

**INTERGOVERNMENTAL AGREEMENT FOR
LAND COVEYANCE AND CONTRIBUTION**

THIS INTERGOVERNMENTAL AGREEMENT (the "Agreement") is made and entered into as of the _____ day of _____, 2021, by and between the FOX VALLEY PARK DISTRICT, an Illinois municipal corporation (hereinafter referred to as "FVPD") and the CITY OF AURORA, an Illinois municipality (hereinafter referred to as the "CITY").

WITNESSETH:

WHEREAS, Article 7, Section 10 of the Constitution of the State of Illinois, 1970, authorize units of local government, including park districts and municipalities, to enter into agreements to exercise, combine or transfer power or functions not prohibited to them by law or ordinance; and

WHEREAS, the Intergovernmental Cooperation Act (5 ILCS 220/1 *et seq.*) authorizes units of local government in Illinois to exercise jointly with any other public agency within the State, including other units of local government, 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, FVPD and the CITY are authorized under the Local Government Property Transfer Act (50 ILCS 605/0.01 *et seq.*) as units of local government to transfer real property interests between and among them in furtherance of their corporate purposes; and

WHEREAS, the CITY and FVPD previously expressed their mutual desire for intergovernmental cooperation for the benefit of its neighborhoods and surrounding community within the CITY including a prior intergovernmental agreement dated July 11, 2016 relating to certain park properties within the CITY swapped between the CITY and FVPD under which a property known as the Lincoln Avenue Mini Park was conveyed to the CITY by FVPD; and

WHEREAS one parcel constituting a portion of Gillette Avenue located approximately 207 feet south of Illinois Avenue (adjacent to and along the west line of PIN No. 15-16-452-066, the "Remnant Parcel"), which Remnant Parcel was never established or developed in any manner as a working street and has been incorporated into the park at the location (the "Wilbert Walters Park" or the "Park") and the Remnant Parcel could have been included in the conveyances, but is also a candidate for simply conveying to FVPD to complete the ownership of the Remnant Parcel as part of the Park; and,

WHEREAS, FVPD is willing to draft the deed for transfer of the Remnant Parcel to the FVPD as contemplated herein.

NOW, THEREFORE, for the consideration of the mutual promises and undertakings set forth herein, and for other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the parties hereto agree as follows:

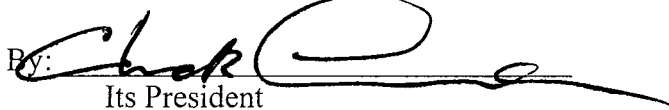
1. Incorporation of Recitals. The foregoing recitals to this Agreement are substantive and are hereby incorporated into the Agreement as though fully set forth herein.

2. Land Conveyance. CITY hereby agrees to convey to FVPD and FVPD agrees to accept from CITY fee simple title to the Remnant Parcel, identified as Parcel No. _____, as depicted on Exhibit A and as legally described on Exhibit B attached hereto.


3. FVPD to Bear Recording Costs. FVPD agrees to bear the cost of recording the deed contemplated hereunder.

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

FOX VALLEY PARK DISTRICT

By: 
Its President

Attest:


Its Secretary

CITY OF AURORA

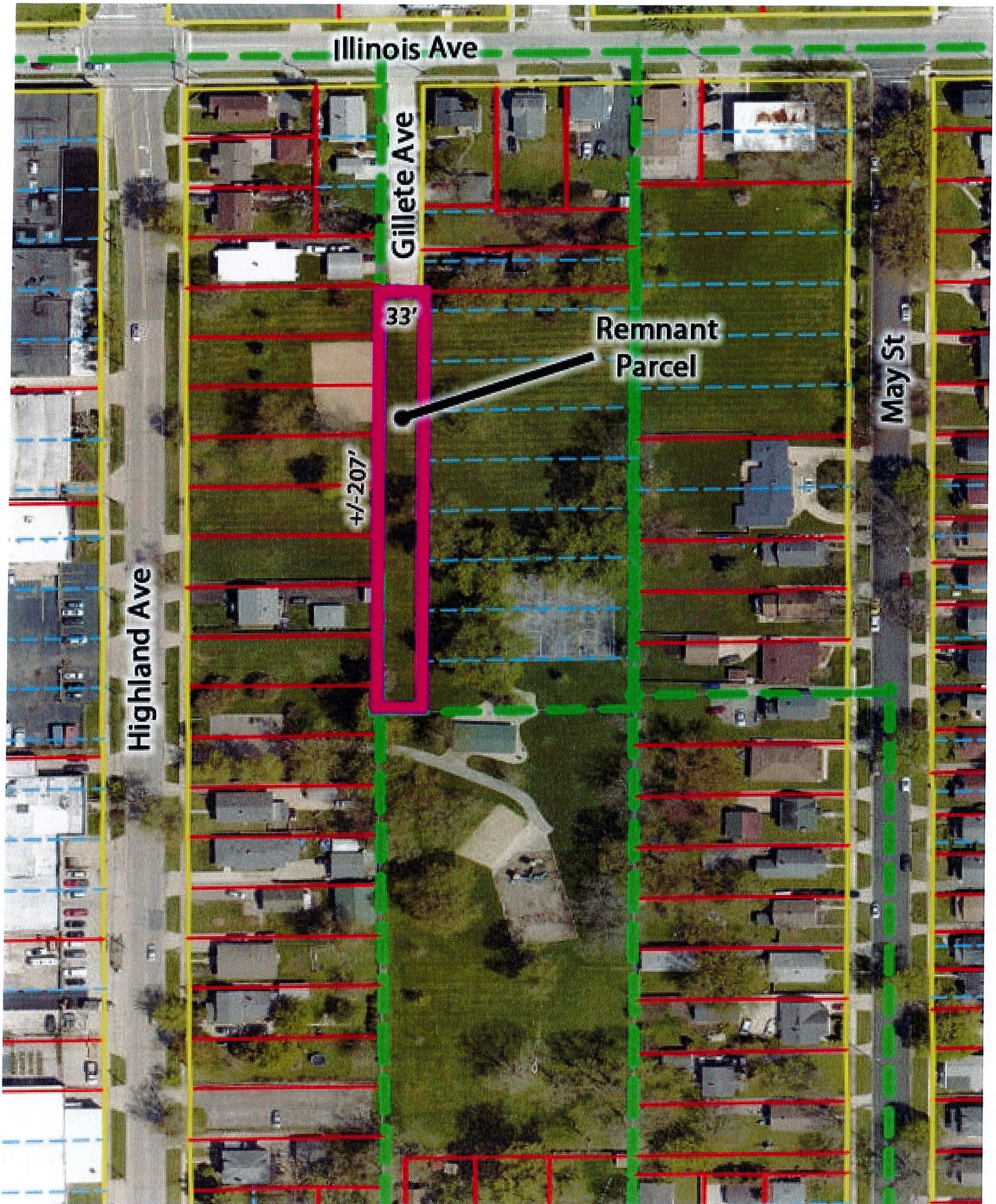
By: _____
Its Mayor

Attest:

Its Secretary

EXHIBIT A

DEPICTION OF REMNANT PARCEL



Wilbert Walters Park
Depiction of Remnant Parcel



EXHIBIT B

LEGAL DESCRIPTION OF REMNANT PARCEL

THAT PART OF GILLETT AVENUE IN KENYON'S ADDITION TO AURORA
ACCORDING TO THE PLAT RECORDED ON APRIL 18, 1891 AS DOCUMENT 36663,
DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHWEST CORNER OF THE NORTHERLY 32 FEET OF LOT 5
IN BLOCK 1 IN SAID KENYON'S ADDITION; THENCE SOUTH ALONG THE EAST
LINE OF GILLETT AVENUE TO THE SOUTH LINE OF SAID GILLETT AVENUE;
THENCE WEST, 33.00 FEET, ALONG THE SOUTH LINE OF SAID GILLETT AVENUE
TO THE WEST LINE OF SAID GILLETT AVENUE; THENCE NORTH ALONG SAID
WEST LINE TO THE WESTERLY EXTENSION OF THE SOUTH LINE OF THE
NORTHERLY 32 FEET OF SAID LOT 5; THENCE EAST ALONG SAID WESTERLY
EXTENSION TO THE POINT OF BEGINNING.