



# Lake County Illinois

**Certified Copy**

**resolution: 09-2141**

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**File Number: 09-2141**

Joint resolution authorizing an Amendment to the Intergovernmental Agreement with the City of Waukegan to extend the timeframe for the expenditure of 2008 Brownfield Funds.

## **JOINT RESOLUTION**

**WHEREAS**, Lake County and the City of Waukegan entered into an Intergovernmental Agreement in October 2008 whereby the County agreed to provide the City up to \$100,000 in matching funds for environmental clean-up activities at the Former Harbor Slip 3 in Waukegan, 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 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 Waukegan to extend the timeframe for the expenditure of brownfield funds for environmental clean-up activities at the Former Harbor Slip 3 in Waukegan, 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 October 31, 2010.

**DATED**, at Waukegan, Lake County, Illinois on this day of November 10, 2009.

I, Willard R. Helander, certify that this is a true copy of resolution No. 09-2141, passed by the Lake County Board on 11/10/09.

Attest: Willard R. Helander  
Willard R. Helander

November 11, 2009  
Date Certified

**FIRST AMENDMENT TO THE INTERGOVERNMENTAL AGREEMENT**

**BETWEEN**


**CITY OF WAUKEGAN AND LAKE COUNTY**

This First Amendment ("First Amendment") to the Intergovernmental Agreement dated October 28, 2008 is made and entered, by and between Lake County, a body politic and corporate hereinafter referred to as the "COUNTY", and the City of Waukegan, a municipal corporation within the boundaries of Lake County, hereinafter referred to as the "CITY".

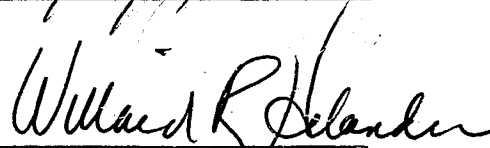
1. The CITY agrees to submit a request for reimbursement of funds within one (1) year of the effective date of this First Amendment. Any funds not requested by that time will be unencumbered for the project activities stated in the Intergovernmental Agreement and will be available for other COUNTY funded 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 October 28, 2008. 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 Waukegan, 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: 11/10/09

Attest:   
Willard R. Helander  
County Clerk

CITY OF WAUKEGAN:

By:   
Robert G. Sabonjian, Mayor  
City of Waukegan

Date: 11-11-09

Attest:   
Wayne Motley  
City Clerk