ORDINANCE NO. __2013-10-095__

AN ORDINANCE AUTHORIZING THE LEASE OF CERTAIN REAL ESTATE

(Heimburger Farm)

WHEREAS, pursuant to Subsection (b) of Section 2-118 of the Urbana City Code, any real estate now or hereafter owned by the City may be leased in any manner prescribed by the City Council in an ordinance authorizing such lease; and

WHEREAS, concurrently with the purchase of a real estate parcel with Permanent Index Number 25-15-29-400-021, in Champaign County, Illinois (Heimburger Farm), and more particularly described below, the City is desirous of leasing the property, which the City will temporarily not utilize, but of which the City desires to retain ownership; and

WHEREAS, the City Council expressly finds and declares that said property is not needed for governmental purposes or proprietary activity of the City of Urbana during the term of the proposed lease; and

WHEREAS, the Judy Heimburger is desirous of leasing said property for farming purposes; and

WHEREAS, after due publication of notice in accordance with Subsection (a) of Section 2-118 of the Urbana City Code, a regular standing committee of the City Council held a public hearing to consider the proposed lease on October 14, 2013; and

WHEREAS, the City of Urbana and Judy Heimburger have agreed upon the terms of a lease regarding the property; and

WHEREAS, the City Council finds that the best interests of the City are served by entering into such a lease.

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

Section 1. A Lease between the City of Urbana and Judy Heimburger for a real estate parcel with Permanent Index Number 25-15-29-400-021, in Champaign County, Illinois (Heimburger Farm), and legally described below, substantially on such terms as contained in the Lease attached hereto and incorporated herein, is hereby authorized and approved:

PERMANENT PARCEL NUMBER 25-15-29-400-021

LEGALLY DESCRIBED AS FOLLOWS:

PART OF THE SOUTHEAST QUARTER OF SECTION 29, TOWNSHIP 20 NORTH, RANGE 9 EAST OF THE THIRD PRINCIPAL MERIDIAN, SOMER TOWNSHIP, CHAMPAIGN COUNTY, ILLINOIS, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

PARENT TRACT:

THE NORTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 29, TOWNSHIP 20 NORTH, RANGE 9 EAST OF THE THIRD PRINCIPAL MERIDIAN, CHAMPAIGN COUNTY, ILLINOIS, EXCEPT THE FOLLOWING DESCRIBED TRACTS:

COMMENCING AT THE SOUTHWEST CORNER OF THE NORTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 29, THENCE NORTH ALONG THE HALF SECTION LINE A DISTANCE OF 988 FEET TO THE TRUE POINT OF BEGINNING; THENCE CONTINUING NORTH A DISTANCE OF 162 FEET; THENCE EAST 160 FEET; THENCE SOUTH 162 FEET; THENCE WEST 160 FEET MORE OR LESS TO THE HALF SECTION LINE BEING THE TRUE POINT OF BEGINNING.

AND ALSO EXCEPT:

JAMESTOWN SUBDIVISION NO. 1 RECORDED JANUARY 2, 2003 AS DOCUMENT 2003R00014.

AND ALSO EXCEPT:

MIDDLEFORK SUBDIVISION NO. 1 RECORDED OCTOBER 19, 2000 AS DOCUMENT 2000R24369.

AND ALSO EXCEPT:

ILLINOIS FARM TO TABLE SUBDIVISION RECORDED SEPTEMBER 23, 2008 AS DOCUMENT 2008R24978.

SAID NET TRACT CONTAINS 16.96 ACRES, MORE OR LESS.

Section 2.   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, be and the same is authorized to attest to said execution of said Lease as so authorized and approved for and on behalf of the City of Urbana, Illinois.
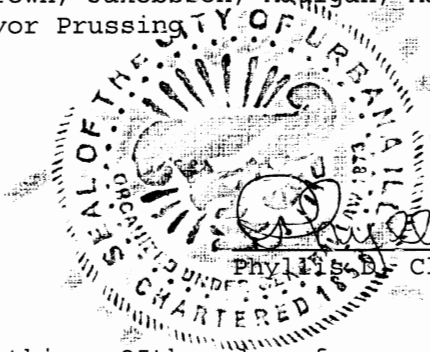
Section 3.   This Ordinance is hereby passed by the affirmative vote, the "ayes" and "nays" being called, of three-fourths of all the alderpersons then holding office and the mayor (6 of 8 votes) of the City of Urbana, Illinois, at a meeting of the corporate authorities.

PASSED by the City Council this __21st__ day of _____October_____, __2013__.

AYES: Ammons, Brown, Jakobsson, Madigan, Marlin, Roberts, Smyth, Mayor Prussing

NAYS:

ABSTAINS:

_____
Phyllis D. Clark, City Clerk

APPROVED by the Mayor this __25th__ day of _____October_____, __2013__.

_____
Laurel Lunt Prussing, Mayor