

ORDINANCE NO. 8182-46

AN ORDINANCE
APPROVING AN AMENDMENT TO AN AGREEMENT
DATED JANUARY 13, 1977, BY AND BETWEEN
THE CITY OF URBANA, ILLINOIS, AND
JUMER'S CASTLE LODGE, INC.

WHEREAS, the City of Urbana, Illinois, pursuant to Ordinance No. 7677-72 authorizing the same, duly entered into an Agreement with Jumer's Castle Lodge, Inc., which such Agreement was duly executed by the parties on January 13, 1977, with respect to, among other things, the giving and granting by the City of an exclusive option, right and privilege of purchasing the following described real estate:

Lot Three (3) of Central Business Addition,
Urbana, Illinois, as per plat recorded in
Plat Book "O" at page 1, situated in the
City of Urbana, in Champaign County, Illinois;

and

WHEREAS, the City Council of the City of Urbana has heretofore approved plans submitted by Jumer's Castle Lodge, Inc. for the use and development of said real estate, which said plans consist of additions to the existing hotel facilities of Jumer's Castle Lodge, Inc., in Urbana, Illinois, including a convention and meeting facility as well as 69 guest rooms, a game room, and an enclosed swimming pool area; and

WHEREAS, the parties to the said Agreement desire to permit and allow Jumer's Castle Lodge, Inc. to exercise such option without requiring Jumer's Castle Lodge, Inc. to submit a plan for the use and development of said real estate that provides for an enclosed mall with retail stores and a pedestrian walkway on the ground floor as required by ARTICLE III, Section 3.04 of said Agreement; and

WHEREAS, the City Council of the City of Urbana has determined that execution of the aforesaid Amendment to the said Agreement would be in the best interest of the City of Urbana for the reason that it will enable the said City to realize tax and other revenues from such use and development of the aforesaid property; and

WHEREAS, the City Council of the City of Urbana desires to authorize the Mayor to execute, and the City Clerk to attest, the said Amendment to the said Agreement dated January 13, 1977, the said Amendment to be in the form as herein provided.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF URBANA, ILLINOIS, as follows:

Section 1. The City Council of the City of Urbana finds as facts the matters hereinabove set forth and approves the plan submitted by Jumer's Castle Lodge, Inc. for the use and development of the said real estate for the purpose of Article III, Section 3.04 of said Agreement only.

Section 2. The City Council of the City of Urbana hereby authorizes and directs the Mayor of the City of Urbana to execute, and the City Clerk of the City of Urbana to attest the execution of, an Amendment to the said Agreement, dated January 13, 1977, by and between the City of Urbana, Illinois, and Jumer's Castle Lodge, Inc., the said Amendment being as follows:

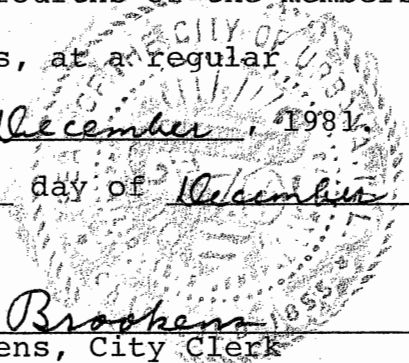
To strike and delete the second sentence in ARTICLE III, Section 3.04 which provides: "Such plan shall provide for an enclosed mall with retail stores and a pedestrian walkway on the ground floor."

Section 3. Upon execution of the said Amendment as aforesaid, the Mayor of the City of Urbana or other proper official of the City is authorized and directed to deliver an executed copy of the said Agreement, as so amended, to Jumer's Castle Lodge, Inc. or its duly designated representative.

Section 4. This Ordinance shall be in full force and effect from and after its passage and approval.

This Ordinance is hereby passed by the affirmative vote, the "ayes" and "nays" being called, of three-fourths of the members of the Council of the City of Urbana, Illinois, at a regular meeting of said Council on the 7th day of December, 1981.

PASSED by the City Council this 7th day of December, 1981.


Ruth S. Brookens
Ruth S. Brookens, City Clerk

APPROVED by the Mayor this 9th day of December, 1981.

Jeffrey T. Markland
Jeffrey T. Markland, Mayor