Agenda Item # 39

Distribution:
County Board
County Administrator
City of North Chicago

STATE OF ILLINOIS)
)SS
COUNTY OF LAKE)

COUNTY BOARD, LAKE COUNTY, ILLINOIS

ADJOURNED REGULAR JUNE, A.D. 2006 SESSION

FEBRUARY 13, A.D., 2007

MADAM CHAIRMAN AND MEMBERS OF THE COUNTY BOARD:

Your Health & Community Services and Financial & Administrative Committees present herewith a Joint Resolution authorizing the County Board Chairman to execute an Amendment to the Intergovernmental Agreement with the City of North Chicago to extend the timeframe for the expenditure of brownfield funds for environmental cleanup activities at the northwest corner of the intersection of Sheridan Road and Martin Luther King Drive, in North Chicago, Illinois, and request its adoption.

Respectfully submitted,

	Aye	Nay
Chairman	✓	
Vice-Chairman	✓	
	✓	
	✓	
	✓	
	✓	
	✓	

Health & Community Services Committee

	Aye	Nay
Chairman	X	
Vice-Chairman	✓	
	✓	
	X	
	✓	
	✓	

Financial and Administrative Committee

RESOLUTION

WHEREAS, Lake County and the City of North Chicago entered into an Intergovernmental Agreement in November 2005 whereby the County agreed to provide the City up to $100,000 in matching funds for environmental cleanup activities at the northwest corner of the intersection of Sheridan Road and Martin Luther King Drive, in North Chicago, Illinois; and

WHEREAS, under the terms of the Intergovernmental Agreement, the City agreed to submit a request for the reimbursement of funds within one (1) year of the effective date of the Intergovernmental Agreement; and

WHEREAS, the City has requested that the timeframe of the Intergovernmental Agreement be extended for an additional twelve (12) months beyond the expiration of the original agreement to allow the City to complete additional work on the project; and

WHEREAS, the Intergovernmental Agreement states that it may be amended by mutual agreement, signed, and executed with the same formality with which it was originally executed.

NOW, THEREFORE, BE IT RESOLVED, by this County Board of Lake County, Illinois that the County Board Chairman is hereby authorized to execute an Amendment to the Intergovernmental Agreement with the City of North Chicago to extend the timeframe for the expenditure of brownfield funds at the northwest corner of the intersection of Sheridan Road and Martin Luther King Drive, in North Chicago, Illinois, a copy of which is attached, and hereby incorporated in this Resolution by reference; and

WHEREAS, BE IT FURTHER RESOLVED, that said extension shall expire on November 30, 2007.

DATED, at Waukegan, Lake County, Illinois on this 13th day of February, A.D. 2007.

FIRST AMENDMENT TO THE INTERGOVERNMENTAL AGREEMENT

BETWEEN

CITY OF NORTH CHICAGO AND LAKE COUNTY

This First Amendment ("First Amendment") to the Intergovernmental Agreement dated November 30, 2005 for the provision of County brownfield funds for property located at the northwest corner of Sheridan Road and Martin Luther King Drive is made and entered, by and between Lake County, a body politic and corporate hereinafter referred to as the "COUNTY", and the City of North Chicago, a municipal corporation within the boundaries of Lake County, hereinafter referred to as the "CITY".

1. The CITY agrees to submit a request for reimbursement of funds for said project by November 30, 2007. Any funds not requested by that time will be unencumbered for the project activities stated in the Intergovernmental Agreement and will be available for other COUNTY funded brownfield activities.

2. The effective date of this First Amendment shall be the most recent date made, entered, or signed by the parties below.

3. In all other respects, the COUNTY and CITY confirm and incorporate all of the remaining terms of the Agreement between the COUNTY and CITY dated November 30, 2005. In the event of any conflict between the Agreement and the First Amendment, the First Amendment shall control.

IN WITNESS WHEREOF, Lake County by a Resolution duly adopted by the County Board of Lake County, causes this First Amendment to be signed by its Chairman and attested by its Clerk and the City of North Chicago, by order of its Board has caused this First Amendment to be executed by the Mayor and attested to by its Clerk all on the day(s) and year hereinafter written.

LAKE COUNTY:

By: _____
Suzi Schmidt, Chairman
Lake County Board

Date: _____

Attest: _____
Willard R. Helander
County Clerk

CITY OF WAUKEGAN:

By: _____
Leon Rockingham, Mayor
City of North Chicago

Date: _____

Attest: _____
Lori Collins
City Clerk