



94TH GENERAL ASSEMBLY

State of Illinois

2005 and 2006

HB1396

Introduced 2/9/2005, by Rep. Angelo Saviano

SYNOPSIS AS INTRODUCED:

60 ILCS 1/85-60 new

Amends the Township Code. Provides that if the township board of any township determines that any real estate acquired by or held by the township is no longer necessary, appropriate, required, or profitable for the township or that leasing the real estate is in the best interest of the township, the township board may pass an ordinance authorizing the township to lease the real estate for a term not to exceed 40 years. Provides that passage of the ordinance requires the affirmative vote of three-fourths of the members of the township board. Requires the township board to give notice of the proposed ordinance and sets forth notice requirements. Authorizes the township board to negotiate the consideration and terms of the lease and to contract with the lessee for the use of a portion of any structure or improvement to be constructed on the real estate.

LRB094 08242 MKM 38430 b

1 AN ACT concerning local government.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Township Code is amended by adding Section
5 85-60 as follows:

6 (60 ILCS 1/85-60 new)

7 Sec. 85-60. Lease of surplus real estate. If the township
8 board of any township determines that any real estate acquired
9 by or held by the township is no longer necessary, appropriate,
10 required, or profitable for the township or that leasing the
11 real estate is in the best interest of the township, the
12 township board may pass an ordinance authorizing the township
13 to lease the real estate for a term not to exceed 40 years.
14 Passage of the ordinance shall require the affirmative vote of
15 three-fourths of the members of the township board. If the term
16 of the lease under the proposed ordinance is 20 years or more,
17 then the township board shall publish notice of its intent to
18 adopt the ordinance at least once in a newspaper having general
19 circulation in the township. The notice shall be published no
20 more than 30 days and no less than 15 days before the date of
21 the meeting at which the ordinance is proposed to be adopted
22 and must contain an accurate description of the real estate,
23 the purpose for which the real estate is used by the township,
24 and any restrictions upon the proposed use of the real estate.
25 The township board may negotiate the consideration and terms of
26 the lease, including authorizing the lessee to provide other
27 public facilities in or on the real estate. The township board
28 may contract with the lessee for the use of a portion of any
29 structure or improvement to be constructed on the real estate.