

**VILLAGE OF DOWNERS GROVE
COUNCIL ACTION SUMMARY**

INITIATED: Police Department **DATE:** May 4, 2004
(Name)

RECOMMENDATION FROM: N/A **FILE REF:** _____
(Board or Department)

NATURE OF ACTION:

- Ordinance
- Resolution
- Motion
- Other

STEPS NEEDED TO IMPLEMENT ACTION:

Motion to Adopt " A RESOLUTION AUTHORIZING A SECOND ADDENDUM TO AN AGREEMENT TO ENFORCE SECTION 15-8 OF THE DOWNERS GROVE MUNICIPAL CODE ON THE PROPERTY KNOWN AS THE AUTUMN GROVE APARTMENT COMPLEX LOCATED AT 2110 PRENTISS DRIVE IN DOWNERS GROVE" as presented.



SUMMARY OF ITEM:

Adoption of this agreement will extend the agreement with Autumn Grove Apartment Complex related to the regulation of consumption of alcohol upon exterior portions of the property. This will permit the Downers Grove Police Department to enforce no-drinking requirements within the parking lot and other common areas. This agreement will extend through August 2, 2009.

RECORD OF ACTION TAKEN:

RESOLUTION NO. ____

**A RESOLUTION AUTHORIZING A SECOND ADDENDUM TO AN AGREEMENT
TO ENFORCE SECTION 15-8 OF THE DOWNERS GROVE MUNICIPAL CODE
ON THE PROPERTY KNOWN AS THE AUTUMN GROVE APARTMENT COMPLEX
LOCATED AT 2110 PRENTISS DRIVE IN DOWNERS GROVE**

BE IT RESOLVED by the Village Council of the Village of Downers Grove, DuPage County, Illinois, as follows:

1. That the form and substance of a certain Addendum Agreement (the "Addendum"), between the Village of Downers Grove (the "Village") and Mid-America Management Corporation (the "Management Corporation"), to extend their Agreement dated July 11, 1994, hereby extending the enforcement of Section 15-8 of the Downers Grove Municipal Code for an additional five (5) years, through August 2, 2009, on the property known as the Autumn Grove Apartment Complex located at 2110 Prentiss Drive in Downers Grove, as set forth in the form of the Addendum submitted to this meeting with the recommendation of the Village Manager, is hereby approved.
2. That the Mayor and Village Clerk are hereby respectively authorized and directed for and on behalf of the Village to execute, attest, seal and deliver the Agreement, substantially in the form approved in the foregoing paragraph of this Resolution, together with such changes as the Manager shall deem necessary.
3. That the proper officials, agents and employees of the Village are hereby authorized and directed to take such further action as they may deem necessary or appropriate to perform all obligations and commitments of the Village in accordance with the provisions of the Agreement.
4. That all resolutions or parts of resolutions in conflict with the provisions of this Resolution are hereby repealed.
5. That this Resolution shall be in full force and effect from and after its passage as provided by law.

Mayor

Passed:

Attest: _____

Village Clerk

**SECOND ADDENDUM TO AN AGREEMENT TO ENFORCE SECTION 15-8
OF THE DOWNERS GROVE MUNICIPAL CODE ON THE
PROPERTY KNOWN AS THE AUTUMN GROVE APARTMENT
COMPLEX LOCATED AT 2110 PRENTISS DRIVE IN DOWNERS GROVE**

THIS SECOND ADDENDUM dated ____ day of _____, 2004, by and between the Village of Downers Grove, an Illinois municipal corporation (hereinafter referred to as the "Village"), and Mid-America Management Corporation (hereinafter referred to as the "Management Corporation"), in consideration of the following mutual covenants, terms, and agreements, hereby agree to extend their Agreement to Enforce Section 15-8 of the Downers Grove Municipal Code on the Property known as the Autumn Grove Apartment Complex Located at 2110 Prentiss Drive in Downers Grove, originally dated July 11, 1994 and an Addendum adopted August 2, 1999 (hereinafter referred to collectively as the "Agreement"), as follows:

1. That the term of the Agreement as stated in Paragraph 6 and Paragraph 1 of the Addendum shall be extended without modification for an additional five (5) years through August 2, 2009.

MID-AMERICA MANAGEMENT CORPORATION

BY: _____

TITLE: _____

Subscribed and sworn to
before me this ____ day
of _____, 20____.

Notary Public

VILLAGE OF DOWNERS GROVE

BY: _____
Mayor

ATTEST: _____
Village Clerk