

RESOLUTION NO. 2001-09-027

A RESOLUTION APPROVING INDEMNITY AGREEMENT APPROVING
USE OF PROPERTY AT 808 NORTH ROMINE, URBANA, ILLINOIS

WHEREAS, the City of Urbana, Illinois, is in need of a training facility to demonstrate the proper techniques to remove lead based paint; and

WHEREAS, the Administrator of the Estate of Woodrow Chambers, deceased, has tentatively given permission to allow use of the premises located at 808 North Romine Street, Urbana, Illinois, for such demonstration; and

WHEREAS, the City of Urbana, Illinois, and the Administrator of the Estate of Woodrow Chambers, deceased, wish to enter into an Agreement to Indemnify pertaining to the use of the premises at 808 North Romine Street, Urbana, Illinois, a copy of which Agreement to Indemnify is attached hereto and incorporated herein by reference.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF URBANA, ILLINOIS, that the Mayor of the City of Urbana, Illinois, be and the same is hereby authorized to execute and deliver and the City Clerk of the City of Urbana, Illinois, is authorized to attest to said execution of an Agreement in substantially the form attached hereto as so authorized and approved for and on behalf of the City of Urbana, Illinois.

PASSED by the City Council this _____ day of _____, _____.

Phyllis D. Clark, City Clerk

APPROVED by the Mayor this _____ day of _____, _____.

Tod Satterthwaite, Mayor

AGREEMENT TO INDEMNIFY

FOR AND IN CONSIDERATION of the consent of the Administrator of the Estate of Woodrow Chambers, deceased, to use the structure located on the premises commonly known as 808 North Romine Street, Urbana, Illinois, for the purpose of demonstrating proper techniques to remove lead based paint, commencing at 8:00 a.m. on September 24, 2001, through and including 5:00 p.m. on September 27, 2001, the City of Urbana, to the extent permitted by law, agrees to defend the estate of Woodrow Chambers, deceased, its administrator and heirs from and against any claims, suits or actions for death or injury to the persons or damages to the property brought against Woodrow Chamber's Estate, or its administrator or heirs, arising from any alleged claims, acts or omissions in connection with the permission to use the premises at 808 North Romine Street, Urbana, Illinois, as described above, whether or not suit is filed unless such claim, suit or cause of action was based solely upon the negligence of the Woodrow Chambers Estate, its administrator or heirs. Additionally, the City shall indemnify the Woodrow Wilson Estate, its administrator or heirs for any sums the Woodrow Chambers Estate, its administrator or heirs become obligated to pay as damages arising out of such circumstances, except only to the extent such damages are due to the negligence of Woodrow Chambers Estate, its administrator or heirs.

CITY OF URBANA, ILLINOIS

By: _____
Tod Satterthwaite, Mayor

Phyllis D. Clark, City Clerk