

RESOLUTION NO. 20-__

**A RESOLUTION AUTHORIZING DISSOLUTION OF THE
WEST SUBURBAN MASS TRANSIT DISTRICT**

WHEREAS, in 1972, the West Suburban Mass Transit District (the "District"), an area including the Illinois communities of Berwyn, Brookfield, Clarendon Hills, Hinsdale, LaGrange, Lisle, Naperville, Riverside, Western Springs and Westmont, was created under the provisions of 70 ILCS 3610/3; and

WHEREAS, since its creation, the District has distributed funds for improvement projects along the Burlington Northern Santa Fe commuter rail line that runs from Chicago Union Station to Aurora; and

WHEREAS, the West Suburban Mass Transit District Board of Trustees (the "District Board") has determined that substantially all of the District's funds have been committed to such projects, and the District has not identified any further sources of revenue to sustain continued operations of the District; and

WHEREAS, in light of the foregoing, on October 21, 2020, the District Board adopted, by unanimous consent, a Resolution determining that there is no longer a need for public transportation services provided by the West Suburban Mass Transit District and/or that adequate services can be made available, and that the existence of the West Suburban Mass Transit District should be terminated (the "Resolution of Dissolution"); and

WHEREAS, the District Board is requesting that the City Council of the City of Naperville grant authorization of the discontinuance of services by the District and the dissolution of the District by approving the Resolution of Dissolution; and

WHEREAS, the Resolution of Dissolution provides that, in compliance with 70 ILCS 3610/9, after payment of all the District's debts and settlement of all obligations and claims have been made, any funds remaining after the sale and disposition of its property shall be disposed of by payment to the Treasurer of each of the Member Communities on a pro rata basis in accordance with their respective scheduled transportation route miles; and

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Naperville that the discontinuation of services by the District is hereby authorized; and

BE IT FURTHER RESOLVED by the City Council of the City of Naperville that, if discontinuance and dissolution is approved by each of the member communities of the District, then pursuant to 70 ILCS 3610/9, after payment of all the debts of the District and settlement of all of its obligations and claims have been made, any funds remaining after the sale and disposition of its property shall be disposed of by payment to the treasurers

of each of the member communities of the District on a pro rata basis in accordance with their respective scheduled transit route miles; and

BE IT FURTHER RESOLVED by the City Council of the City of Naperville that the Resolution of Dissolution adopted by the West Suburban Mass Transit District Board of Trustees on October 21, 2020, and the dissolution of the West Suburban Mass Transit District is hereby approved; and

BE IT FURTHER RESOLVED by the City Council of the City of Naperville that the City Clerk is hereby directed to file this Resolution with the office of the clerk of the City of Naperville and with the Illinois Secretary of State.

PRESENTED, ADOPTED, APPROVED and **RECORDED** this ____ day of November, A.D. 2020.

By:

Name: Steve Chirico

Title: Mayor

ATTEST:

By: _____

Name: Pam Gallahue, Ph.D.

Title: City Clerk