

ORDINANCE NO. 19 – 19

**AN ORDINANCE APPROVING ENTRY INTO A MEMORANDUM OF UNDERSTANDING WITH JOSEPH A. VELTRI, MARGARET M. VELTRI, JOSEPH A. VELTRI, AS TRUSTEE OF THE JOSEPH A. VELTRI TRUST NO. 1 DATED MAY 10, 1997 AND MARGARET M. VELTRI, AS TRUSTEE OF THE MARGARET M. VELTRI TRUST NO. 1 DATED MAY 10, 1997 AND DAVID J. SCHULTZ AND TERESA M. SCHULTZ**

**WHEREAS**, the Village of Carpentersville, Kane County, Illinois, is a home rule municipality as contemplated under Article VII, Section 6, of the Constitution of the State of Illinois, and the passage of this Ordinance constitutes an exercise of the Village's home rule powers and functions as granted in the Constitution of the State of Illinois; and

**WHEREAS**, subject to said Section, a home rule unit may exercise any power and perform any function pertaining to its government and affairs for the protection of the public welfare; and

**WHEREAS**, the Village desires to enter into a Memorandum of Understanding with Joseph A. Veltri, Margaret A. Veltri, Joseph A. Veltri, as Trustee of the Joseph A. Veltri Trust No. 1 dated May 10, 1997 and Margaret M. Veltri, as Trustee of the Margaret M. Veltri Trust No. dated May 10, 1997 and David J. Schultz and Teresa M. Schultz for the purposes of memorializing the agreed course of action relative to a petition requesting the repeal and termination of an annexation agreement and final plat of subdivision for the Lodge Lake development, among other things; and

**WHEREAS**, the Village President and Board of Trustees, pursuant to the Village's home rule powers and all other powers provided to it by Article VII, Section 6 of the Constitution of the State of Illinois, and all other statutory authority, have determined that entering into the Memorandum of Understanding with Joseph A. Veltri, Margaret A. Veltri, Joseph A. Veltri, as Trustee of the Joseph A. Veltri Trust No. 1 dated May 10, 1997 and Margaret M. Veltri, as Trustee of the Margaret M. Veltri Trust No. dated May 10, 1997 and David J. Schultz and Teresa M. Schultz will serve and be in the best interests of the safety and welfare of the Village, its residents and its visitors;

**NOW, THEREFORE, BE IT RESOLVED**, by the President and Board of Trustees of the Village of Carpentersville, Kane County, Illinois, as follows:

**SECTION 1: RECITALS.** The facts and statements contained in the preamble to this Ordinance are found to be true and correct and are hereby adopted as part of this Ordinance.

**SECTION 2: APPROVAL OF AGREEMENT.** The Memorandum of Understanding with Joseph A. Veltri, Margaret M. Veltri, Joseph A. Veltri, as Trustee of the Joseph A. Veltri Trust No. 1 dated May 10, 1997 and Margaret M. Veltri, as Trustee of the Margaret M. Veltri Trust No. 1 dated May 10, 1997 and David J. Schultz and Teresa M. Schultz, is hereby approved in substantially the form attached to this Ordinance as **Exhibit A**.

**SECTION 3: EXECUTION OF AGREEMENT.** The Village Manager is hereby authorized and directed to execute on behalf of the Village, the Agreement and all documentation related thereto.

**SECTION 4: EFFECTIVE DATE.** This Ordinance will be in full force and effect from and after its passage and approval as provided by law.

**SECTION 5:** 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 6:** All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

**SECTION 7:** This Ordinance shall be in full force and effect upon its approval and publication in pamphlet form (which publication is hereby authorized) as provided by law.

Passed this 16<sup>th</sup> day of July, 2019, by roll call vote as follows:

	Ayes	Nays	Absent	Abstain
Trustee Jeff Frost	_____	_____	X_____	_____
Trustee John O'Sullivan (Motion)	X_____	_____	_____	_____
Trustee Maria Vela	_____	_____	X_____	_____
Trustee Jim Malone	X_____	_____	_____	_____
Trustee Humberto Garcia	X_____	_____	_____	_____
Trustee Bobbie Andresen (Second)	X_____	_____	_____	_____
President John Skillman	X_____	_____	_____	_____

APPROVED THIS 16<sup>TH</sup> DAY OF JULY, 2019.



  
Village President, John Skillman

ATTEST:

  
Village Clerk, Kelly Mastera



EXHIBIT A

MEMORANDUM OF UNDERSTANDING



## CERTIFICATION

I, Kelly Mastera, do hereby certify that I am the duly appointed, acting and qualified Clerk of the Village of Carpentersville, Kane 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 Carpentersville.

I do further certify that at a regular meeting of the President and Board of Trustees of the Village of Carpentersville, held on the 16<sup>th</sup> day of July, 2019, the foregoing Ordinance entitled, *An Ordinance Approving Entry Into A Memorandum Of Understanding With Joseph A. Veltri, Margaret M. Veltri, Joseph A. Veltri, As Trustee Of The Joseph A. Veltri Trust No. 1 Dated May 10, 1997 And Margaret M. Veltri, As Trustee Of The Margaret M. Veltri Trust No. 1 Dated May 10, 1997 And David J. Schultz And Teresa M. Schultz*, as duly passed by the President and Board of Trustees of the Village of Carpentersville.

The pamphlet form of Ordinance No. 19-19, including the Ordinance was prepared, and a copy of such Ordinance was available in the Village Hall, commencing on the 7<sup>th</sup> day of August, 2019, 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 Carpentersville this 7<sup>th</sup> day of August, 2019.



  
Kelly Mastera, Village Clerk  
Village of Carpentersville,  
Kane County, Illinois

