

Resolution No. 02-17

**A RESOLUTION OF THE VILLAGE OF EAST DUNDEE,  
COOK AND KANE COUNTIES, ILLINOIS, APPROVING THE VILLAGE OF EAST  
DUNDEE/NATIONAL TOOL & MANUFACTURING CO. LOCAL AGENCY/COMPANY  
AGREEMENT**

**WHEREAS**, the Village of East Dundee, Cook and Kane Counties, Illinois (the "*Village*") is a duly organized and validly existing home rule municipality pursuant to Article VII, Section 6(a) of the Constitution of the State of Illinois of 1970; and,

**WHEREAS**, the Village desires to expand its economic base with an emphasis on creating and retaining jobs; and,

**WHEREAS**, the Village will enter into an agreement with the Illinois Department of Transportation to implement an economic development program (the "*IDOT Economic Development Program*") that will provide a positive effect on the Village's economic base by, among other things, assist in the creation of jobs within the Village; and,

**WHEREAS**, the Village has been approached by National Tool & Manufacturing Co. (the "*Developer*") with a plan to acquire certain property located near the intersection of Christina Drive and Higgins Road within the Village (the "*Subject Property*") and construct thereon a 32,000 square-foot manufacturing facility which will be home to roughly 30 employees; and,

**WHEREAS**, the Village has determined that it is in its best interests to enter into an agreement with the Developer providing for the Developer's reporting requirements so that the Project may receive funding through the IDOT Economic Development Program.

**NOW, THEREFORE, BE IT RESOLVED** by the President and Board of Trustees of the Village of East Dundee, Cook and Kane Counties, Illinois, as follows:

*Section 1.* That the President and Village Clerk are hereby authorized and directed to execute and deliver the Village of East Dundee/National Tool & Manufacturing Co. Local Agency/Company Agreement, attached hereto and made a part hereof, on behalf of the Village and to undertake any and all actions as may be required to implement the terms thereof.

*Section 2.* That this Resolution shall be in full force and effect from and after its passage and approval as provided by law.

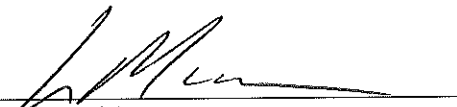
*Passed* by the President and the Village Board of Trustees of the Village of East Dundee, Illinois, this 6<sup>th</sup> day of March, 2017.

AYES: Trustees Lynam, Selep, Wood and Hall

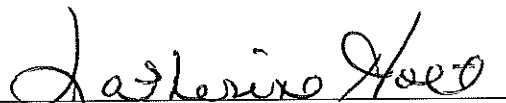
NAYS: Ø

ABSENT: Trustee Gorman

APPROVED:

  
\_\_\_\_\_  
Village President

*Attest:*

  
\_\_\_\_\_  
Village Clerk



120 Barrington Avenue-East Dundee, IL 60118

Phone: 847-426-2822 Fax: 847-426-2956

February 27, 2017

Chief, Bureau of Statewide Program Planning  
Economic Development Program  
Illinois Department of Transportation 2300  
South Dirksen Parkway, Room 307  
Springfield, Illinois 62674

ATTN: Ms. Denise Johnson

**Re: Request for EDP Funds  
Village of East Dundee  
Christina Drive and Higgins Road Improvements**

Dear Denise:

On behalf of the Village of East Dundee, I am excited to submit the attached request for Economic Development Funds. This request is being made through hard work by the Village staff to help ensure National Tool & Manufacturing Co. can expand their development efforts here in our Village. This expansion will include a 32,000 square-foot manufacturing facility which will be home to roughly 30 employees. This project will create significant economic opportunity by creating much needed permanent jobs, as well as indirect jobs associated with the construction of the facility.

After careful analysis of several potential site locations in Illinois, National Tool & Manufacturing Co. has determined that the Village of East Dundee is an ideal location for the proposed development. The site selected by National Tool & Manufacturing Co. can be seen in the attached Exhibit.

At this time, National Tool & Manufacturing Co. has committed to this expansion in the Village of East Dundee. In return, the Village must act to initiate the access improvements necessary. Please consider the attached application which includes:

- A site location map
- Cost estimate of proposed improvements
- Proposed alignment of project
- Completed employment reporting form

Currently, Kane County has an unemployment rate of approximately 5.8%, which is a decrease from 6.5% a year prior. This development would help to continue the trend of increasing employment opportunity here in the Village through the creation of new jobs at the proposed facilities, as well as create significant construction jobs necessary to build the facilities and the supporting infrastructure. Furthermore, the proposed improvements will not only enhance the safety at the intersection of Christina Drive and Higgins Road, but also help to encourage and increase future development within the industrial park, which has yet to be fully developed.

Should you have any questions, or should you require additional information, please do not hesitate to contact me.

Respectfully submitted,

Lael Miller  
Village President

VILLAGE OF EAST DUNDEE/NATIONAL TOOL & MANUFACTURING CO.

LOCAL AGENCY/COMPANY AGREEMENT

THIS AGREEMENT is made as of the 6<sup>th</sup> day of March, 2017 by and between the Village of East Dundee hereinafter called the LOCAL AGENCY and National Tool & Manufacturing Co., hereinafter called the COMPANY.

WHEREAS, the LOCAL AGENCY is interested in expanding its economic base with the primary emphasis on creating and retaining jobs; and

WHEREAS, the LOCAL AGENCY will enter into an agreement with the Illinois Department of Transportation, hereinafter called the STATE, to implement an economic development program that significantly impacts upon the LOCAL AGENCY's economic base; and

WHEREAS, the COMPANY has proposed a project that will create and/or retain jobs, thus providing a significant benefit to the LOCAL AGENCY's economic base; and

NOW, THEREFORE, in consideration of the mutual covenants contained herein, the parties agree as follows:

I. REPORTING REQUIREMENTS

- 1.1 As required by Public Act 93-552, the COMPANY is required to submit to the STATE an annual progress report of employment for five years from the date of the IDOT/Local Agency funding agreement.
- 1.2 The annual progress shall consist of job classifications, wages, number of positions, and other pertinent information as shown on Exhibit 1.
- 1.3 All annual employee progress reports will be completed on-line through the Department of Commerce and Economic Opportunity. The COMPANY will be notified by letter annually with instructions on how and when to fill out their annual report. This report will then be submitted electronically to IDOT.

II. DEFAULT AND REMEDIES

- 2.1 The COMPANY shall make the investment in the Project which shall create and/or retain a minimum of 9 full-time jobs at the facility on or before December 2020.
- 2.2 In the event the COMPANY fails to create and/or retain the requisite number of full-time jobs, or the COMPANY fails to comply with the reporting requirements herein, the COMPANY may be held in default. If declared in default, the COMPANY shall be put on suspension and shall be prohibited from completing any current or providing any future development assistance until the state receives proof that the recipient has come into compliance with the requirements of Public Act 93-552.

III. TERMINATION

- 3.1 This Agreement may be terminated at any time by written, mutual agreement of the parties.
- 3.2 This Agreement, and all further obligations of the parties hereunder, will Terminate when the Project has been completed and when the COMPANY has satisfied its reporting obligations under Section 1.

IV. GENERAL PROVISIONS

- 4.1 Wherever possible each provision of this Agreement shall be interpreted in such manner as to be effective and valid under applicable law, but if any provision shall be invalid under applicable law, such provision shall be ineffective to the extent of such invalidity without invalidating the remaining provisions of this Agreement.
- 4.2 This Agreement represents the full and complete agreement between the parties with respect to the matters addressed herein and there are no oral agreements or understandings between the parties.
- 4.3 This Agreement shall be construed in accordance with and governed by the law of the State of Illinois.

APPROVED BY

APPROVED

Company Name <u>National Tool &amp; Manufacturing Co</u>	City/Village of <u>EAST RIVINGTON</u>
Title <u>PRESIDENT</u>	By <u>[Signature]</u>
Signature <u>[Signature]</u>	Signature <u>[Signature]</u>
Date <u>3/13/2017</u>	Date <u>3/6/17</u>



Date of Application 2-27-17

Application Tracking Number \_\_\_\_\_  
(Assigned by IDOT)

**COMPANY INFORMATION**

Name of Company National Tool & Manufacturing

Chief Officer or Authorized Designee James Soderquist

Title President

Address 581 Wheeling Road  
Wheeling, IL 60090

Phone Number 847-806-9800

E-mail Address jsoderquist@ntm.com  
(required)

FEIN Number 36-2978947

Standard Industrial Classification Number  
(SIC #) 3728

North American Industry Classification  
System (NAICS) 333511

Project Site East Dundee, IL 60118  
(City and Zip Code where employees,  
new or retained, are to be located.)

**SPONSOR INFORMATION**

Sponsor (Unit of Government) Village of East Dundee, IL

Contact Person Robert Skurla

Title Village Administrator

Address 120 Barrington Avenue  
East Dundee, IL 60118

Phone Number 847-426-2822

For information about IDOT's collection and use of confidential information review the department's [Identity Protection Policy](#).

**Number of Employees at the Time of Application**

Job Classification	Hourly Wage Scales and/or Annual Salaries by Classification	Total Number of Positions	Permanent Full-Time	Part-Time	Temporary
Manufacturing	\$14 to 20/hr	20	20		
Administrative	\$15 to 50/hr	3	3		
Sales - Customer Service	\$20 to 36/hr	3	3		
Building Maintenance	\$14 to 36/hr	2	2		
	\$				
	\$				
	\$				
	\$				
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	\$				
	\$				
	\$				
	\$				
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	\$				
<b>TOTAL:</b>		28	28	0	0

**Number of Employees Agreed to be Created as the Result of Assistance**

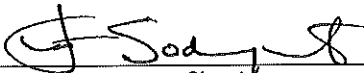
Job Classification	Hourly Wage Scales and/or Annual Salaries by Classification	Total Number of Positions	Permanent Full-Time	Part-Time	Temporary
Manufacturing	\$14 to 20/hr	4	4		
	\$				
	\$				
	\$				
	\$				
	\$				
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	\$				
<b>TOTAL:</b>		4	4	0	0

Note: The employee information should be for the specific site for which IDOT assistance was received.

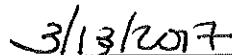




I, James Soderquist As the President (or authorized designee of the recipient) verify that the information in the progress report contains no knowing misrepresentation of material facts upon which eligibility for development assistance is based. I further certify that, to the best of my knowledge, the recipient is in compliance with the development assistance agreement(s) between, or behalf of, the recipient and the Illinois Department of Transportation.



Signature



Date

President

Title

Granting Body of Economic Development Program Funds: Illinois Department of Transportation  
Director of Office of Planning and Programming  
2300 South Dirksen Parkway  
Springfield, Illinois 62764

Please mail form to: Illinois Department of Transportation  
Bureau of Programming  
Office of Planning and Programming, Rm. 307  
2300 South Dirksen Parkway  
Springfield, Illinois 62764  
Attn: Economic Development Program  
Phone (217) 782-0378