

OSWEGO TOWNSHIP  
KENDALL COUNTY, ILLINOIS

RESOLUTION  
2021-07

A RESOLUTION OF THE OSWEGO TOWNSHIP  
ELECTORS AUTHORIZING THE SALE OF  
CERTAIN TOWNSHIP REAL PROPERTY TO THE  
STATE OF ILLINOIS, DEPARTMENT OF TRANSPORTATION

SPECIAL TOWN MEETING OF ELECTORS  
September 9, 2021

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ELECTORS AUTHORIZING THE SALE OF  
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STATE OF ILLINOIS, DEPARTMENT OF TRANSPORTATION**

**WHEREAS**, Oswego Township is a unit of local government operating under the laws of the State of Illinois (“Township”); and

**WHEREAS**, Section 1/30-50(a) of the Illinois Township Code, 60 ILCS 1/30-50(a), authorizes the electors of the Township to make all orders of the sale of the township’s corporate property, including real property, that may be deemed conducive to the interests of its inhabitants; and

**WHEREAS**, Section 1/30-20 of the Illinois Township Code, 60 ILCS 1/30-20, delineates that such power of the electors so designated in Article 30 of the Illinois Township Code is applicable at Special Township Meetings of Electors and

**WHEREAS**, Section 1/30-50(d) of the Illinois Township Code, 60 ILCS 1/30-50(d), requires the electors of the Township to adopt a resolution stating the intent to sell real property; and

**WHEREAS**, the State of Illinois, Department of Transportation (“IDOT”) has expressed interest in acquiring a portion of the Township property known as Cowdrey Cemetery, as more fully legally described in the ***Exhibit A*** (“Property”), for highway purposes for the sum of \$6,000; and

**WHEREAS**, the Township, by its electors, finds that it is in the best interests of Oswego Township to sell and convey the Property to IDOT for the sum of \$6,000.

**NOW, THEREFORE, BE IT RESOLVED** by the electors of Oswego Township, Kendall County, Illinois, at the Special Township Meeting held on September 9, 2021, as follows:

**Section 1.** The Oswego Township Property legally described on Exhibit A is hereby authorized to be sold and conveyed by the Township Board to IDOT for the sum of \$6,000. The

electors find that the amount of \$6,000 offered by IDOT is the fair market value of the Property and authorize the sale of the Property to IDOT for that amount.

**Section 2.** Upon formal adoption and execution of this Resolution Authorizing the Sale of Township Real Property, the Electors of the Township hereby authorize and direct the sale of said real property by the Township Board pursuant to any and all requirements set forth in the Illinois Township Code.

**Section 3.** The Oswego Township Supervisor, Clerk, Board and Attorney are hereby directed and empowered to take any and all actions necessary to effectuate the sales of the Property to IDOT pursuant to the terms described above.

**Section 4.** If any section, paragraph, clause, or provision of this resolution shall be held invalid, the validity thereof shall not affect any of the other provisions of this resolution.

**Section 5.** All resolutions in conflict herewith are hereby repealed to the extent of such conflict.

**Section 6.** This resolution shall be in full force and effect from after its passage and approval as provided by law.

ADOPTED by a vote of \_\_\_\_\_ to \_\_\_\_\_ by the electors of Oswego Township on September 9, 2021.

APPROVED this 9<sup>th</sup> day of September, 2021.

**OSWEGO TOWNSHIP**

\_\_\_\_\_  
Township Supervisor

ATTEST: \_\_\_\_\_  
Township Clerk

**Exhibit A**

*Legal Description of the Property*

That part of the Southeast Quarter of Section 26, Township 37 North, Range 7 East of the Third Principal Meridian, Kendall County, Illinois, with bearings and grid distances referenced to the Illinois State Plane Coordinate System, East Zone NAD 83 (2007 adj) described as follows:

COMMENCING at the northernmost corner of Lot 2 in Fox River Oaks Subdivision, according to the plat thereof recorded August 4, 1988 as Document Number 88-3990; thence South 47 degrees 29 minutes 20 seconds East, 200.85 feet along the northerly line of said Lot 2; thence northeasterly 165.97 feet along a curve concave to the southeast

having a radius of 4,173.50 feet whose chord bears North 42 degrees 05 minutes 00 seconds East, 165.96 feet; thence North 43 degrees 13 minutes 22 seconds East, 196.01 feet; thence North 46 degrees 05 minutes 06 seconds East, 100.12 feet; thence North 43 degrees 13 minutes 21 seconds East, 183.99 feet to the southerly line of the access road to Cowdery Cemetery for the POINT OF BEGINNING; thence continuing North 43 degrees 13 minutes 21 seconds East, 36.59 feet to the easternmost southerly line of Lot 6 in said Fox River Oaks Subdivision; thence easterly 33.87 feet along said southerly line being a curve concave to the north having a radius of 311.50 feet whose chord bears South 87 degrees 53 minutes 57 seconds East 33.86 feet to the westerly right-of-way line of F.A.P. 311 ( Illinois 71 ); thence South 43 degrees 13 minutes 48 seconds West, along said westerly right-of-way line, 46.67 feet to the southerly line of said access road; thence North 72 degrees 19 minutes 12 seconds West, along said southerly line, 28.26 feet to the POINT OF BEGINNING, containing 0.024 acres (1051 square feet) more or less, (areas based on ground distances).