

A RESOLUTION AUTHORIZING THE REPEAL OF RESOLUTION NO. 05-09 AND THE TERMINATION OF THE INTERGOVERNMENTAL AGREEMENT BETWEEN THE VILLAGE OF BARRINGTON HILLS AND THE VILLAGE OF EAST DUNDEE ALLOWING FOR THE INSTALLATION OF A POLICE ANTENNA ON THE PRAIRIE LAKES WATER TOWER

WHEREAS, the Village of East Dundee, Cook and Kane Counties, Illinois (the "*Village*") is a duly organized and validly existing home-rule municipality and pursuant to Section 6 of Article VII of the Constitution of the State of Illinois, and has 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, the Village, by Resolution 05-09 which was approved on February 18, 2009, entered into an intergovernmental agreement (the "*Original Agreement*") with the Village of Barrington Hills, an Illinois municipal corporation ("*Barrington Hills*"), which allowed Barrington Hills to install and maintain a Police Communications Antenna atop a water tower owned by the Village located at 700 South Dundee Avenue, East Dundee Illinois; and,

WHEREAS, the Original Agreement provides that the President and Board of Trustees of the Village of East Dundee (the "*Corporate Authorities*") may terminate the Original Agreement "upon six (6) months written notice to Barrington Hills pursuant to a majority vote, if the President and Board of Trustees determine, in their sole, exclusive and unfettered discretion, that the continuation of [the] Agreement is not in the best interest of the Village of East Dundee;" and,

WHEREAS, the President and Board of Trustees of the Village of East Dundee have determined that it is in the best interests of the Village to terminate the Original Agreement and repeal Resolution No. 05-09 in its entirety;

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. Each of the recitals above is incorporated by reference in this Section 1.

Section 2. That the Corporate Authorities are hereby authorized to provide notice to the Village of Barrington Hills of their desire to terminate of the Original Agreement.

Section 3. That Resolution No. 05-09 shall be repealed six (6) months following the date that notice is provided pursuant to Section 2 of this Resolution.

Section 4. That the Village Administrator is hereby authorized to execute any additional documents necessary for the termination of the Original Agreement and the Repeal of Resolution No. 05-09.

Section 5. That this Resolution shall be in full force and effect from and after its passage and approval as provided by law.

PASSED this 16th day of May, 2016, pursuant to a roll call vote as follows:

AYES: Trustees Gorman, Lynax, Skillicorn, Selep, Wood
and Hall

NAYS: \emptyset

ABSENT: \emptyset

APPROVED this 16th day of May, 2016



LAEL MILLER, Village President

Attest: 

HEATHER MAIERITSCH, Village Clerk