

CITY OF LE ROY
COUNTY OF McLEAN, STATE OF ILLINOIS

RESOLUTION NO. 01-11-02-30

**RESOLUTION REQUESTING THE ILLINOIS DEPARTMENT OF NATURAL
RESOURCES AND OTHER STATE AGENCIES SEEK OWNERSHIP OF THE
NORFOLK AND SOUTHERN RAILROAD RIGHT OF WAY FROM NEAR
MANSFIELD TO NEAR BLOOMINGTON**

ADOPTED BY THE CITY COUNCIL OF THE CITY OF LE ROY THIS
19TH DAY OF November, 2001

PRESENTED: November 19, 2001

PASSED: November 19, 2001

APPROVED: November 19, 2001

RECORDED: November 19, 2001

PUBLISHED: November 19, 2001

In Pamphlet Form

Voting "Aye" Five (5)

Voting "Nay" Zero (0)

The undersigned being the duly qualified and Acting City Clerk of the City of LeRoy does hereby certify that this document constitutes the publication in pamphlet form, in connection with and pursuant to Section 1-2-4 of the Illinois Municipal Code, of the above-captioned **ordinance** and that such **ordinance** was presented, passed, approved, recorded and published as above stated.

(SEAL)



City Clerk of the City of LeRoy,
McLean County, Illinois

Dated: November 19, 2001

RESOLUTION 01-11-02-30

**RESOLUTION REQUESTING THE ILLINOIS DEPARTMENT OF
NATURAL RESOURCES AND OTHER STATE AGENCIES SEEK
OWNERSHIP OF THE NORFOLK AND SOUTHERN RAILROAD RIGHT
OF WAY FROM NEAR MANSFIELD TO NEAR BLOOMINGTON**

WHEREAS, the Norfolk and Southern Railroad Company has initiated actions which will likely lead to the abandonment and removal of rails from near Mansfield to near Bloomington;

WHEREAS, the Norfolk and Southern Railroad Company right of way has many useful purposes which would benefit the residents of Illinois and particularly the residents of the communities of Mansfield, Farmer City, Le Roy, Downs and Bloomington and the counties of Piatt, DeWitt, and McLean;

WHEREAS, the United States government has established the Federal Rail Bank Act to reserve railroad right of ways for public use;

WHEREAS, the Illinois Department of Natural Resources in cooperation with other state departments and agencies has the resources to negotiate for the rights and ownership of the right of way; and

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LE ROY, McLEAN COUNTY, ILLINOIS:

FIRST: that the City of Le Roy finds the Norfolk and Southern Railroad Company right of way has many useful purposes which would benefit the residents of Illinois and particularly the residents of the communities of Mansfield, Farmer City, Le Roy, Downs and Bloomington and the counties of Piatt, DeWitt and McLean; and

SECOND: that since the United States government has established the Federal Rail Bank Act to reserve railroad right of ways for public use it should be used to preserve the Norfolk and Southern Railroad rights of way; and

THIRD: that since the Illinois Department of Natural Resources in cooperation with other state departments and agencies has the resources to negotiate for the rights and ownership of the right of way a request be submitted jointly with neighboring communities and counties to request state participation; and

FOURTH: that copies of this resolution be submitted to Governor George H. Ryan, and all local state representatives; and

FIFTH: that copies of this resolution be submitted to the clerks of each community and counties which would benefit from the preservation of the Norfolk and Southern right of way.

PASSED by the City Council of the City of LeRoy, Illinois, upon the motion by

Dave McClelland, seconded by John HANEY, by roll call vote on the 19th day of November, 2001, as follows:

Aldermen elected Six (6)

Aldermen present Five (5)

VOTING AYE:

Grace Anderson, Dawn Thompson, Dave McClelland, John Haney, Gary Koerner

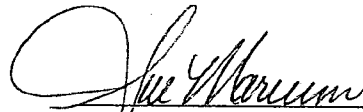
VOTING NAY:

None

ABSENT, ABSTAIN, OTHER:

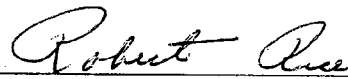
Ward 3, Seat 1: Vacant

and deposited and filed in the office of the City Clerk in said municipality on the 19th day of November, 2001.



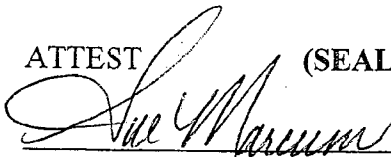
Sue Marcum City Clerk of the City of LeRoy, McLean County, Illinois

APPROVED BY the Mayor of the City of LeRoy, Illinois, this 19th day of November, 2001.



Robert Rice, Mayor of the City of LeRoy, McLean County, Illinois

ATTEST (SEAL)



Sue Marcum, City Clerk, City of LeRoy, McLean County, Illinois

STATE OF ILLINOIS)
) SS:
COUNTY OF MCLEAN)

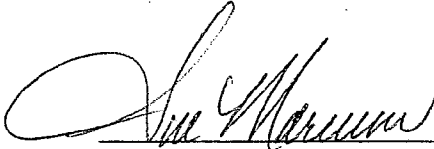
I, Sue Marcum, do hereby certify that I am the duly qualified and acting City Clerk of the City of Le Roy, McLean County, Illinois, and as such City Clerk that I am the keeper of the records and files of the Mayor and the City Council of said City.

I do further certify that the foregoing is a true, correct and complete copy of a resolution entitled:

RESOLUTION REQUESTING THE ILLINOIS DEPARTMENT OF NATURAL RESOURCES AND OTHER STATE AGENCIES SEEK OWNERSHIP OF THE NORFOLK AND SOUTHERN RAILROAD RIGHT OF WAY FROM NEAR MANSFIELD TO NEAR BLOOMINGTON

I do further certify said resolution was adopted by the City Council of the City of Le Roy at a regular meeting on the 19th day of November, 2001, and prior to the making of this certificate the said resolution was on file with the permanent records of said City where it now appears and remains as a permanent record of said resolution in the record books.

Dated this *19th* day of November, 2001.



City Clerk

(SEAL)

CERTIFICATE

I, Sue Marcum, certify that I am the duly appointed and acting municipal clerk of the City of Le Roy, of McLean County, Illinois.

I further certify that on **November 19th, 2001**, the Corporate Authorities of such municipality passed and approved Resolution No. **01-11-02-30**, entitled:

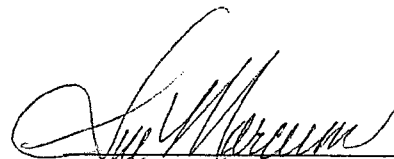
RESOLUTION REQUESTING THE ILLINOIS DEPARTMENT OF NATURAL RESOURCES AND OTHER STATE AGENCIES SEEK OWNERSHIP OF THE NORFOLK AND SOUTHERN RAILROAD RIGHT OF WAY FROM NEAR MANSFIELD TO NEAR BLOOMINGTON

which provided by its terms that it should be published in pamphlet form.

The pamphlet form of Resolution No. **01-11-02-30**, including the Resolution and a cover sheet thereof, was prepared, and a copy of such Resolution was posted at the municipal building, commencing on **November 19th, 2001**, and continuing for at least ten days thereafter. Copies of such Resolution were also available for public inspection upon request in the office of the municipal clerk.

Dated at Le Roy, Illinois this 19TH day of November, 2001.

(SEAL)


Municipal Clerk