

Shelby County Board
Resolution No. _____

WHEREAS, Shelby County has been unable to meet the public purpose requirements set forth in Article VIII, Section 1 of the Illinois State Constitution as it relates to the County Farm;

WHEREAS, the State of Illinois has repealed the county home laws and deauthorized the county homes remaining in Illinois;

WHEREAS, Shelby County discerns that the Investment Act found in 30 ILCS 235 restricts the county to only investments that put no taxpayer money at any risk;

WHEREAS, Shelby County recognizes current issues concerning the paying of the property taxes on the property known as the Shelby County Farm that could be inconsistent with acceptable applications of taxation;

WHEREAS, Shelby County finds that Shelby County should not compete with its own constituents or participate in the private sector of the economy;

WHEREAS, Shelby County finds that, instead of the growing and harvesting of a crop, the rate of return from alternative low risk investments are superior to the returns it has received from operating the county farm;

WHEREAS, the resources and personnel of Shelby County could be better utilized than the management of the property known as the Shelby County Farm;

WHEREAS, the Investment Policy of the County of Shelby does not allow for an investment in farming or real estate;

WHEREAS, Shelby County has been unable to ascertain whether or not the County is liable for the paying of income taxes on the revenue generated by the Shelby County Farm, and

WHEREAS, Shelby County wishes to establish that property ownership should be in the purview of private citizens whenever possible.

NOW, THEREFORE, BE IT RESOLVED, the County of Shelby shall retain the services of a qualified surveyor to survey the Shelby County Farm property and the specific location of the cemetery located therein along with the identification of an ingress/egress easement to that cemetery;

BE IT FURTHER RESOLVED, the County of Shelby shall retain the services of an appraiser to render an opinion of value on the Shelby County Farm;

BE IT FURTHER RESOLVED by the Board of Shelby County that the County of Shelby shall sell the complete bundle of rights associated with the real property and the present possessory interest in fee simple of that property known as the Shelby County Farm as two separate parcels, parcel 1812-04-00-200-001 with a starting bid of \$8,000 per acre, and parcel 1812-03-00-100-001 with a starting bid of \$6,500 per acre, via sealed bid process;

BE IT FURTHER RESOLVED, the County of Shelby shall order title work to facilitate the sale of the County Farm property;

BE IT FURTHER RESOLVED, the County of Shelby shall establish an easement for access to the cemetery according to the Plat Act;

BE IT FURTHER RESOLVED, the buyer of the County Farm shall be responsible for paying any Real Estate Tax which may be due or has become due in connection with the County Farm;

BE IT FURTHER RESOLVED, the County of Shelby shall authorize and command the board chairman of the Shelby County Board to sign all documents necessary or related to the sale of the property known as the Shelby County Farm;

BE IT FURTHER RESOLVED, Shelby County reserves the right to refuse any and all bids, including, but not limited to, those offered by foreign investors, concerning the sale of the Shelby County Farm;

BE IT FURTHER RESOLVED, that the proceeds from the sale of the property be tendered to the County Treasurer for safe keeping and investment in lawful investments for which the investment objective is to maximize return and prevent dissipation of the principal net sum from the sale.

APPROVED AND ADOPTED at a meeting of the Shelby County Board, Shelby County, State of Illinois on this _____ day of _____, 20____.

Shelby County Board Chairman

ATTEST:

Shelby County Clerk

Yea _____

Nay _____