

ORDINANCE NO. F-0442

AN ORDINANCE OF THE CITY OF WHEATON, DU PAGE COUNTY, ILLINOIS,
AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE A CERTAIN CONSENT TO
ASSIGNMENT OF A CERTAIN LEASE REGARDING PROPERTY LOCATED IN THE CITY
OF WHEATON MAIN STREET REDEVELOPMENT PROJECT AREA

WHEREAS, the Mayor and City Council of the City of Wheaton, DuPage County, Illinois (the "City"), have heretofore determined that it is necessary and advisable for the public health, safety, welfare and convenience of residents of the City that the City undertake a redevelopment project and have heretofore approved a redevelopment plan and designated a redevelopment project area (the "Area") for that portion of the City known as the City of Wheaton Main Street Redevelopment Project Area, all as authorized by the Tax Increment Allocation Redevelopment Act, as amended;

WHEREAS, the City has acquired certain property within the Area for redevelopment purposes, such property having a street address of 311-315 S. Main Street (the "Subject Realty");

WHEREAS, the City has previously entered into a lease of the Subject Realty (the "Lease") with Herbert Ennsmann (the "Tenant");

WHEREAS, pursuant to the terms of the Lease, said Lease cannot be assigned without the approval of the City;

WHEREAS, the Tenant has requested approval from the City to assign the lease to Dynamic Transmissions, Inc., said lease to be also guaranteed by Michael Scharzwald.

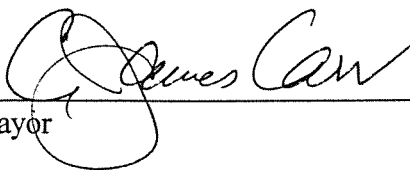
NOW, THEREFORE, BE IT ORDAINED by the Mayor and City Council of the City of Wheaton, DuPage County, Illinois, a home rule municipality in the exercise of its home rule powers, as follows:

Section 1. That the assignment of the Lease to Dynamic Transmissions, Inc. is hereby approved and the Mayor and City Clerk be and the same are hereby authorized to execute any document evidencing such consent, such document to be in a form satisfactory to the City's attorney.

Section 2. That all ordinances and resolutions, or parts thereof in conflict with the provisions of this Ordinance are, to the extent of such conflict, hereby repealed.

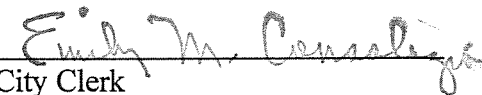
Section 3. That this Ordinance shall be in full force and effect from and after its adoption, approval and publication in pamphlet for as provided by law.

PASSED AND APPROVED by and the Mayor and City Council of the City of Wheaton,
Illinois, this 20th day of March, 2000.



Mayor

ATTEST:



City Clerk

Ayes:

Roll Call Vote:

Councilman Mork
Councilman Eckhoff
Councilman Gresk
Mayor Carr
Councilman Johnson
Councilwoman Johnson

Nays:

None

Absent:

Councilwoman Davenport

Motion Carried Unanimously

Passed: March 20, 2000
Published: March 21, 2000