

RESOLUTION R-2020-31

A RESOLUTION OF THE CITY OF WHEATON, DU PAGE COUNTY, ILLINOIS, AUTHORIZING THE MAYOR TO SIGN AND DIRECTING THE CITY CLERK TO ATTEST AN AMENDMENT TO AN EXISTING AGREEMENT WITH BENSIDOUN USA, DATED FEBRUARY 6, 2017

WHEREAS, the Bensidoun USA, Inc., operates an open-air market in Downtown Wheaton; and

WHEREAS, the open-air market in Downtown Wheaton has enjoyed the support of the community since its inception twenty-two years ago, and draws many visitors to Downtown Wheaton on a weekly basis; and

WHEREAS, the current agreement, approved on February 6, 2017 by Resolution R-06-17, between the City and Bensidoun USA expires on March 31, 2020; and

WHEREAS, the City is working on a Public/Private Partnership Agreement with Bensidoun USA for the funding/construction of the multi-use canopy structure to be located on Lot 3 which will include a new long-term license agreement; and

WHEREAS, Bensidoun USA and the City seek to extend the current agreement until such time as the new agreement is in place.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of Wheaton, Illinois, that Section 2. of the Market License Agreement, approved by Resolution R-06-17 is hereby repealed and replaced in its entirety by the following: "2. Term. The term of this Agreement shall commence on April 1, 2020 and shall continue until March 31, 2021 or until such time as superseded with a new agreement, whichever occurs first" and the Mayor is hereby authorized to sign, and the City Clerk is directed to attest to, the Market License Agreement.

Section 1. This Resolution shall be in full force and effect from and after its passage, approval and publication in pamphlet for as provided by law.

Section 2. In all other respects, the terms and provisions of the Resolution R-06-17 are ratified and remain in full force and effect.

ADOPTED by the City Council of the City of Wheaton, Illinois, this 16th day of March 2020.


Philip J. Suess
Mayor

ATTEST:


Sean Bennett Hagan
City Clerk

Roll Call Vote

Ayes: Councilman Zaruba
Councilwoman Bray-Parker
Councilwoman Fitch
Mayor Suess
Councilwoman Robbins
Councilman Rutledge

Nays: None

Absent: Councilman Barbier

Motion Carried Unanimously