

VILLAGE OF WARRENSBURG, ILLINOIS

ORDINANCE NO. 736

**AN ORDINANCE APPROVING AN AGREEMENT
FOR USE OF VILLAGE OF WARRENSBURG RANGE
WITH KEVIN MANTE d/b/a APPLIED COMBATIVE SOLUTIONS**

**ADOPTED BY
THE BOARD OF TRUSTEES OF
THE VILLAGE OF WARRENSBURG**

THIS 18th DAY OF MARCH, 2019

Published in pamphlet form by authority of
the Board of Trustees of
the Village of Warrensburg, Macon County, Illinois,
this 18th day of March, 2019

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FOR USE OF VILLAGE OF WARRENSBURG RANGE
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WHEREAS, the Village of Warrensburg owns a range; and

WHEREAS, the opportunity has risen to enter into an agreement with a properly trained individual to contract for the use of the range; and

WHEREAS, use of the range will provide priority to Village of Warrensburg residents and eliminate certain fees to the residents, while generating income for the Village.

NOW, THEREFORE, IT IS HEREBY ORDAINED BY THE PRESIDENT AND THE TRUSTEES OF THE VILLAGE OF WARRENSBURG, ILLINOIS:

Section 1:

THAT the attached Agreement with Kevin Mante d/b/a Applied Combative Solutions, be and is hereby approved.

Section 2:

THAT the President of the Board of Trustees, or his designee, is authorized and approved to sign the Agreement.

Section 3:

The Village Administrative Clerk of the Village of Warrensburg shall certify to the adoption of this Ordinance and shall cause it to be published in pamphlet form and this Ordinance shall be in full force and effect on March 18, 2019, after such publication, in the manner, form and time as provided by the laws of the State of Illinois.

TRUSTEES:

Ray Ewing	Aye - <u>Y</u>	Nay - ____	Absent - ____
Douglas Fisher	Aye - <u>Y</u>	Nay - ____	Absent - ____
Leland Hackl	Aye - <u>Y</u>	Nay - ____	Absent - ____
John Oakley	Aye - <u>Y</u>	Nay - ____	Absent - ____
Corey Maloney	Aye - ____	Nay - ____	Absent - ____

PRESENTED, PASSED and APPROVED this 18th day of March, 2019.

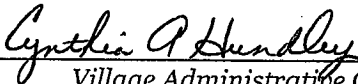
RECORDED THIS 18th day of March, 2019.

Approved:



*President of the Board of Trustees of the
Village of Warrensburg, Illinois*

ATTEST:



*Village Administrative Clerk of the
Village of Warrensburg, Illinois*

**PRIVATE ACCESS
LAND USE AGREEMENT**

This access permit is entered into by and between: **The Village of Warrensburg, Illinois** hereinafter referred to as "Owner", and: **Kevin P. Mante, (Applied Combative Solutions, LLC)** hereinafter referred to as "Permittee", for the sole purpose of obtaining access to said property for the purposes of firearms range usage.

Physical location of said property: **Village of Warrensburg Range, 1900 W. North St., Warrensburg, IL 62573**

This permit shall be in effect for the period of one calendar year, commencing the **1st day of January, 2019** , and ending the **31st day of December, 2019**.

The Permittee shall be granted access to the above property without charge for use. This access permit may be extended on the same terms and conditions upon mutual agreement of the Owner and Permittee.

It is understood by the Owner and Permittee that this permit is subject to the following conditions:

- 1) The property will only be used for scheduled civilian and law enforcement firearms training by the Permittee.
- 2) Reasonable notice of scheduled training shall be given to the Owner by the Permittee for approval prior to any training being conducted.
- 3) All waivers of liability shall be completed by all persons attending training on the property and these waivers shall also be in place to include the Owner of the property.
- 4) No modifications to the property shall be made by the Permittee without written consent being given by the Owner.
- 5) All regular maintenance to the property will be undertaken by the Owner and/or designee.

1 of 3

- 6) At all times during the term of this agreement the Permittee shall purchase and maintain the following insurance coverage: Bodily Injury and

Property Damage Liability Each Occurrence Limit - \$1,000.000; Professional Liability Each Occurrence Limit - \$1,000.000; General Aggregate Limit - \$2,000.000; Products-Completed Operations Aggregate Limit - \$2,000.000; Personal and Advertising Injury Limit - \$1,000.000 any one person or organization; Fire Damage Limit - \$100,000; and Medical Payments \$5,000 any one person.

- 7) Owner shall be named as additional insured for any claims, demands, or suits arising out of the training by the Permittee. Any insurance by the Permittee shall be primary without the right of contribution or offset by any policy of insurance or program of self-insurance maintained by Owner.
- 8) Permittee shall furnish to Owner prior to Permittees entry on the property a Certificate of Insurance evidencing the coverages specified in 6) and 7) above.
- 9) This permit is non-transferable.
- 10) The Permittee shall maintain the area under this permit in a safe and environmentally sound condition at all times.
- 11) All waste materials and other debris resulting from the permitted land use shall be disposed of by the Permittee as directed by the Owner.
- 12) Persons attending training classes on the property shall be charged a user fee of **\$20.00 per person, per day (8 hours)** by the Permittee and these funds shall be transferred to the Owner after each class is completed. Residents of the Village of Warrensburg, IL shall be exempt from this user fee.
- 13) Should the general intended use for which this permit was granted be changed or altered, this permit shall be automatically null and void by action of the Owner. The intended use is: Firearms Training.
- 14) This permit can be voided at any time by either the Owner or Permittee during the above established time period without legal consequence.

2 of 3

The Permittee and Owner agree to all listed conditions set forth in this permit for the specified time periods listed within.

Permittee

Date

Property Owner (Designee)

Date

STATE OF ILLINOIS)
COUNTY OF MACON) ss


CERTIFICATE

I, CYNTHIA A. HUNDLEY, certify that I am the duly appointed Village Administrative Clerk of the Village of Warrensburg, Macon County, Illinois.

I further certify that on the 18th day of March, 2019, the President and Board of Trustees of the Village of Warrensburg passed and approved Ordinance No. 736, entitled "An Ordinance Approving An Agreement for Use of Village of Warrensburg Range With Kevin Mante d/b/a Applied Combative Solutions", which provided by its terms that it should be published in pamphlet form.

The pamphlet form of Ordinance No. 736, including Ordinance and cover sheet thereof was prepared, a copy of such Ordinance was posted in the Warrensburg Village Hall, the Warrensburg Public Library, and Warrensburg Post Office, commencing March 19, 2019, and continuing for at least 10 days thereafter. Copies of such Ordinance were also available for public inspection upon request in the office of the Village Administrative Clerk.

DATED at Warrensburg, Illinois this 19th day of March, 2019.



Cynthia A. Hundley

Village Administrative Clerk of the
Village of Warrensburg, Illinois