

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF ATHENS, MENARD COUNTY, ILLINOIS:

SECTION 1: It is hereby determined that the improved real estate, consisting of a part of premises known as the Athenian Community Park, which part is more specifically described as the A diamond, the B diamond, concession stand, and parking lot area, is not necessary, appropriate, or required for the immediate use of the City of Athens, Illinois, and that the same should be leased, pursuant to 65 ILCS 5/11-76-1, to the Athens School District #213 on the conditions and terms hereinafter set forth. Said real estate is depicted in the attached diagram and is situated in the City of Athens, in the County of Menard, in the State of Illinois.

SECTION 2: The terms of the lease shall permit the Athens School District the use of said premises for the sole purpose of recreational pursuits for two separate terms from and including March 1, 2005 through May31, 2005 inclusive, and from and including August 1, 2005 through September 30, 2005 inclusive.

SECTION 3: The lease shall provide that the Athens School District #213 shall pay rent to the City of Athens in the sum of One Thousand Five Hundred Dollars (\$1,500.00) for each of the aforesaid terms, which rent payments shall be paid on or before the respective beginning date of each term. In addition, in the event that Athens School District #213 uses the diamond lighting available on said premises, then the Athens School District shall promptly pay for the cost of the electrical expenses upon being billed by the City of Athens.

SECTION 4: The lease shall provide that the Athens School District #213 shall be

responsible for the general maintenance of the lease premises during the terms of the lease, including but not limited to mowing and infield preparation, cleaning and supplying the concession building and bathrooms, as well as securing the building on the premises after each use.

SECTION 5: Passage of this Ordinance shall be conditioned on an affirmative vote of 3/4 of the Council members then holding office.

SECTION 6: Upon passage of this Ordinance, a written Lease shall be prepared consistent with the terms hereof.

PASSED by the City Council and APPROVED by the Mayor this 28<sup>th</sup> day of February, 2005.

AYES: Aldermen: Harry Nichols, Jan Shirley,  
Tom Henninger, Tony Doellman, Larry Bush

NAYES: Ø

ABSENT: Alderman Jeff Lopian

Debra J. Richardson  
Mayor, City of Athens

(CORPORATE SEAL)  
ATTEST:  
Teresa Grey  
City Clerk

PATRICK J. O'HARA  
Attorney for City of Athens  
407 East Adams  
P.O. Box 5043  
Springfield, Illinois 62705  
Telephone: (217) 544-1771