

RESOLUTION 26-10

**A RESOLUTION GRANTING A ONE-YEAR EXTENSION OF TIME TO CONSTRUCT
A SINGLE-FAMILY RESIDENCE ON PROPERTY LOCATED IN FIVE APRILS
CROSSING SUBDIVISION AND PRESERVING THE CITY'S POSSIBILITY OF
REVERTER**

WHEREAS, the City of Newton, Illinois ("City"), entered into an Agreement to Purchase dated August 20, 2024, with Patrick and Justina Earnest ("Owner") for the purchase of Lot 4, commonly known as 600 Woods Farm Ln, in Five Aprils Crossing Subdivision, to the City of Newton, Jasper County, Illinois; and

WHEREAS, Paragraph 5 of the Agreement to Purchase requires the Owner to substantially complete construction of a single-family residence within the time period specified therein; and

WHEREAS, Paragraph 5(B) of the Agreement to Purchase authorizes the City Council to grant an extension of time upon written application by the Owner; and

WHEREAS, the Owner has submitted a written request for an extension of time to complete construction of the residence; and

WHEREAS, the City Council finds that granting a limited extension is in the best interests of the City and the development of Five Aprils Crossing Subdivision;

WHEREAS, the City Council further finds that the City's possibility of reverter should remain in full force and effect to ensure that the property is developed in accordance with the purposes for which it was sold.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Newton, Jasper County, Illinois, as follows:

BE IT FURTHER RESOLVED The City Council hereby grants the Owner a one (1) year extension of the construction deadline of September 30, 2026.

BE IT FURTHER RESOLVED The Owner shall substantially complete construction of a single-family residence on the property no later than **October 1, 2027.**

BE IT FURTHER RESOLVED Except as specifically modified by this Resolution, all terms, conditions, restrictions, covenants, obligations, and requirements contained in the Agreement to Purchase and any deed conveying the property shall remain unchanged and in full force and effect.

BE IT FURTHER RESOLVED If the Owner fails to substantially complete construction of the required single-family residence by the extended deadline established herein, the City may exercise its rights under the Agreement to Purchase and deed.

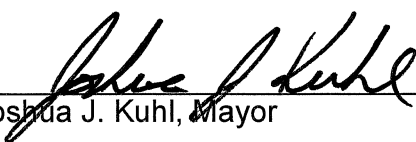
This Resolution shall take effect immediately upon its passage and approval according to law.

Upon roll call vote the following Alderpersons voted:

	Aye	Nay	Abstain	Not Present
Gayle Glumac	✓			
Kaleb Wright	✓			
Larry Brooks	✓			
R. J. Lindemann	✓			
Eric Blake	✓			
Mike Swick	✓			
Mayor Joshua Kuhl				

PASSED, APPROVED AND ADOPTED this 7th day of July, 2026.




Joshua J. Kuhl, Mayor

ATTEST:


Maggie E. McDonald, City Clerk