

Ordinance No. 18-31

AN ORDINANCE TO AUTHORIZE THE CITY OF MACOMB TO SELL PROPERTY CURRENTLY HOUSING THE WESTERN ILLINOIS MUSEUM OF WHICH OWNERSHIP IS DETERMINED TO NO LONGER BE NECESSARY

Preamble

WHEREAS, the City of Macomb, McDonough County, Illinois (the “City”), has from time to time purchased and acquired certain real estate located throughout the corporate limits of the City of Macomb as they were found to be necessary and desirable to the public interest; and,

WHEREAS, pursuant to 65 ILCS 5/11-76-2, the corporate authorities of each municipality may by ordinance direct the sale of certain property, that they deem is no longer necessary, appropriate, required for the use of, profitable to, or for the best interests of the city; and,

WHEREAS, the City had acquired a parcel and building in January of 2000, currently still owned by the City and housing the Western Illinois Museum and the offices of the Convention and Visitor’s Bureau, which is no longer necessary, appropriate, required for the use of, profitable to, or for the best interests of the city; and,

WHEREAS, the subject property is described as follows by location, use, and conditions for further use:

201 South Lafayette Street, Macomb, Illinois,

Lot 5 and Lot 6 in Block 32, Old Town, now City of Macomb, situated in the County of McDonough County, in the State of Illinois

PIN: 11-400-093-00

Use: Zoned B2, General Business; Must continue to house a museum service offering educational information pertaining to Macomb, McDonough County and the region, and allow for the Convention and Visitor’s Bureau (CVB) to continue to be located in their current offices on an indefinite basis, with CVB’s financial contribution being roughly equal to its current level, unless both agree to different terms before or after the closing. The parking lot to the south will remain available for public parking, and the awarded bid party will be expected to enter into a Parking Use Agreement with the City of Macomb, to ensure public use of the parking area and to provide for the financial obligations for maintenance of the parking area, with the Parking Use Agreement to run with the land; additionally the awarded bid party may designate up to 3 spaces reserved for staff of the public parking area to be memorialized in the Parking Use Agreement. The successful bidder will also be expected to enter into an agreement providing the City of Macomb the right of first refusal to acquire the building back if at some point the successful bidder wishes to convey the property, with the terms to be agreed upon by the parties, being the City and the successful bidder.

WHEREAS, the Council of Macomb, McDonough County, Illinois, hereby finds and determines that the property identified herein is no longer necessary, appropriate, required for the use of, profitable to, or shall be retained for the best interests of the city, and shall be let to sealed bid pursuant to the process defined herein, as is their authority pursuant to 65 ILCS 5/11-76-1, and 2.

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MACOMB, McDONOUGH COUNTY, ILLINOIS AS FOLLOWS:

Section 1. Incorporation of Preamble. The preamble set out above is incorporated herein to the same extent and in the same manner as if it were out in full, verbatim, in this section.

Section 2. Designation of Agents for Purchase. The Mayor is designated to handle, in all respects, the sale of the Property.

Section 3. Location, Use, and Conditions of Use for Properties. The location, stated use, and conditions for further use of subject property is:

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Use: Zoned B2, General Business; Must continue to house a museum service offering educational information pertaining to Macomb, McDonough County and the region, and allow for the Convention and Visitor's Bureau (CVB) to continue to be located in their current offices on an indefinite basis, with CVB's financial contribution being roughly equal to its current level, unless both agree to different terms before or after the closing. The parking lot to the south will remain available for public parking, and the awarded bid party will be expected to enter into a Parking Use Agreement with the City of Macomb, to ensure public use of the parking area and to provide for the financial obligations for maintenance of the parking area, with the Parking Use Agreement to run with the land; additionally the awarded bid party may designate up to 3 spaces reserved for staff of the public parking area to be memorialized in the Parking Use Agreement. The successful bidder will also be expected to enter into an agreement providing the City of Macomb the right of first refusal to acquire the building back if at some point the successful bidder wishes to convey the property, with the terms to be agreed upon by the parties, being the City and the successful bidder.


Section 4. Terms of Bid Process. Following the adoption of this ordinance notice of the proposal to sell shall be published in The Voice, a local Macomb, Illinois, circulated newspaper, for three consecutive weeks, with notice containing an accurate description of the property, the purpose it is to be used and that the bids will be opened and considered at the December 10, 2018, meeting of the Macomb City Council Committee of the Whole. The submitted bids will be sealed and will request that the submission contain not only a bid amount for purchase but also a proposal for future use. The Macomb City Council will consider the submitted bids as

what is in the City's best interests and may accept a bid by 3/4ths vote of the corporate authorities then holding office. The Macomb City Council may by a majority vote of those holding office reject any and all bids.

Section 5. Approval of Ordinance. The Council approves this ordinance by an affirmative vote of three-fourths (3/4) of the elected corporate authorities holding office.

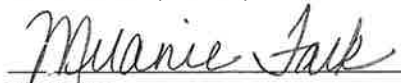
Section 6. Effective Date. This ordinance shall be effective immediately upon its passage, approval and publication, as provided by law.

Presented this 19th day of November, 2018.
Passed this 19th day of November, 2018.
Approved this 20th day of November, 2018.
Recorded in City records this 20th day of November, 2018.



Michael J. Inman
Mayor

ATTEST: (SEAL)



Melanie Falk
City Clerk

(Passed by Roll Call Vote of the City Council with the name of each Council Member recorded on the appropriate line below.)

AYES: Wayland, Vigizzi, A. Carper, Koch, D. Carper, Lignier, Moon

NAYS: None

ABSENT: None