

**RESOLUTION NUMBER 21 - 05**

**A RESOLUTION AUTHORIZING THE EXECUTION  
OF A SECOND AMENDMENT TO AN  
INTERGOVERNMENTAL  
AGREEMENT FOR CONSTRUCTION OF AN EXPANSION  
TO THE EAST DUNDEE WASTEWATER TREATMENT  
FACILITY AND USE THEREOF BETWEEN THE  
VILLAGE OF WEST DUNDEE AND  
THE VILLAGE OF EAST DUNDEE**

WHEREAS, the Village of East Dundee and the Village of West Dundee are home rule units of local government under and pursuant to Section 6 of Article VII of the Constitution of the State of Illinois, have the authority to exercise any power and perform any function pertaining to its government and affairs, including but not limited to the power to regulate for the protection of the public health, safety, morals, and welfare; and

WHEREAS, it is deemed necessary and desirable for the Village of East Dundee to enter into a Second Amendment to an Intergovernmental Agreement with the Village of West Dundee for construction of an expansion to the East Dundee Wastewater Treatment Facility and use thereof.

NOW THEREFORE BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF EAST DUNDEE, COOK AND KANE COUNTIES, ILLINOIS, AS FOLLOWS:

**Section One.** That the Village of East Dundee adopts and approves and the President be and he is hereby authorized and directed to sign and the Village Clerk is directed to attest to the execution of a Second Amendment to an Intergovernmental Agreement with the Village of West Dundee for construction of an expansion to the East Dundee Wastewater Treatment Facility and use thereof, a copy of which Second Amendment to an Intergovernmental Agreement is attached hereto and made a part hereof.

**Section Two. Severability.** If any section, paragraph or provision of this resolution shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph or provision shall not

affect any of the remaining provisions of this resolution.

**Section Three. Repeal.** All ordinances, resolutions, motions or parts thereof in conflict herewith shall be and the same are hereby repealed.

**Section Four. Publication.** This resolution shall be in full force and effect forthwith upon its adoption, approval and publication in pamphlet form as provided by law.

Adopted this 6th day of September, 2005, pursuant to a roll call vote as follows:

AYES: Ruffulo, VanOstenbridge, O'Leary, Gorman, Carlini

NAYES: None

ABSENT: None

Present - but not able to participate- only observe, pursuant to a Court Order:  
Scarpelli, Jr

Approved by me this 6th day of September 2005.

  
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JERALD BARTELS, President

Published in pamphlet form this 9th day of September 2005, under the authority of the President and Board of Trustees.

ATTEST:  
  
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NIKKI GILES, Village Clerk

Recorded in the Village Records on September 9, 2005.

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