

A SPECIAL ORDINANCE PROVIDING FOR THE DONATION
OF CERTAIN REAL ESTATE OWNED BY
THE CITY OF ROCK ISLAND, ILLINOIS

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ROCK ISLAND, ILLINOIS:

Section One. It is hereby determined that the retention of the title to the following described real estate owned by The City of Rock Island, Illinois, is no longer necessary, appropriate, required for the use of, profitable to, or for the best interests of The City of Rock Island, Illinois:

Lot 1, Resubdivision of the South 60 feet of the North 80 feet of Lots 5 & 6, Block 43, Chicago or Lower Addition to Rock Island, situated in Rock Island County, State of Illinois, commonly known as 515 – 10th Street, Rock Island, Illinois.

Section Two. The City of Rock Island, Illinois, agrees to donate the aforementioned described property to The Second Baptist Church of Rock Island, an Illinois not-for-profit corporation, in order that the Church may expand a future parking lot area for use by its members, subject to the following:

1. Submission and approval of a site plan for the parking lot, and;
2. Submission and approval of a landscaping plan for the parking lot;
3. Pending the transfer of title from the City to the Church, the church will be allowed to begin work on the parking lot and will hold the City of Rock Island harmless and indemnify the City from any and all claims that may arise as a result of any work being performed on the property prior to the transfer of title to the Church. The Church shall also execute a Hold Harmless Agreement and provide a copy of their contractor's workers' compensation and liability policies.

Section Three. Mayor, Dennis E. Pauley, and the City Clerk be, and are hereby authorized and directed to execute on behalf of The City of Rock Island, Illinois, a Warranty Deed conveying the above-described real estate to The Second Baptist Church of Rock Island.

Section Four. All ordinances and part of ordinances in conflict herewith are hereby repealed insofar as they do so conflict.

Section Five. This ordinance shall be in full force and effect 10 days from its passage and approval, as required by law.

MAYOR OF THE CITY OF ROCK ISLAND

PASSED: _____

APPROVED: _____

ATTEST: _____

CITY CLERK

HOLD HARMLESS AGREEMENT

This Hold Harmless Agreement is entered into this _____ day of November, 2016, by and between The City of Rock Island, Illinois, a municipal corporation, hereinafter "City" and The Second Baptist Church of Rock Island, an Illinois not-for-profit corporation, hereinafter "Church, and

WHEREAS, City has agreed to donate property owned by the City commonly known as 515 – 10th Street, Rock Island, Illinois, to the Church, and;

WHEREAS, the Church intends to use the above-described property together with five (5) other properties the Church owns to create a paved parking lot for its members, and

WHEREAS, the Church has begun construction of the new parking lot and requests permission to include the above-described lot prior to the closing of said transaction, and;

WHEREAS, the City has agreed to allow the Church early possession of said lot and the Church will hold the City of Rock Island harmless from any liability or any claim that may be made as a result of said construction or for any third party claim made as a result of the Church's early possession, and;

NOW THEREFORE, in further consideration of the City allowing early possession to the Church of the above-described property, the Church agrees to hold the City harmless from any claim for personal injury, property damage or any other claim of loss made by any party arising out of or from the work being performed at the property commonly known as 515 – 10th Street for the church parking lot. The Church further agrees to indemnify the City for any costs, losses or expenses, including

attorney fees and court costs, incurred by the City resulting from any claim of loss for any reason from any party resulting from the work being performed at 515 – 10th Street, Rock Island Illinois. The Church shall provide a copy of the contractor’s workers’ compensation and liability policies to the City showing that the contractor has at least One Million Dollars in liability insurance coverage for the work being performed.

THE CITY OF ROCK ISLAND, ILLINOIS

THE SECOND BAPTIST CHURCH OF
ROCK ISLAND

BY: _____
Randy Tweet, Interim City Manager

BY: _____