

CITY OF LE ROY  
COUNTY OF McLEAN, STATE OF ILLINOIS

**ORDINANCE NO. 01-10-01-30**

**AN ORDINANCE CONSENTING TO THE ASSIGNMENT OF RIGHTS UNDER  
A CONTRACT ENTERED INTO BETWEEN THE CITY OF LE ROY AND THE  
ALWAN BROTHERS PARTNERSHIP, REGARDING BENEFITS UNDER  
LE ROY FIRST TAX INCREMENT FINANCING DISTRICT**

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ADOPTED BY THE CITY COUNCIL OF THE CITY OF LE ROY THIS  
1<sup>ST</sup> DAY OF October, 2001

PRESENTED: October 1, 2001

PASSED: October 1, 2001

APPROVED: October 1, 2001

RECORDED: October 1, 2001

PUBLISHED: October 1, 2001

In Pamphlet Form

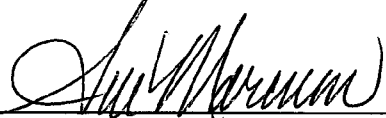
Voting "Aye" **Six (6)**

Voting "Nay" **Zero (0)**

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The undersigned being the duly qualified and Acting City Clerk of City of Le Roy does hereby certify that this document constitutes the publication in pamphlet form, in connection with a 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 Le Roy,  
McLean County, Illinois

**ORDINANCE NO. 01-10-01-30**

**AN ORDINANCE CONSENTING TO THE ASSIGNMENT OF RIGHTS UNDER A CONTRACT ENTERED INTO BETWEEN THE CITY OF LEROY AND THE ALWAN BROTHERS PARTNERSHIP, REGARDING BENEFITS UNDER LEROY FIRST TAX INCREMENT FINANCING DISTRICT**

WHEREAS, the Mayor and City Council of the City of Le Roy, McLean County, Illinois, an Illinois municipal corporation have received a request to consent to the assignment of all rights and benefits under a Tax Increment Redevelopment Agreement dated August 30, 1995, between the City of Le Roy and Hardees Food Systems, Inc., a North Carolina corporation, and

WHEREAS, the Mayor and City Council of the City of Le Roy have reviewed the Assignment And Assumption of Licenses, Permits, and Tax Increment Financing Agreement dated September 27, 2001, by and between Alwan Brothers Partnership, and Hardee's Food Systems, Inc., a North Carolina corporation, and

WHEREAS, the Mayor and City Council of the City of Le Roy have determined that it is in the best interest of the City and its residents, for the continued operation of the local restaurant and for the benefit of the Le Roy First Tax Increment Financing District, that such consent be given,

NOW, THEREFORE, BE IT ORDAINED, by the City Council of the City of Le Roy, Illinois, in lawful meeting assembled as follows:

Section 1. Upon the written request of the Hardees Food Systems, Inc., a North Carolina corporation, that the City of Le Roy consent to the assignment of all rights and benefits due Hardees Food Systems, Inc., under that agreement between the City of Le Roy and Hardees Food Systems, Inc., dated August 30, 1995, the City Council does hereby consent to the aforesaid assignment, a copy of which assignment and a copy of which request for consent are attached hereto, marked Exhibit A for identification, and are incorporated herein by reference.

Section 2. A certified copy of this ordinance shall serve as the written consent by the City of Le Roy to the aforesaid assignment. The City Clerk is hereby directed to forward a certified copy of this ordinance to Alwan Brothers Partnership, and to forward a certified copy to Hardees Food Systems, Inc.

Section 3. This ordinance shall be in full force and effect from and after its passage, approval and publication in pamphlet form, as required by law.

**PASSED** by the City Council of the City of Le Roy, Illinois, upon the motion by Dave McClelland, seconded by Steve Dean, by roll call vote on the 1st day of October, 2001, as follows:

Aldermen elected 6 Aldermen present 6

VOTING AYE:

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

VOTING NAY:

None

ABSENT, ABSTAIN, OTHER:

None

and deposited and filed in the office of the City Clerk in said municipality on the 1st day of October, 2001.



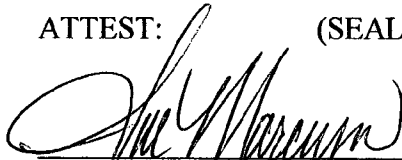
Sue Marcum, City Clerk of the City of  
LeRoy, McLean County, Illinois

**APPROVED BY** the Mayor of the City of Le Roy, Illinois, this 1st day of October, 2001.



Robert Rice, Mayor of the City of Le Roy,  
McLean County, Illinois

ATTEST: (SEAL)



Sue Marcum, City Clerk, City of  
Le Roy, McLean County, Illinois

STATE OF ILLINOIS        )  
  ) SS:  
COUNTY OF MCLEAN        )

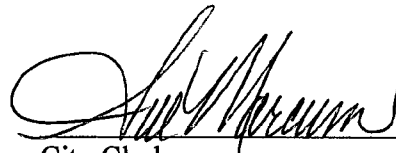
I, Sue Marcum, do hereby certify that I am the duly qualified and acting City Clerk of the City of Le Roy, McLean County, Illinois, and as such City Clerk that I am keeper of the files of the Mayor and the City Council of the said City.

I do further certify that the forgoing is true, correct and complete copy of an ordinance entitled:

**AN ORDINANCE CONSENTING TO THE ASSIGNMENT OF RIGHTS UNDER A CONTRACT ENTERED INTO BETWEEN THE CITY OF LEROY AND THE ALWAN BROTHERS PARTNERHIP, REGARDING BENEFITS UNDER LE ROY FIRST TAX INCREMENT FINANCING DISTRICT**

I do further certify said ordinance was adopted by the City Council of the City of Le Roy at a regular meeting on the 1<sup>st</sup> day of October, 2001, and prior to the making of this certificate the said ordinance was on file with the permanent records of said City where it now appears and remains as a permanent record of said ordinance in the record books.

Dated this 1<sup>st</sup> day of October, 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 **October 1<sup>st</sup>, 2001**, the Corporate Authorities of such municipality passed and approved Ordinance No. **01-10-01-30**


**AN ORDINANCE CONSENTING TO THE ASSIGNMENT OF RIGHTS UNDER  
A CONTRACT ENTERED INTO BETWEEN THE CITY OF LE ROY AND THE  
ALWAN BROTHERS PARTNERSHIP, REGARDING BENEFITS UNDER  
LE ROY FIRST TAX INCREMENT FINANCING DISTRICT**

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

The pamphlet form of Ordinance No. **01-10-01-30**, including the Ordinance and a cover sheet thereof, was prepared, and a copy of such Ordinance was posted at the municipal building, commencing on **October 1<sup>st</sup>, 2001**, and continuing for at least ten days thereafter. Copies of such Ordinances were also available for public inspection upon request in the office of the municipal clerk.

Dated at Le Roy, Illinois this 1<sup>st</sup> day of October, 2001

(SEAL)

  
Municipal Clerk