

ORDINANCE NO. 2959

**AN ORDINANCE TO AUTHORIZE THE MAYOR OF THE CITY OF
COLUMBIA, ILLINOIS TO EXECUTE A COOPERATION
AGREEMENT WITH THE COLUMBIA HISTORICAL SOCIETY
REGARDING DISPLAY OF HISTORICAL ITEMS AND
ARTIFACTS**

**Adopted by the
City Council
of the
City of Columbia, Illinois
this 18th day of June, 2012**

**Published in pamphlet form by
authority of the City Council
of the City of Columbia, Illinois
this 18th day of June, 2012**

JUN 18 2012

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City Clerk

WHEREAS, the Columbia Historical Society (hereinafter "Society") now intends and desires to transfer and convey the former Schneider's Farm property to the City of Columbia (hereinafter "City") so that the City will own the property and improvements located thereon and will be able to protect, maintain, restore and preserve the site for posterity; and

WHEREAS, the Society and the City have mutually reached Agreement on conditions under which the ownership of the Schneider's Farm property may be transferred; and

WHEREAS, certain items and artifacts of historic value are not included in the aforementioned Agreement concerning real property; and

WHEREAS, the Society and the City mutually desire to display these historical items and artifacts for public viewing and enjoyment.

NOW, THEREFORE, BE IT ORDAINED, by the City Council of the City of Columbia, Illinois, as follows:

Section 1. The recitals contained above in the preamble of this Ordinance are hereby incorporated herein by reference, the same as if set forth in this Section of this Ordinance verbatim, as findings of the City Council of the City of Columbia, Illinois.

Section 2. The Mayor is hereby authorized to sign the attached Agreement; and, the City Clerk is hereby authorized and directed to attest the same and affix thereto the corporate seal of the City, in as many counter parts as the Mayor shall decide.

Section 3. This Ordinance shall be in full force and effect from and after its passage, as provided by law.

Alderman Niemietz moved the adoption of the above and foregoing Ordinance; the motion was seconded by Alderman Huch, and the roll call vote was as follows:

YEAS: Aldermen Agne, Niemietz, Roessler, Huch and Reis.

NAYS: None.

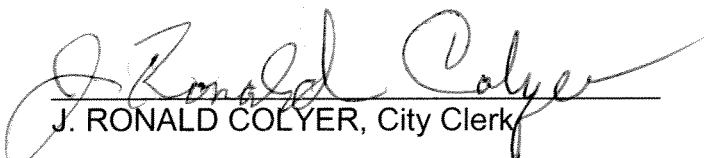
ABSENT: Aldermen Mathews and Piazza.

ABSTENTIONS: None.

PASSED by the City Council and APPROVED by the Mayor this 18th day of June, 2012.


KEVIN B. HUTCHINSON, Mayor

ATTEST:


J. RONALD COLYER, City Clerk

(SEAL)

STATE OF ILLINOIS)
) SS
COUNTY OF MONROE)

CERTIFICATE OF PUBLICATION

I, J. Ronald Colyer, certify that I am the duly elected and acting Municipal Clerk of the City of Columbia, Illinois.

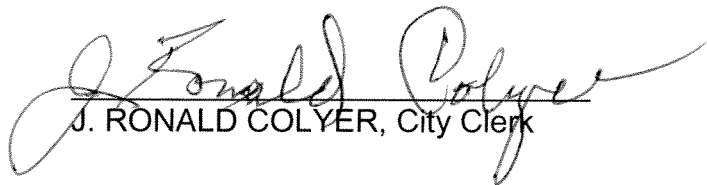
I further certify that on the 18th day of June, 2012, the Corporate Authorities of the City of Columbia, Illinois passed and approved Ordinance No. 2959, entitled:

“AN ORDINANCE TO AUTHORIZE THE MAYOR OF THE CITY OF COLUMBIA, ILLINOIS TO EXECUTE A COOPERATION AGREEMENT WITH THE COLUMBIA HISTORICAL SOCIETY REGARDING DISPLAY OF HISTORICAL ITEMS AND ARTIFACTS”

which provided by its terms that it should be published in pamphlet form.

The pamphlet form of Ordinance No. 2959, including the ordinance and a cover sheet thereof, was prepared and a copy of such ordinance will be posted in the Columbia City Hall, commencing on the 19th day of June, 2012 and continuing for at least ten (10) days thereafter. Copies of such ordinance were also available for public inspection upon request at the office of the City Clerk.

DATED at Columbia, Illinois this 18th day of June, 2012.


J. RONALD COLYER, City Clerk

(SEAL)

STATE OF ILLINOIS)
) SS
COUNTY OF MONROE)

CERTIFICATE OF TRUE COPY

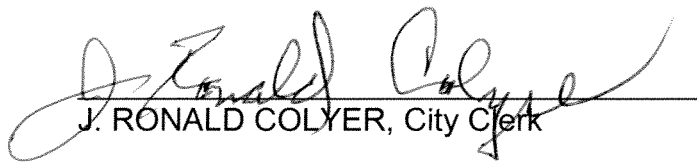
I, J. Ronald Colyer, hereby certify that I am the duly elected and acting City Clerk of the City of Columbia, Illinois, and as such I am the keeper of the books, records, files and corporate seal of said City.

I do further certify that Ordinance No. 2959, entitled:

“AN ORDINANCE TO AUTHORIZE THE MAYOR OF THE CITY OF COLUMBIA, ILLINOIS TO EXECUTE A COOPERATION AGREEMENT WITH THE COLUMBIA HISTORICAL SOCIETY REGARDING DISPLAY OF HISTORICAL ITEMS AND ARTIFACTS”

to which this certificate is attached, is a true, perfect, complete and correct copy of said ordinance as adopted at a regular meeting of the Columbia, Illinois, City Council held on the 18th day of June, 2012.

IN WITNESS WHEREOF, I have made and delivered this certificate for the uses and purposes hereinabove set forth this 18th day of June, 2012.



J. RONALD COLYER, City Clerk

(SEAL)

**COOPERATION AGREEMENT BETWEEN THE CITY OF
COLUMBIA, ILLINOIS & THE COLUMBIA HISTORICAL
SOCIETY REGARDING DISPLAY OF HISTORIC ITEMS
AND ARTIFACTS**

THIS AGREEMENT is made and entered into between the CITY OF COLUMBIA, ILLINOIS, a municipal corporation and body both corporate and politic of the State of Illinois, the Party of the First Part, (the "City") and the COLUMBIA HISTORICAL SOCIETY, a not-for-profit corporation created and existing under and by virtue of the laws of the State of Illinois, the Party of the Second Part, (the "Society"), this 18th day of June, 2012, WITNESSETH:

WHEREAS, the Society is known to be the community's foremost collector of historical items and artifacts; and

WHEREAS, the Society wishes to display these historical items and artifacts for public viewing and enjoyment; and

WHEREAS, the City hopes to facilitate the Society's desire to offer these historical items and artifacts for public enjoyment; and

WHEREAS, the City has suitable facilities in which to display items and artifacts of historical significance.

NOW, THEREFORE, in consideration of the premises and for other good and valuable consideration the receipt and sufficiency of which is hereby acknowledged by the parties hereto, the parties hereto hereby stipulate and agree as follows:

Section 1. The City agrees that it does not have any ownership interest or right to the historical items and artifacts owned, possessed, or displayed by the Society;

Section 2. The City will maintain insurance coverage equal to the value estimated by the Society for each of the historical items and artifacts displayed or stored at City facilities;

Section 3. The Society agrees to catalog (photograph and describe) all historical items and artifacts displayed or stored at City facilities, and to include an estimated monetary value for each said historical item or artifact;

Section 4. The Society agrees to update said catalog as necessary, but no less often than annually, and provide a copy of same to the City;

Section 5. This Agreement shall extend to and be obligatory upon the parties and their respective heirs, devisees, legatees, personal representatives, successors, and assigns;

Section 6. This Agreement shall continue in effect for a period of twenty (20) years from the date it is entered into and shall be renewable for additional periods of twenty (20) years, or for such lesser periods as may be agreed upon between the parties.

IN WITNESS WHEREOF the parties hereto have made, executed and delivered the above and foregoing Agreement for the uses and purposes set forth above, by their undersigned legal representatives, to take effect as hereinabove is made and provided in this Agreement.

CITY OF COLUMBIA, ILLINOIS, a
Municipal Corporation of the State of
Illinois, the Party of the First Part

BY: _____
KEVIN B. HUTCHINSON, Mayor

ATTEST:

J. RONALD COLYER, City Clerk

(SEAL)

STATE OF ILLINOIS)
) SS
COUNTY OF MONROE)

The undersigned, a Notary Public in and for the County and State aforesaid, does hereby certify that KEVIN B. HUTCHINSON and J. RONALD COLYER, personally known to me and known to me to be the Mayor and City Clerk, respectively, of the City of Columbia, Illinois, a Municipal Corporation created and existing under and by virtue of the laws of the State of Illinois, appeared before me in person this date and acknowledged that they signed and delivered the above and foregoing document as their free and voluntary act and deed and as the free and voluntary act and deed of the said City of Columbia, Illinois, pursuant to an enabling ordinance of said City duly enacted, for the uses and purposes set forth above.

Given under my hand and Notary Seal this ____ day of _____
2012.

Notary Public

COLUMBIA HISTORICAL SOCIETY, a
Nonprofit Corporation of the State of
Illinois, the Party of the Second Part

BY: _____
E.J. VOGT, President

ATTEST:

GENE HALLER, Secretary

STATE OF ILLINOIS)
) SS
COUNTY OF MONROE)

The undersigned, a Notary Public in and for the County and State aforesaid, does hereby certify that E.J. VOGT and GENE HALLER, personally known to me and known to me to be the President and Secretary, respectively, of the Columbia Historical Society, an Illinois not-for-profit corporation, appeared before me this day in person and acknowledged that they signed and delivered the above and foregoing document as their free and voluntary act and deed and as the free and voluntary act and deed of said Columbia Historical Society, pursuant to an enabling resolution of said nonprofit corporation duly adopted, for the uses and purposes hereinabove set forth.

Given under my hand and Notary Seal this ____ day of _____
2012.

Notary Public