

WHEATON PARK DISTRICT

ORDINANCE NO. 2014-08

**Ordinance Approving and Authorizing Execution of the
Intergovernmental Agreement with the County of DuPage, Illinois and
the Wheaton Park District for the DuPage Historical Museum Repair Project**

* * * *

WHEREAS, the Wheaton Park District ("Park District") is a unit of local government operating pursuant to the Illinois Park District Code, 70 ILCS 1205/1-1 *et seq.*; and

WHEREAS, the County of DuPage County (the "County") is a body politic and corporate, organized and existing pursuant to 55 ILCS 5/1 *et seq.*; and

WHEREAS, Article VII, Section 10 of the Illinois Constitution of 1970, and the Intergovernmental Cooperation Act, 5 ILCS 220/1 *et seq.*, authorizes cooperative agreements between Illinois units of local government; and

WHEREAS, the County is the owner of certain property commonly referred to as the DuPage County Historical Museum (the "Museum"), located at 102 E. Wesley Street, Wheaton, Illinois; and

WHEREAS, the County and Park District previously entered into an Intergovernmental Agreement on June 24, 2008 whereby the County granted the Park District the right to operate the Museum and occupy the Museum building for Park District administrative offices; and

WHEREAS, the Museum requires vital roof repair and tuckpointing work (the "Project") in order to keep the Museum functional and safe for patrons and Museum and Park District staff and to prevent further water damage to the Museum; and

WHEREAS, the Park District has applied for and been awarded a grant from the Illinois Department of Resources as part of the Illinois Museum Grant Program (the "Grant") to pay for a portion of the Project costs and the remainder of the Project costs will be paid by the DuPage County Historical Museum; and

WHEREAS, the County has agreed to be responsible for the performance of all work necessary to complete the Project and the Park District has agreed to be responsible for ensuring that the Grant terms are complied with; and

WHEREAS, the County and the Park District desire to enter into an Intergovernmental Agreement to specify the terms and conditions under which the Project will be completed; and

WHEREAS, the Park District has determined that it is in the best interest of the Park District and the public to enter into the Intergovernmental Agreement Between the County of DuPage, Illinois and Wheaton Park District for the DuPage Historical Museum Repair Project in the form attached hereto as Exhibit A provide a safe facility for patrons and Museum and Park District staff and to prevent further water damage to the Museum.

NOW, THEREFORE, IT IS HEREBY ORDAINED by the Board of Park Commissioners (“Park Board”) of the Wheaton Park District, DuPage County, Illinois as follows:

Section 1. All of the foregoing recitals are hereby incorporated in and made a part of this Ordinance.

Section 2. The proposed form, terms, and provisions of the Intergovernmental Agreement Between the County of DuPage, Illinois and Wheaton Park District for the DuPage Historical Museum Repair Project (the “Museum Repair Project Agreement”), as set forth in Exhibit A, are approved as provided herein.

Section 3. The President or Vice President and Secretary of the Park Board are hereby authorized and directed to execute the Museum Repair Project Agreement, in the name of, and on behalf of, the Park District, and under its corporate seal, and to deliver a copy thereof to County of DuPage.

Section 4. This Ordinance shall be in full force and effect immediately upon its passage and approval. All prior ordinances or parts of prior ordinances in conflict with the provisions of this Ordinance are hereby repealed.

Passed this 16 day of July, 2014.

ROLL CALL VOTE:

AYES: Preetkehans, Hodgkinson, Mee, Morrill, Schabel, Vanderschaaf, Kelley

NAYS: Ø

ABSENT: Ø

Jul F Kelly, [Vice] President
Board of Park Commissioners

Attested and filed this 16 day of July, 2014.

[Signature]
Michael Benard, Secretary
Board of Park Commissioners