opportunities to annex. Each relies upon the expressed promise of the other to limit its authority in this regard. Both parties state that neither has any executed and approved annexation agreements which lie outside the area where they have agreed to limit their respective annexation authority.

**FOURTH**, this Agreement shall be construed as one wherein the parties have agreed to limit the use of their own authority, respectively, and do so upon the reliance of the other party to do likewise.

**FIFTH**, to the extent necessary, the parties agree that they will cooperate in the amendment, addition to and alteration of the Facilities Planning Area (FPA) of each to accommodate the changes made by this Agreement.

**SIXTH**, this Agreement shall become effective and binding between the parties after each has enacted ordinances adopting said Agreement and after the authorized officials of each have executed

it in the name of the respective municipality. This Agreement shall be effective for an initial period of ten (10) years from the date of signing and will be extended, subject to 90 days' notice, for an additional ten-year (10-year) period unless either or both parties, pursuant to ordinance, properly passed and approved, informs the other that the Agreement shall not be extended.

**SEVENTH**, the parties may alter or amend this Agreement from time to time in the same manner in which it was originally adopted; however, no such alteration or amendment shall be effective unless it is reduced to a writing and signed by the parties.

**EIGHTH**, the parties shall attach to this Agreement certified copies of the properly passed and approved ordinances adopting this Agreement. There shall be duplicate originals of this Agreement and all attachments, one each to be retained by the parties. Although there will be duplicate originals of this Agreement, the parties intend only one Agreement to be in force between the parties as evidenced by the duplicate originals.


This Agreement passed by the Trustees of the Village of Glen Carbon this 12th day of April, 1994.


This Agreement passed by the City Council of the City of Troy this 18th day of April, 1994.

Under the authority granted by the Corporate Authorities of the VILLAGE and CITY, Village of Glen Carbon Mayor Ronald J. Foster and City of Troy Mayor Velda Armes hereby execute the Agreement for the municipalities to be bound by the terms and conditions imposed.


VILLAGE OF GLEN CARBON


CITY OF TROY

  
\_\_\_\_\_  
Ronald J. Foster, Mayor  
Village of Glen Carbon

  
\_\_\_\_\_  
Velda Armes, Mayor  
City of Troy

ATTEST:

  
\_\_\_\_\_  
Rita Ranek, Village Clerk  
Village of Glen Carbon

  
\_\_\_\_\_  
Mary E. Chasteen, City Clerk  
City of Troy

ORDINANCE NO. 06

AN ORDINANCE APPROVING A BOUNDARY LINE AGREEMENT  
WITH THE VILLAGE OF GLEN CARBON

WHEREAS, the CITY OF TROY, Illinois and the VILLAGE OF GLEN CARBON, Illinois are authorized by 65 ILCS 5/11-12-9 to enter into agreements regulating the boundaries for future annexations by either municipality; and

WHEREAS, it is in the best interests of the CITY OF TROY to enter into such an agreement.

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

1. That the agreement entitled "Intergovernmental Cooperation Agreement Between the City of Troy and the Village of Glen Carbon", which is attached hereto and by reference incorporated herein, is hereby approved.

2. The Mayor of the City of Troy, and such other officials which may be necessary or convenient are authorized and directed to execute and implement the aforementioned agreement.

3. This Ordinance shall be in full force and effect upon its passage, approval and publication as required by law. It may be published in pamphlet form.

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 18th day of April 1994.

Those voting aye: Dawson, Italiano, Jackson, Schultze, Soland and Tessaro

Those voting nay: None

Those absent: Aldermen Evans, Schuessler

APPROVED:  
By: Velda Armes  
VELDA ARMES, Mayor of the  
City of Troy, Illinois

ATTEST:  
Mary E Chasteen  
MARY CHASTEEN, Clerk of the  
City of Troy, Illinois

(SEAL)

END OF DOCUMENT