

RESOLUTION NUMBER: R13-234
DATE OF PASSAGE: August 13, 2013

A RESOLUTION AUTHORIZING THE FIRST EXTENTION OF THE TERM OF THE INTERGOVERNMENTAL AGREEMENT BETWEEN THE CITY OF AURORA AND THE AURORA CIVIC CENTER AUTHORITY REGARDING THE MANAGEMENT OF RIVEREDGE PARK AND JOHN C DUNHAM PAVILION

WHEREAS, the City of Aurora has a population of more than 25,000 persons in it and is, therefore, a home rule unit as defined in Article VII, section 6(a) of the 1970 Constitution of the State of Illinois; and

WHEREAS, said section of the Constitution authorizes a home rule unit to exercise any power and perform any function pertaining to its government and affairs for the protection of the public health, safety, morals and welfare; and

WHEREAS, the City of Aurora ("City") and Aurora Civic Center Authority ("ACCA") are each legal entities organized and existing under the laws of the State of Illinois, having among their powers the authority to contract with one another to perform the undertaking described herein; and

WHEREAS, Resolution R13-069, dated March 12, 2013, authorized the execution of the intergovernmental agreement regarding a public partnership for the management of RiverEdge Park and the John C. Dunham Pavilion with the initial term ending on February 1, 2014; and

WHEREAS, pursuant to Section 10 of said agreement the City and ACCA mutually seek to extend the term of the intergovernmental agreement for an additional three (3) years with the extended term ending on February 1, 2017; and

WHEREAS, pursuant to Section 10 of said agreement the City and ACCA may mutually seek further extensions of the term of the intergovernmental agreement in the future; and

WHEREAS, this item shall be funded from Account 215-1360-450.50-20 in an initial amount of \$600,000.00 annually; and

NOW THEREFORE, BE IT RESOLVED that the Mayor of the City of Aurora and the City Clerk are hereby authorized and directed to execute the attached extension of the term of the intergovernmental agreement on the behalf of the City.

PASSED AND APPROVED ON August 13, 2013

12 AYES 0 NAYS

[Signature] Ward 1
[Signature] Ward 2
[Signature] Ward 3
[Signature] Ward 4
[Signature] Ward 5
[Signature] Ward 6

[Signature] Ward 7
[Signature] Ward 8
[Signature] Ward 9
[Signature] Ward 10
[Signature] Alderman at Large
[Signature] Alderman at Large

Attest:
[Signature]
City Clerk

[Signature]
Mayor

EXHIBIT "A"

THE FIRST EXTENTION OF THE TERM OF THE INTERGOVERNMENTAL AGREEMENT BETWEEN THE CITY OF AURORA AND THE AURORA CIVIC CENTER AUTHORITY REGARDING THE MANAGEMENT OF RIVEREDGE PARK AND JOHN C DUNHAM PAVILION

The parties hereto have previously entered into the above referenced Intergovernmental Agreement ("Agreement"), which was approved by the City of Aurora by R13-069 on March 12, 2013 with the initial term ending February 1, 2014.

WHEREAS, the parties hereto wish to extend the term of said Agreement as hereinafter set forth; and

WHEREAS, pursuant to Section 10 of said Agreement the City and ACCA may mutually seek to extend the term of the Agreement; and

NOW THEREFORE, for good, valuable and legal consideration the receipt and sufficiency of which is hereby acknowledged the parties hereto agree to extend the term of the Parties' Agreement dated March 12, 2013 and adopted by City of Aurora Resolution Number R13-069 for an additional three (3) years with the extended term ending on February 1, 2017. Thereafter this Agreement may be extended by mutual consent of both parties.

With the exception of the extension of the term in Section 10, as noted above, the remaining provisions of the Agreement previously approved and adopted by City of Aurora resolution R013-069 shall remain in full force and effect.

IN WITNESS WHEREOF, the parties have set their hands and seals the day and year written below and the signatories hereto represent that they are duly authorized to execute the extension of the term of the Agreement on behalf of their respective bodies.

AURORA CIVIC CENTER AUTHORITY

CITY OF AURORA

By: Christine Gerlich Weber
Chairperson of the Board

By: Tom Weiser
Mayor

Attest:

Attest:

Tim R
Executive Director

Isabel A. K
City Clerk

F13.146

RECOMMENDATION

TO: THE COMMITTEE OF THE WHOLE


FROM: THE FINANCE COMMITTEE


The Finance Committee at the Regular Finance Meeting on Tuesday, July 23, 2013

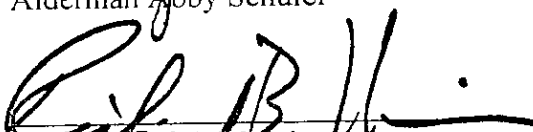
Recommended APPROVAL of Resolution authorizing the first extension of the term of the intergovernmental agreement between the City of Aurora and the Aurora Civic Center Authority regarding the management of Riveredge Park and John C. Dunham Pavilion – Planning & Zoning

The Vote 3-0

Submitted By


Alderman Robert O'Connor, Chairman


Alderman Abby Schuler


Alderman Rick Mervine

John "Whitey" Peters, alternate

Dated this 24th day of July, 2013