

RESOLUTION NO.

RESOLUTION AUTHORIZING EXECUTION OF AN INTERGOVERNMENTAL AGREEMENT BETWEEN THE COUNTY OF WILL AND THE CITY OF JOLIET FOR FUNDING OF IMPROVEMENTS FOR THE FAIRMONT SEWER SYSTEM

WHEREAS, Article VII, Section 10, of the Constitution of the State of Illinois of 1970 provides that units of local government may contract or otherwise associate among themselves to obtain or share services and to exercise, combine or transfer any power or function in any manner not prohibited by law or by ordinance; and

WHEREAS, the Illinois Intergovernmental Cooperation Act (Illinois Compiled Statutes, Chapter 5, Section 220/1 et seq.) authorizes municipalities to exercise jointly with any public agency of the State, any power, privilege, or authority which may be exercised by a unit of local government individually, and to enter into contracts for the performance of governmental services, activities, and undertakings; and

WHEREAS, there exists in the unincorporated area of the County commonly known as the Fairmont Subdivision of Lockport Township, the need for various public improvements to the potable water system and sanitary sewer collection system, for which there is an urgent need; and

WHEREAS, the City of Joliet entered into an Intergovernmental Agreement with Lockport Township to acquire, own and operate the Fairmont water and sewer system; and

WHEREAS, the County of Will entered into an Intergovernmental Agreement with the City of Joliet, providing \$3.5 million dollars over five years to address immediate improvements to the current system and transfer the water source from Township wells to City of Joliet; and

WHEREAS, the parties have determined that a joint approach to system rehabilitation would be most beneficial to the residents of Fairmont; and

WHEREAS, it has been determined that the next area of concern to be addressed is the rehabilitation of the sewer system tributary to the Canal Street Lift Station which has deteriorated to the point where the sewer system is being infiltrated by storm and ground water; and

WHEREAS, the County has committed to providing \$1,110,604 to fund completion of the project by the City utilizing \$500,000 in USEPA funds to be utilized by the City of Joliet via a Community Grant obtained by the County, \$410,604 in Program Year 2024 CDBG capital improvement funds awarded to the City of Joliet through annual application of County CDBG funds, and \$200,000 in Land Use annual allocation for Community Development.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF JOLIET, ILLINOIS AS FOLLOWS:

SECTION 1: The Mayor and City Clerk are hereby authorized to execute the Intergovernmental Agreement between the County of Will and the City of Joliet for funding of sewer improvements associated with the Fairmont system, which is substantially the same as Exhibit "A" attached hereto and incorporated herein.

SECTION 2: Each section and part thereof of this Resolution is deemed to be severable and should any section or part hereof be held invalid or unconstitutional by any court of competent jurisdiction, such ruling shall not affect the validity or constitutionality of the remaining portion(s) of this Resolution.

SECTION 3: All resolutions or parts thereof in conflict with the terms of this Resolution are hereby repealed and of no further force and effect to the extent of such conflict.

SECTION 4: This Resolution shall be in effect upon its passage.

PASSED this _____ day of _____, 2024.

MAYOR

CITY CLERK

VOTING YES: _____

VOTING NO: _____

NOT VOTING: _____