

**WHEATON PARK DISTRICT
RESOLUTION NO. 2020-03**

**A RESOLUTION APPROVING THE TERMS AND AUTHORIZING THE EXECUTION OF AN
INTERGOVERNMENTAL AGREEMENT FOR PARTICIPATION IN DUPAGE COUNTY LOCAL GOVERNMENT
COVID-19 REIMBURSEMENT PROGRAM**

WHEREAS, the County of DuPage ("County") received approximately one hundred sixty-one million dollars (\$161,000,000) from the United States Government pursuant to the Coronavirus Aid, Relief, and Economic Security Act ("CARES Act"); and

WHEREAS, the CARES ACT provides for payments to certain local governments navigating the impact of the COVID-19 outbreak via the Coronavirus Relief Fund; and

WHEREAS, the County, as well as those park districts within DuPage County, including the Wheaton Park District "(Park District)", and their residents, have suffered secondary effects of the coronavirus emergency, as the State of Illinois has ordered the closure of non-essential businesses; and

WHEREAS, the County, as the jurisdiction responsible for disbursement of funds under the CARES ACT, has determined that it is appropriate to use portions of the CARES Act funds it received to defray certain costs incurred by park districts within DuPage County, including the Wheaton Park District, related to the coronavirus emergency; and

WHEREAS, this intergovernmental agreement is intended to promote the most efficient distribution of resources which have been made available to the State of Illinois and the County of DuPage to benefit the citizens of DuPage County ("CARES Act IGA"); and

WHEREAS, the disbursement of funds under the CARES ACT to the Park District is in the best interests of the County, the Park District, and their respective residents; and

WHEREAS, the Illinois Constitution and the Intergovernmental Cooperation Act (5 ILCS 220/ et. seq) authorize units of local government, including counties and Park Districts, to contract or otherwise associate among themselves in any manner not prohibited by law and to jointly exercise any power, privilege or authority conferred upon them by law; and

WHEREAS, Article 7, Section 10 of the Illinois Constitution of 1971 and the Illinois Intergovernmental Cooperation Act 5 ILCS 220/1 et seq. allow units of public entities to enter into intergovernmental agreements in the furtherance of their governmental purposes; and

WHEREAS, the Park District's Board of Park Commissioners ("Park Board") has determined that it is in the best interests of the Park District and its residents to enter into the CARES ACT IGA, subject to the terms and conditions set forth therein and presented to the Park Board at this meeting.

NOW THEREFORE, IT IS HEREBY RESOLVED by the Board of Park Commissioners of the Wheaton Park District, DuPage County, Illinois, as follows:

1. The foregoing recitals to this Resolution are hereby determined to be true and correct and are hereby incorporated in and made part of this Resolution.

2. The form, terms and provisions of the proposed CARES Act IGA presented to the Park Board at this meeting are hereby in all respects approved, and the President and Secretary of the Park Board are hereby authorized and directed to execute the CARES Act IGA in the name and on behalf of the Park District, substantially in the form as presented to this Park Board, with such modifications thereto, if any, as the President of the Park Board in consultation with the Park District's legal counsel shall approve, which approval shall be conclusively evidenced by his or her execution thereof.

3. The President and Secretary of the Park Board, the Park District's Executive Director and the Park District's attorneys are hereby authorized, empowered and directed to take all action and execute any and all documents necessary or appropriate in order to carry out the intent and effectuate the provisions and purposes of this Resolution and the CARES Act IGA.

4. This Resolution shall be in full force and effect from and after its adoption as provided by law.

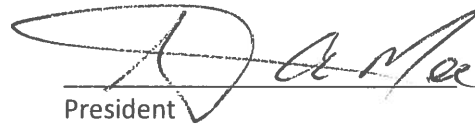
Adopted this 16th day of September, 2020 by roll call vote as follows:

AYES: *Fahy, Hodgkinson, Morrill, Vires, Mee*

NAYS: *Ø*

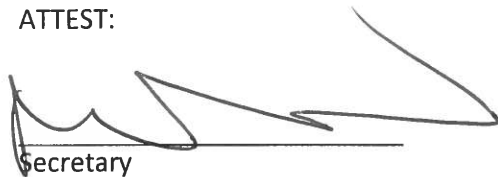
ABSENT: *Frey, Kelley*

ABSTAIN: *Ø*



President
Board of Park Commissioners
Wheaton Park District

ATTEST:



Secretary
Board of Park Commissioners
Wheaton Park District

STATE OF ILLINOIS)
)
COUNTY OF DUPAGE)

SECRETARY'S CERTIFICATE

I, Michael J. Benard, do hereby certify that I am the Secretary of the Board of Park Commissioners of the Wheaton Park District, DuPage County, Illinois and as such, I am keeper of the records, ordinances, files and seal of said Park District; and

I HERBY CERTIFY that the foregoing instrument is a true and correct copy of:

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adopted at a duly called regular Meeting of the Board of Park Commissioners of the Wheaton Park District held at the City of Wheaton City Council Chambers, 303 W. Wesley Street, Wheaton, Illinois at 7:00 p.m. on the 16th day of September, 2020.

I do further certify that the deliberations of the Board on the adoption of said resolution were conducted openly, that the vote on the adoption of said resolution was taken openly, that said meeting was called and held at a specified time and place convenient to the public, that notice of said meeting was duly given to all of the news media requesting such notice, that an agenda for said meeting was posted as required by the Open Meetings Act and that said meeting was otherwise called and held in strict compliance with the provisions of the Open Meetings Act of the State of Illinois, as amended, and with the provisions of the Park District Code of the State of Illinois, as amended, and that the Board has complied with all of the provisions of said Act and said Code and with all of the procedural rules of the Board.

IN WITNESS WHEREOF, I hereto affix my official signature and the seal of said Wheaton Park District in Wheaton, Illinois, this 16th day of September, 2020.



Michael J. Benard
Secretary

[SEAL]