

Distribution:  
 County Board  
 County Administrator  
 City of Waukegan

STATE OF ILLINOIS )  
 ) SS  
 COUNTY OF LAKE )

COUNTY BOARD, LAKE COUNTY, ILLINOIS

REGULAR SEPTEMBER, A.D. 2006 SESSION

SEPTEMBER 12, A.D., 2006

MADAM CHAIRMAN AND MEMBERS OF THE COUNTY BOARD:

Your Community & Economic Development 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 Waukegan to extend the timeframe by six (6) months for the expenditure of brownfield funds for environmental studies and cleanup activities on the South Lakefront Redevelopment Project on the former Chicago Rubber Factory property, and request its adoption.

Respectfully submitted,

	Aye	Nay		Aye	Nay
 Chairman	X	—	 Chairman	X	—
 Vice-Chairman	X	—	 Vice-Chairman	X	—
 —	✓	—	 —	✓	—
 —	—	—	 —	—	—
 —	X	—	 —	✓	—
_____ —	—	—	 —	✓	—
 Community & Economic Development Committee	X	—	 Financial and Administrative Committee	✓	—

## RESOLUTION

**WHEREAS**, Lake County and the City of Waukegan entered into an Intergovernmental Agreement in July 2005 whereby the County agreed to provide the City up to \$52,750 in matching funds for environmental studies and cleanup activities for the South Lakefront Redevelopment Project on the former Chicago Rubber Factory property, 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**, there is approximately \$18,375 that has not been reimbursed to the City as the end of the one (1) year agreement; and

**WHEREAS**, the City has requested that the timeframe of the Intergovernmental Agreement be extended as the City expects to complete the acquisition of the property and use the funds within the next six (6) months to complete follow-up site investigation and analysis for the removal of an underground storage tank on the property; 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 by six (6) months for the expenditure of brownfield funds for the South Lakefront Redevelopment Project on the former Chicago Rubber property, in Waukegan, Illinois, a copy of which is attached, and hereby incorporated in this Resolution by reference.

**DATED**, at Waukegan, Lake County, Illinois on this 12th day of September, A.D. 2006.

**FIRST AMENDMENT TO THE INTERGOVERNMENTAL AGREEMENT**

**BETWEEN**

**CITY OF WAUKEGAN AND LAKE COUNTY**

This First Amendment ("First Amendment") to the Intergovernmental Agreement dated July 29, 2006 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 six (6) months 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 July 29, 2006. 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:

CITY OF WAUKEGAN:

By: \_\_\_\_\_  
Suzi Schmidt, Chairman  
Lake County Board

By: \_\_\_\_\_  
Richard H. Hyde, Mayor  
City of Waukegan

Date: \_\_\_\_\_

Date: \_\_\_\_\_

Attest: \_\_\_\_\_  
Willard R. Helander  
County Clerk

Attest: \_\_\_\_\_  
Wayne Motley  
City Clerk