

RESOLUTION NO. 8889-R11

A RESOLUTION
APPROVING AND AUTHORIZING THE EXECUTION OF
AN AGREEMENT BETWEEN CITY OF URBANA AND J. M. JONES COMPANY

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF URBANA, ILLINOIS, as follows:

Section 1. That An Agreement Between City of Urbana and J. M. Jones Company relative to the improvement of North Lincoln Avenue by and between the City of Urbana, Illinois and J. M. Jones Company, in the form of the copy of said Agreement attached hereto and hereby incorporated by reference, be and the same is hereby authorized and approved.

Section 2. 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, be and the same is hereby authorized to attest to said execution of said Agreement as so authorized and approved for and on behalf of the City of Urbana, Illinois.

PASSED by the City Council this 21st day of November,
1988.

Ruth S. Brookens
Ruth S. Brookens, City Clerk

APPROVED by the Mayor this 28th day of November,
1988.

Jeffrey T. Markland
Jeffrey T. Markland, Mayor

AN AGREEMENT
BETWEEN CITY OF URBANA AND J.M. JONES COMPANY

WHEREAS, pursuant to a request by J.M. Jones, the Illinois Department of Transportation has proposed a construction project to pave North Lincoln Avenue from proposed Interstate 74 improvements north to Wilbur Road; and

WHEREAS, the said proposal calls for a local contribution towards such construction the total sum of One Hundred Thousand Dollars (\$100,000) and the transfer of jurisdiction of certain right-of-ways from the State of Illinois to the City of Urbana; and

WHEREAS, the City of Urbana has determined that such construction project and improvement of the right-of-way would be in the best interest of the citizens of the City of Urbana; and

WHEREAS, J.M. Jones has requested the City of Urbana vacate that portion of Wilbur Road from Oak Street to a point approximately 850 feet east of Oak Street on Wilbur Road as soon as possible and the entire length of Wilbur in the future; and

WHEREAS, the City of Urbana has preliminarily indicated that the proposed vacation of Wilbur Road may very well

be in the best interest of the City of Urbana and its citizens;
and necessary for the future expansion of the J.M. Jones
Company; and

WHEREAS, the parties having agreed as to how to accomplish
the goals and objectives set forth above desire to reduce
their agreement to writing; and

WHEREAS, both parties find it desirable to annex the
property commonly known as Hart Oil Company.

WHEREFORE, FOR AND INCONSIDERATION OF THE MUTUAL PROMISES
HEREIN CONTAINED, THE PARTIES AGREE AS FOLLOWS:

1) That J.M. Jones will pay to the City of Urbana
the sum of One Hundred Thousand Dollars (\$100,000) upon
thirty (30) days notice from the Administrative Officer
of Urbana, but not prior to April 1, 1989, that sum is needed
because of the contemplated construction project; and

2) That the City of Urbana will reimburse to J.M.
Jones Ten Thousand Dollars (\$10,000) of said funds if the
City of Urbana does not, in fact, vacate that portion of
Wilbur Road right-of-way from Oak Street to a point approximately
850 feet east on Wilbur Road by April 1, 1989; and

3) That J.M. Jones will submit to the City of Urbana a good and proper petition sufficient to allow the City to annex the site, commonly known as the "Hart Oil Site" and legally described as in Attachment A within thirty (30) days of the J.M. Jones Company becoming record owners of said site; and

4) That J.M. Jones will cause any land acquired by them in the future which is contiguous to their present site, to be annexed to the City of Urbana within a reasonable time following its acquisition.

IN WITNESS WHEREOF, the parties hereto have set their hands and seals to this Agreement this ____ day of _____, 19__.

CITY OF URBANA, ILLINOIS

By: _____
Jeffrey T. Markland, Mayor

ATTEST:

By: _____
Ruth S. Brookens, City Clerk

J.M. JONES COMPANY

By: _____
Robert Davidson, President

ATTEST:

By: _____

ATTACHMENT A

HART OIL SITE

The West 10 acres of the following described tract:

All of the North $7\frac{1}{2}$ chains of the South Half of the Northwest Quarter of Section 5 in Township 19 North, Range 9 East of the Third Principal Meridian, lying East of the Centerline of County Highway No. 54 in Champaign County, Illinois, EXCEPT the South 18 feet of the same, the East line of said 10 acre tract being a straight line running directly North and South,

commonly known as 2406 North Lincoln Avenue, Urbana, Illinois.