



# Lake County Illinois

## Legislation Details (With Text)

**File #:** 21-1283      **Version:** 1      **Name:** WHEREAS, the Solid Waste Agency of Lake County, Illinois (the "Agency") was formed on or about February 21, 1991 by intergovernmental agreement (hereinafter referred to as the "Agreement"); and

**Type:** ordinance      **Status:** Passed

**File created:** 8/23/2021      **In control:** Public Works, Planning & Transportation Committee

**On agenda:**      **Final action:** 9/14/2021

**Title:** Ordinance amending the intergovernmental agreement establishing the Solid Waste Agency of Lake County, Illinois.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. SWALCO Ordinance Amendment 090121

Date	Ver.	Action By	Action	Result
9/14/2021	1	Lake County Board	adopted	Pass
9/1/2021	1	Public Works, Planning & Transportation Committee	recommended for adoption to the regular agenda	Pass

Ordinance amending the intergovernmental agreement establishing the Solid Waste Agency of Lake County, Illinois.

- The Solid Waste Agency of Lake County, Illinois (SWALCO) was formed on or about February 21, 1991 by intergovernmental agreement.
- Lake County adopted this agreement and has been, and remains a member of SWALCO.
- The SWALCO Board has determined that there is a need to amend the agreement to expand the scope of persons that are eligible to serve as an "Alternate Director" on behalf of a municipal member.
- The original agreement provides that any amendment to the agreement requires written agreement of each member of SWALCO, and as such Lake County is required to adopt the amendment.

### ORDINANCE

**WHEREAS**, the Solid Waste Agency of Lake County, Illinois (the "Agency") was formed on or about February 21, 1991 by intergovernmental agreement (hereinafter referred to as the "Agreement"); and

**WHEREAS**, the County of Lake, having duly adopted an Ordinance approving the Agreement and joining the Agency, has been and remains a member in good standing of the Agency;

and

**WHEREAS**, the Agency has determined that there is a need to amend the Agreement to expand the scope of persons that are eligible to serve as an “Alternate Director” on behalf of an individual Member; and

**WHEREAS**, by its original terms, the Agreement provides that any amendment to the Agreement requires the written agreement of each and every Member of the Agency pursuant to authority granted by a duly enacted Ordinance of each Member.

**NOW, THEREFORE, BE IT ORDAINED** by the Board of the County of Lake, Lake County, Illinois as follows:

**SECTION ONE:** Section 8.3 of the Agreement establishing the Solid Waste Agency of Lake County, Illinois is hereby amended and shall read as follows (additional language marked by underline; deleted language marked by ~~strikethrough~~):

8.3 Any Member may appoint one or more persons to serve as the Alternate Director. Any such appointee shall meet the qualifications for office as a Director established in paragraph 8.2, except in the case where a Member is unable to appoint such an appointee because it is impracticable because of size or time commitments. In that case a Member may appoint an Alternate Director who was its immediate past mayor or village president or is a full-time employee in an executive level position with the Member. An executive level position is generally intended to mean a person who is a department head or equivalent. The Alternate Director may attend any meeting of the Board of Directors and may vote as Director in the absence of the Director from that Member or if there is a vacancy in the position of Director from that Member. The term of the Alternate Director shall be the same as the term of the Director from the appointing Member. Except as provided in paragraph 8.4, a person serving as Alternate Director shall serve until his or her term expires and thereafter until the successor is appointed.

**SECTION TWO:** All ordinances or parts of ordinances in conflict herein are expressly repealed.

**SECTION THREE:** This Ordinance shall be in full force and effect from and after its passage, approval and publication as required by law.

**DATED** on this 14<sup>th</sup> day of September, 2021, by the County Board of the County of Lake, Illinois.