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**2018R02081**  
STATE OF ILLINOIS  
MADISON COUNTY  
01/22/2018 03:09 PM  
AMY M. MEYER, RECORDER  
REC FEE: 33.00  
CO STAMP FEE:  
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# OF PAGES: 6

Check Number: \_\_\_\_\_

Total Pages: \_\_\_\_\_

**Ordinance Cover Page**

**Collinsville Area Recreation District**

33.00 CK 6603

**Return To:**

Collinsville Area Recreation District  
10 Gateway Drive  
Collinsville, IL 62234

**Prepared By:**

Jarnes Craney  
Craney Law Group LLC  
201 Hillsboro, Suite C  
Edwardsville, IL 62025

**ORDINANCE NUMBER 18-1**

**AN ORDINANCE APPROVING PETITIONS TO DISCONNECT CERTAIN TERRITORIES FROM THE COLLINSVILLE AREA RECREATION DISTRICT, SUBMITTED ON 12/15/17.**

WHEREAS the Collinsville Area Recreation District, Madison and St. Clair Counties Illinois, Illinois ("CARD"), is a duly organized and existing park district created under the provisions of the laws of the State of Illinois, and is now operating under the provisions of the Park District Code of the State of Illinois; and

WHEREAS the Park District Code, under Article Three, "Annexation and Disconnection," provides as follows:

Any territory, within any park district, which (1) is upon the border of the park district, and (2) if disconnected from the park district would not separate any part of the park district from any other part, may be disconnected from the park district, in the discretion of its corporate authorities as follows:

A written petition, signed by the majority of the owners of record of land and the owners of record of more than one-half of the area of land in the territory described in the petition, shall be filed with the secretary of the governing board of the park district, requesting that the specified territory be disconnected from the park district. The petition shall be filed at least 30 days before it is considered by the corporate authorities. The petition shall be accompanied with the certificate of the proper county clerk, or county clerks as the case may be, showing that all park district assessments due up to the time of presenting the petition are fully paid. The corporate authorities may, in their discretion, disconnect the territory from the park district by an ordinance passed by a majority of the members of the governing board.

(Park District Code, "Article Three. Annexation – Disconnection," 70 ILCS 1205/3-6.); and

WHEREAS, the Park District Code, under Article Three, "Annexation and Disconnection," further provides as follows:

The disconnection of any territory from a park district shall not exempt it from taxation for the purpose of paying any indebtedness contracted by the corporate authorities of the park district prior to the filing of the petition for disconnection. On the contrary, the territory shall be assessed and taxed to pay such indebtedness until this indebtedness is completely paid, the same as though the territory had not been disconnected. Except for this purpose, no county clerk shall include

disconnected territory within the limits of the park district from which the territory has been disconnected.

(Park District Code, "Article Three. Annexation – Disconnection," 70 ILCS 1205/3-7.); and

WHEREAS on 12/15/17, a Petition to Disconnect five parcels from CARD was filed with the Board of Park Commissioners for Collinsville Area Recreation District (hereinafter "the Board"); and

WHEREAS certain Petitioners have collectively requested that Board approve and pass an ordinance granting their request relating to 5 Parcels on or around Farimont Park in Collinsville, Illinois; and disconnecting the described territory from the CARD as provided by 70 ILCS 1205/3-6; and

WHEREAS the Board has determined that each of the aforementioned Petitions is signed by a majority of the owners of record of the land in the territory described in that Petition; and

WHEREAS the Board has determined each of the aforementioned Petitions is signed by the owners of record of more than one-half the area of land in the territory described in that Petition; and

WHEREAS the Board has determined that each of the aforementioned Petitions is upon the border of the CARD; and

WHEREAS the Board has determined that each of the aforementioned Petitions, if disconnected from the CARD, would not separate any part of CARD from any other part; and

WHEREAS the Board has determined that each of the aforementioned Petitions was filed with the Board at least 30 days before it was considered by the Board; and

WHEREAS the Board has determined that each of the aforementioned Petitions is accompanied by a certificate from the proper county clerk, showing that all park district assessments due up to the time of presenting the petition were fully paid; and

WHEREAS a majority of the Board has considered and passed this Ordinance, exercising the Board's discretion to disconnect the territories described in each of the aforementioned Petitions;

NOW THEREFORE Be it Ordained by the President and Board of Park Commissioners of the Collinsville Area Recreation District, Madison and St. Clair Counties, Illinois, as follows:

Section 1. *Incorporation of Preambles.* The Board hereby finds that all of the recitals contained in the preambles to this Ordinance are full, true and correct, and does incorporate them into this Ordinance by this reference.

Section 2. *Authority.* It is hereby found and determined that the Board has the discretionary authority, under the Illinois Park District Code, 70 ILCS 1205/3-6, to disconnect the Territories in each of the aforementioned Petitions, from the CARD by an ordinance passed by a majority of the Board members.

Section 3. *Disconnection of Certain Parcels.* The following Parcels, shown in the attached Exhibit B, in Madison County, Illinois, are disconnected from the Collinsville Area Recreation District, effective upon the date of adoption of this Ordinance:

- 17-1-20-36-04-401-001.001
- 17-1-20-36-00-000-021
- 17-1-20-36-00-000-021.C00
- 17-1-20-36-00-000-022
- 17-1-20-36-00-000-022.001

Section 4. *Prior Indebtedness Unaffected.* The disconnected parcels, described in Section 3, above, are not exempt from taxation for the purpose of paying any indebtedness contracted by the Collinsville Area Recreation District prior to the filing of the respective Petitions for Disconnection. Those parcels shall be assessed and taxed to pay such indebtedness until this indebtedness is completely paid, the same as though the territory had not been disconnected. Because they have been disconnected from the CARD, the parcels described in Section 3, above (hereinafter the "Disconnected Parcels"), shall not be assessed and taxed to pay any indebtedness contracted by the CARD subsequent to the passage of this Ordinance.

Section 5. *Instructions to County.* Consistent with Section 4 above, the county clerk(s) and treasurer of the county(ies) in which the Disconnected Parcels are located, will be instructed by the CARD as follows:

(a) *The Disconnected Parcels will be subject to taxation for all CARD levies issued from a CARD ordinance adopted prior to November 11, 2017, and taxes for those levies will appear on the Disconnected Parcels' tax bills. The Disconnected Parcels are not subject to, and future tax bills should not reflect, CARD levies issued from a CARD ordinance adopted on or after November 11, 2017.*


(b) *The Disconnected Parcels will be subject to taxation for all CARD Bond Orders filed with the county clerk prior to November 11, 2017, and the Disconnected Parcels' future tax bills will reflect those taxes. The Disconnected Parcels are not subject to, and future tax bills should not reflect, taxation for CARD Bond Orders (if any) filed with the county clerk on or after November 20, 2017.*

Section 8. Severability. *If any section, paragraph, clause or provision of this Ordinance shall be held invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph, clause or provision shall not affect any remaining provisions of this Ordinance.*

PASSED, and ADOPTED this 16th of JANUARY 2018



BOARD OF PARK COMMISSIONERS  
COLLINSVILLE AREA RECREATION DISTRICT

  
\_\_\_\_\_  
Ron Jedda, Board President

ATTEST:

 1-16-18  
Board Secretary Date

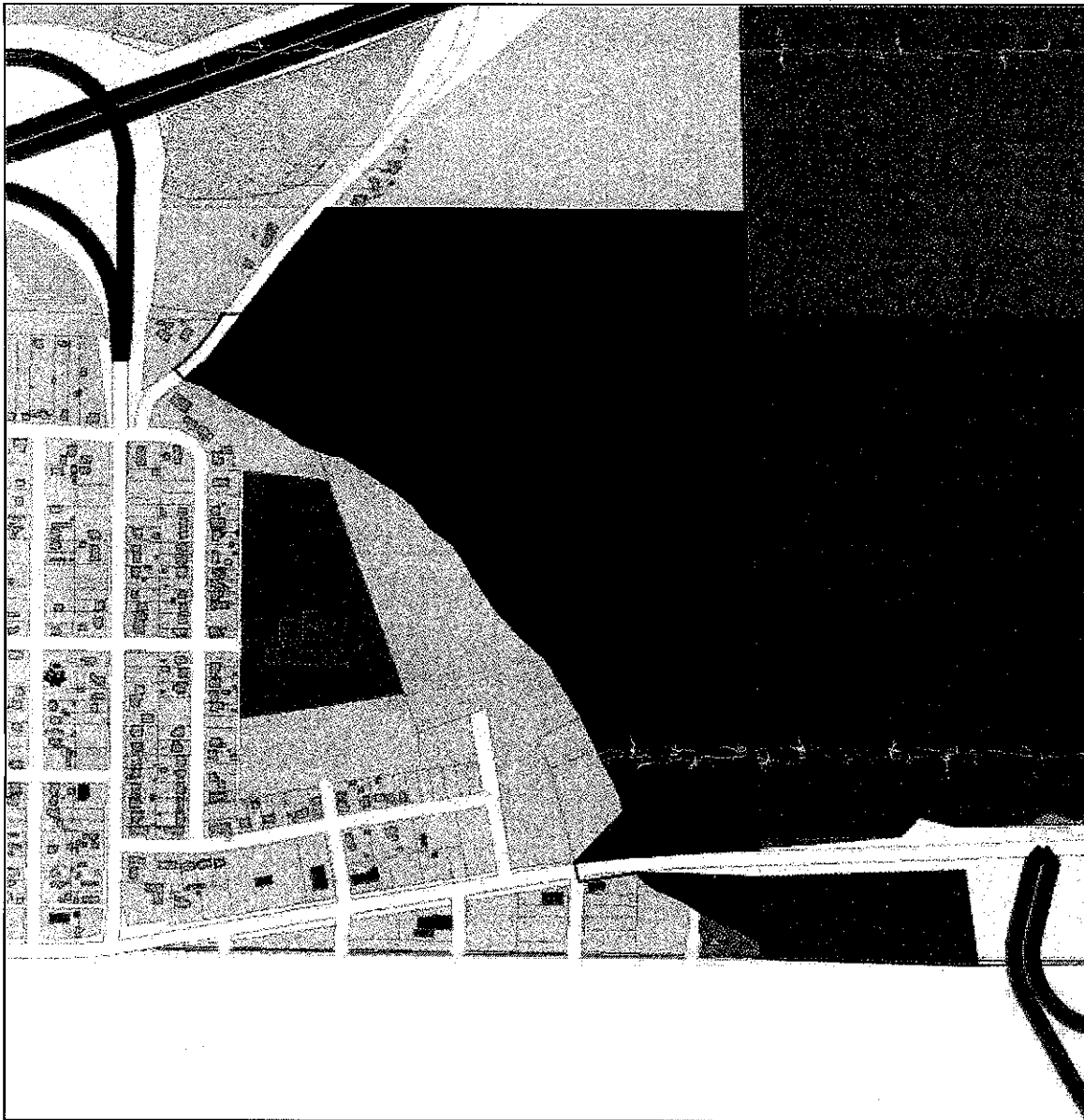
Exhibit A

Parcels disconnected with map

Parcels identified in the Petition:

- 17-1-20-36-04-401-001.001
- 17-1-20-36-00-000-021
- 17-1-20-36-00-000-021.C00
- 17-1-20-36-00-000-022
- 17-1-20-36-00-000-022.001

Map of Relevant Parcels: (Green area, disconnected from CARD, Red area, parcels disconnected by this Petition, red line = CARD Boundary.)



## Date \_\_\_\_\_

Address

• **GCC/IBT** 48-5

**DEBRA D. MING-MENDOZA**

COUNTY CLERK  
MADISON COUNTY

Collinsville Area Rec Dist

HAS FILED THE FOLLOWING DOCUMENT(S):

- ☐ BUDGET/APPROPRIATION ORDINANCE (35 ILCS 200/18-50)
- ☐ CERTIFICATION OF BUDGET/APPROPRIATION ORDINANCE
- ☐ ESTIMATE OF ANTICIPATED REVENUES (35 ILCS 200/18-50)
- ☐ TAX LEVY ORDINANCE (35 ILCS 200/18-15)
- ☐ CERTIFICATION OF TAX LEVY
- ☐ CERTIFICATION OF TRUTH-IN-TAXATION COMPLIANCE  
(35 ILCS 200/18-55 THRU 18-90)

--IF APPLICABLE--

- ☐ ANNUAL FINANCIAL REPORT (50 ILCS 310/6)  
(Fulfills fiscal accountability report card requirement)
- ☐ AUDIT REPORT (60 ILCS 5/13-5) (50 ILCS 310/3)
- ☐ TREASURER'S REPORT (30 ILCS 15/1)

X Ordinance 18-1

IN THIS OFFICE ON

January 22, 2018

Debra D. Ming Mendoza

COUNTY CLERK

Stacy Cooper

DEPUTY

Collinsville Area Recreation District  
16 Gateway Drive  
Collinsville, IL 62234

ORDINANCE 18-1

# RECEIPT

Date: 12-15-17

To: DERRICK COX

Doug Erhart acknowledges receipt of the following documents related to Disconnection of Territory from the Collinsville Area Recreation District:

- Petition to Disconnect, Legal Description and the County Clerk's property tax certificate for parcel ID #

SEE ATTACHED

By signing this receipt, Doug Erhart agrees to treat such documents as his own deeds, writings, papers, or other valuable effects, and shall return them uninjured and not defaced, inevitable casualties excepted.

Signed:

  
Executive Director

Date:

12-15-17

**PETITION FOR DISCONNECT OF TERRITORY FROM THE  
COLLINSVILLE AREA RECREATION DISTRICT PURSUANT TO 70 ILCS 1205/3-6**

We, the undersigned individuals, as owners of record of land located within the corporate limits of the Collinsville Area Recreation District (hereinafter referred to as "CARD") and, pursuant to 70 ILCS 1205/3-6, hereby petition CARD's Board of Commissioners to disconnect the territory more fully described and set forth in legal description as stated on the reverse side of this petition. The undersigned owners of record of land understand and acknowledge that the disconnection of any territory from CARD shall not exempt the territory from taxation for the purpose of paying any indebtedness contracted by CARD prior to the filing of the Petition for Disconnection. The undersigned owners of record of land further state that the following names, addresses, and parcel identification numbers comprise a majority of the owners of record for the territory to be disconnected, and further comprise the owners of record of more than one-half of the territory to be disconnected. The undersigned hereby request that the Board of Commissioners of CARD approve and pass an ordinance granting this petition and disconnecting the territory described herein as provided by the aforementioned statute.

| Owner Signature                            | Printed Name  | Address                    | City<br>State<br>Zip<br>County          | Parcel ID#                | Lot<br>Size<br>(Acres) |
|--|---|----------------------------|---|---------------------------|------------------------|
| <i>Joe Pappas</i><br>For Fairmont Park Inc | FAIRMONT PARK<br>INC ODGEN<br>FAIRMONT INC<br>AND ODGEN<br>SERVICE CORP | 9301<br>COLLINSVILLE<br>RD | COLLINSVILLE,<br>IL<br>62234<br>MADISON | 17-1-20-36-00-000-022.001 | 1.61                   |

State of ILLINOIS        )  
                                      )ss  
County of MADISON     )

I, Derrick Keith Cox, do hereby certify that I reside at 1117 Oak Lane in the Village of Maryville, 62062, County of Madison, State of Illinois.

That I am 18 years of age or older, a citizen of the United States and that the signatures on this sheet were signed in my presence and are genuine.

*D Keith*  
(Circulator's Signature)

Signed and sworn to (or affirmed) by Derrick Keith Cox before me, on 12/15/17  
(insert month, day, year)

(SEAL)

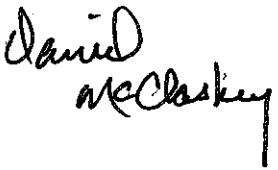
*Marvin L Brussatti*  
(Notary Public's Signature)



SHEET No. 3 of 4

**PETITION FOR DISCONNECT OF TERRITORY FROM THE  
COLLINSVILLE AREA RECREATION DISTRICT PURSUANT TO 70 ILCS 1205/3-6**

We, the undersigned individuals, as owners of record of land located within the corporate limits of the Collinsville Area Recreation District (hereinafter referred to as "CARD") and, pursuant to 70 ILCS 1205/3-6, hereby petition CARD's Board of Commissioners to disconnect the territory more fully described and set forth in legal description as stated on the reverse side of this petition. The undersigned owners of record of land understand and acknowledge that the disconnection of any territory from CARD shall not exempt the territory from taxation for the purpose of paying any indebtedness contracted by CARD prior to the filing of the Petition for Disconnection. The undersigned owners of record of land further state that the following names, addresses, and parcel identification numbers comprise a majority of the owners of record for the territory to be disconnected, and further comprise the owners of record of more than one-half of the territory to be disconnected. The undersigned hereby request that the Board of Commissioners of CARD approve and pass an ordinance granting this petition and disconnecting the territory described herein as provided by the aforementioned statute.

| Owner Signature  | Printed Name             | Address              | City<br>State<br>Zip<br>County          | Parcel ID#            | Lot<br>Size<br>(Acres) |
|--|--------------------------|----------------------|---|-----------------------|------------------------|
|  | MCCLASKEY<br>FEED CO INC | 3420 FAIRMONT<br>AVE | COLLINSVILLE,<br>IL<br>62234<br>MADISON | 17-1-20-36-00-000-021 | 16.60                  |

State of ILLINOIS        )  
                                      )ss  
County of MADISON     )

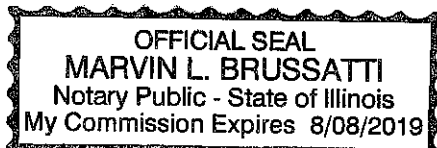
I, Derrick Keith Cox, do hereby certify that I reside at 1117 Oak Lane in the Village of Maryville, 62062, County of Madison, State of Illinois.

That I am 18 years of age or older, a citizen of the United States and that the signatures on this sheet were signed in my presence and are genuine.

  
(Circulator's Signature)

Signed and sworn to (or affirmed) by Derrick Keith Cox before me, on 12/15/17  
(insert month, day, year)

(SEAL)

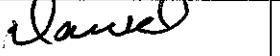


  
(Notary Public's Signature)

SHEET No. 2 of 4

**PETITION FOR DISCONNECT OF TERRITORY FROM THE  
COLLINSVILLE AREA RECREATION DISTRICT PURSUANT TO 70 ILCS 1205/3-6**

We, the undersigned individuals, as owners of record of land located within the corporate limits of the Collinsville Area Recreation District (hereinafter referred to as "CARD") and, pursuant to 70 ILCS 1205/3-6, hereby petition CARD's Board of Commissioners to disconnect the territory more fully described and set forth in legal description as stated on the reverse side of this petition. The undersigned owners of record of land understand and acknowledge that the disconnection of any territory from CARD shall not exempt the territory from taxation for the purpose of paying any indebtedness contracted by CARD prior to the filing of the Petition for Disconnection. The undersigned owners of record of land further state that the following names, addresses, and parcel identification numbers comprise a majority of the owners of record for the territory to be disconnected, and further comprise the owners of record of more than one-half of the territory to be disconnected. The undersigned hereby request that the Board of Commissioners of CARD approve and pass an ordinance granting this petition and disconnecting the territory described herein as provided by the aforementioned statute.

| Owner Signature   | Printed Name             | Address              | City<br>State<br>Zip<br>County          | Parcel ID#                | Lot<br>Size<br>(Acres) |
|---|--------------------------|----------------------|---|---------------------------|------------------------|
|  | MCCLASKEY<br>FEED CO INC | 3420 FAIRMONT<br>AVE | GRANITE CITY,<br>IL<br>62040<br>MADISON | 17-1-20-36-00-000-021.C00 | 2.00                   |

[illegible]

I, Derrick Keith Cox, do hereby certify that I reside at 1117 Oak Lane in the Village of Maryville, 62062, County of Madison, State of Illinois.

That I am 18 years of age or older, a citizen of the United States and that the signatures on this sheet were signed in my presence and are genuine.

T. Keith  
(Circulator's Signature)

Signed and sworn to (or affirmed) by Derrick Keith Cox before me, on 12/15/17.  
(insert month, day, year)

(SEAL)

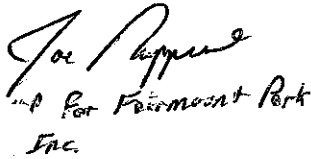


Marcus L. Brissatte  
(Notary Public's Signature)

SHEET No. 1 of 4

**PETITION FOR DISCONNECT OF TERRITORY FROM THE  
COLLINSVILLE AREA RECREATION DISTRICT PURSUANT TO 70 ILCS 1205/3-6**

We, the undersigned individuals, as owners of record of land located within the corporate limits of the Collinsville Area Recreation District (hereinafter referred to as "CARD") and, pursuant to 70 ILCS 1205/3-6, hereby petition CARD's Board of Commissioners to disconnect the territory more fully described and set forth in legal description as stated on the reverse side of this petition. The undersigned owners of record of land understand and acknowledge that the disconnection of any territory from CARD shall not exempt the territory from taxation for the purpose of paying any indebtedness contracted by CARD prior to the filing of the Petition for Disconnection. The undersigned owners of record of land further state that the following names, addresses, and parcel identification numbers comprise a majority of the owners of record for the territory to be disconnected, and further comprise the owners of record of more than one-half of the territory to be disconnected. The undersigned hereby request that the Board of Commissioners of CARD approve and pass an ordinance granting this petition and disconnecting the territory described herein as provided by the aforementioned statute.

| Owner Signature   | Printed Name  | Address                    | City<br>State<br>Zip<br>County          | Parcel ID#            | Lot<br>Size<br>(Acres) |
|---|---|----------------------------|---|-----------------------|------------------------|
| <br>Joe Pappas<br>Inc. | ODGEN<br>FAIRMOUNT INC<br>AND ODGEN<br>SERVICE CORP | 9301<br>COLLINSVILLE<br>RD | COLLINSVILLE,<br>IL<br>62234<br>MADISON | 17-1-20-36-00-000-022 | 61.11                  |

State of ILLINOIS        )  
                                  )ss  
County of MADISON     )

I, Derrick Keith Cox, do hereby certify that I reside at 1117 Oak Lane in the Village of Maryville, 62062, County of Madison, State of Illinois.

That I am 18 years of age or older, a citizen of the United States and that the signatures on this sheet were signed in my presence and are genuine.

  
\_\_\_\_\_  
(Circulator's Signature)

Signed and sworn to (or affirmed) by Derrick Keith Cox before me, on 12/15/17  
\_\_\_\_\_  
(insert month, day, year)



  
\_\_\_\_\_  
(Notary Public's Signature)

SHEET No. 4 of 4

# CERTIFICATE PURSUANT TO 70 ILCS 12053-6

The undersigned, being the duly elected County Clerk of Madison County, Illinois, pursuant to 70 ILCS 1205/3-6, certifies that all property taxes or assessments due and payable from the below listed property owners to the Collinsville Area Recreation District as of 11-30-17 have been paid.

|   |                      |              |    |       |                           |
|---|----------------------|--------------|----|-------|---------------------------|
| CITY OF COLLINSVILLE  | FAIRMONT AVE         | COLLINSVILLE | IL | 62234 | 17-1-20-36-04-401-001.001 |
| MCCLASKEY FEED CO INC                                       | 3420 FAIRMONT AVE    | COLLINSVILLE | IL | 62234 | 17-1-20-36-00-000-021     |
| MCCLASKEY FEED CO INC                                       | 3420 FAIRMONT AVE    | GRANITE CITY | IL | 62040 | 17-1-20-36-00-000-021.000 |
| ODGEN FAIRMOUNT INC AND ODGEN SERVICE CORP                  | 9301 COLLINSVILLE RD | COLLINSVILLE | IL | 62234 | 17-1-20-36-00-000-022     |
| FAIRMONT PARK INC ODGEN FAIRMONT INC AND ODGEN SERVICE CORP | 9301 COLLINSVILLE RD | COLLINSVILLE | IL | 62234 | 17-1-20-36-00-000-022.001 |



*Debra D. Ming-Mendoza*

Debra D. Ming-Mendoza, Madison County Clerk  
Madison County Administration Building  
157 N. Main Street, Suite 109  
Edwardsville, Illinois 62025  
618-692-6290

*By Cathy Allen,  
Deputy*

December 12, 2017  
Job No. 170701

Legal Description of Parcels in the Collinsville Area Recreation District located within Nameoki  
Township, Section 36

All of the parcels of land that lie within the current Collinsville Area Recreation District boundary in Section 36, Township 3 North, Range 9 West of the Third Principal Meridian, Madison County, Illinois and designated by Madison County Tax Parcel Nos:

1. 17-1-20-36-04-401-001.001
2. 17-1-20-36-00-000-021
3. 17-1-20-36-00-000-021.C00
4. 17-1-20-36-00-000-022
5. 17-1-20-36-00-000-022.001

**Mark Achenbach**

to me

Doug,

The properties on that list are shown in the blue colors (have a black line around them but can't see the part under the red line). Everything to the right of the red line is in CARD and everything to the left of the red line is not (I checked the tax records for both the listed properties and every property that touches them).

So, in short, yes they are in CARD and are on the border. Interestingly, I noticed they are all in Nameoki Township, not Collinsville Township. Also of note, the race track is in both Townships but this disconnect request only includes the part in Nameoki Township.

Mark

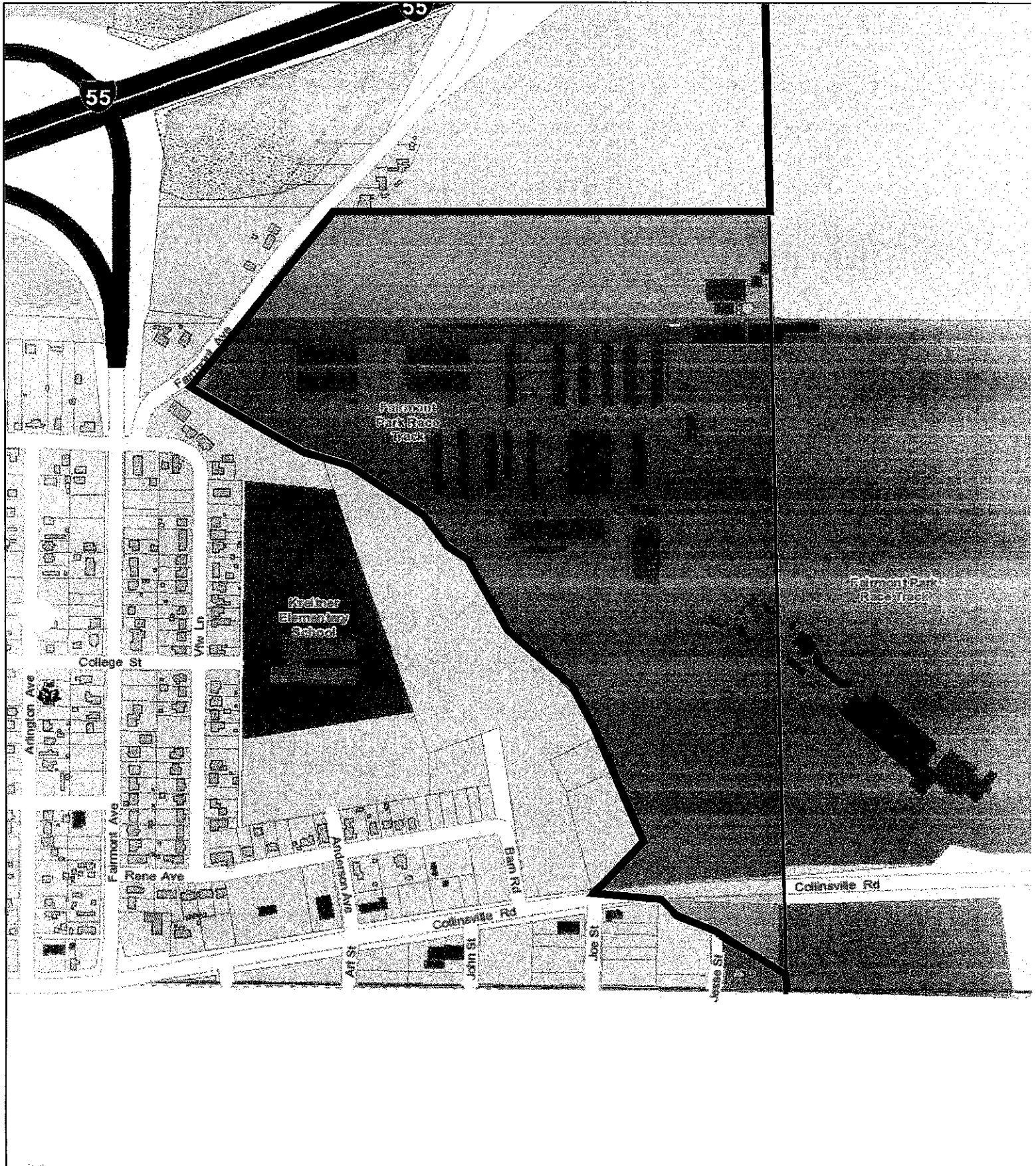
**From:** Douglas Erhart [mailto:[derhart@collinsvillerec.com](mailto:derhart@collinsvillerec.com)]

**Sent:** Friday, December 15, 2017 2:44 PM

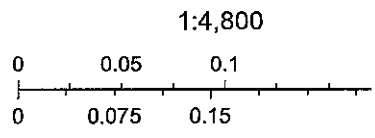
**To:** Mark Achenbach <[mark.ach@charter.net](mailto:mark.ach@charter.net)>

**Subject:** Disconnect Petition attached

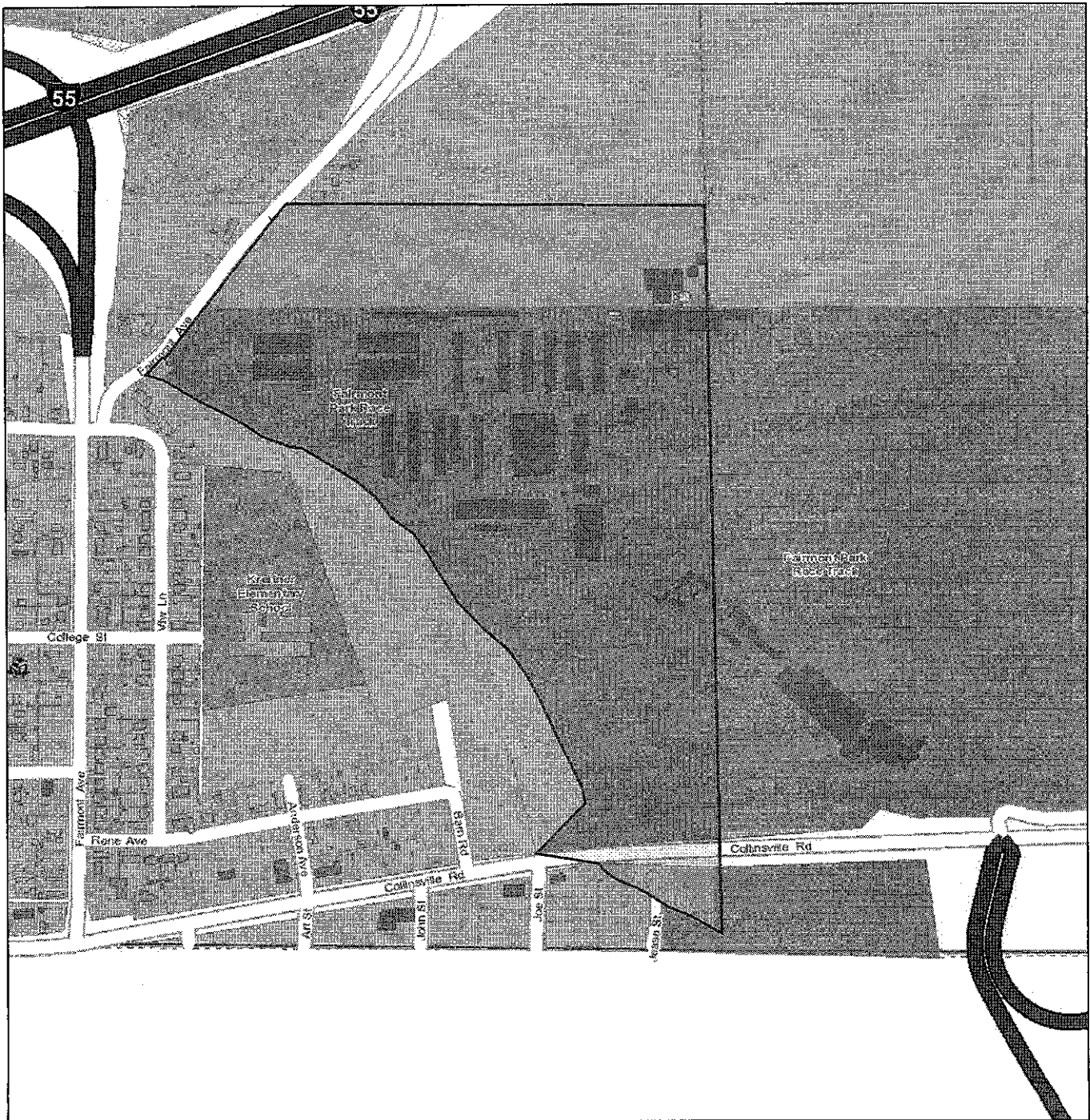
Mark,



December 15, 2017

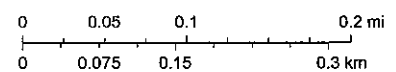


## Nameoki Township Section 36: CARD Disconnect



November 9, 2017

1:4,800



Madison County GIS

Madison County Government IT/GIS Group  
Madison County Government