

MAYOR
Daniel J. McLaughlin

VILLAGE CLERK
David P. Maher

14700 S. Ravinia Ave.
Orland Park, IL 60462
(708) 403-6100



VILLAGE HALL

TRUSTEES
Bernard A. Murphy
Kathleen M. Fenton
Brad S. O'Halloran
James V. Dodge
Edward G. Schussler III
Patricia Gira

October 21, 2005

Chief Donald Bettenhausen
Orland Fire Protection District
9790 W. 151st Street
Orland Park, IL 60462

**Re: Intergovernmental Agreement
Fueling Fire Motor Vehicles**

Dear Chief Bettenhausen:

Enclosed is a fully executed copy of the Intergovernmental Agreement between the Orland Fire Protection District and the Village of Orland Park.

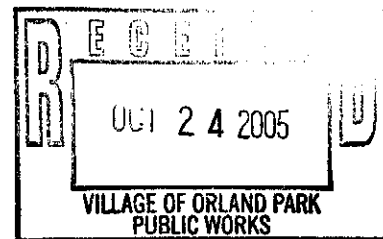
Please work through Pete Casey, Director of Public Works & Engineering, to get the details worked out. He is also receiving a copy of this agreement.

It's been a pleasure working with you on this issue.

Sincerely,

R. J. Zeder, Jr.
Village Manager

/mrs
05RJZLET/OFPD Agmt
Enclosure
C: Pete Casey, Director of Public Works & Engineering



INTERGOVERNMENTAL AGREEMENT BETWEEN THE VILLAGE OF
ORLAND PARK, ILLINOIS, AND THE ORLAND FIRE PROTECTION
DISTRICT, ORLAND PARK, ILLINOIS, PROVIDING FOR VILLAGE
FUELING OF FIRE PROTECTION DISTRICT MOTOR VEHICLES

This Agreement is made and entered into this 1st day of October, 2005, between the Village of Orland Park, Illinois, a home rule municipal corporation, hereinafter referred to as "Village" and the Orland Fire Protection District, Orland Park, Illinois, a District organized under "An Act in relation to fire protection districts" hereinafter referred to as the "District."

WHEREAS, the parties hereto are units of local government and the Constitution of the State of Illinois, 1970, Article VII, Section 10, authorizes units of local governments to contract or otherwise associate among themselves in any matter not prohibited by law or ordinance; and

WHEREAS, Illinois Compiled Statutes, Chapter 5, Act 220, Section 1, et seq., entitled the "Intergovernmental Cooperation Act," provides that any power or powers, privileges or authority exercised or which may be exercised by a unit of local government may be exercised jointly with another unit of local government; and

WHEREAS, the Village, through a public competitive bidding process purchases motor vehicle fuel (gasoline and diesel) for its official vehicles thus allowing the Village to purchase such fuel at wholesale prices based on the volume purchased; and

WHEREAS, the taxpayers of the District would benefit from an agreement whereby the District would purchase motor vehicle fuel for the District's vehicles at the price therefor paid by the Village.

NOW, THEREFORE, for and in consideration of the mutual promises and covenants of the parties hereto, it is agreed by and between the parties as follows:

SECTION 1

The preamble hereto shall be and hereby constitutes a part of this Agreement.

SECTION 2

This Agreement is made pursuant to the above-cited provisions of the Illinois Constitution and the laws of the State of Illinois.

SECTION 3

The District shall obtain from the Village motor vehicle fuel for the District's official vehicles by using the Village's refueling facilities located at the Village's Public Works site, 15655 S. Ravinia Avenue, Orland Park, Illinois, or at such other locations as may be designated by the Village. Such refueling shall be accomplished in accordance with procedures established from time to time by the Village and at the sole cost and liability of the District.

SECTION 4

The Village shall, on a monthly basis, report in writing to the District as to the fuel gallons consumed by the District. Such report shall be accompanied by a Village invoice detailing the charges to be paid by the District based upon the fuel consumed by the District and the Village's cost per gallon for such fuel. The invoice shall be paid by the District within twenty (20) days of the District's receipt thereof.

SECTION 5

This Agreement shall remain in full force and effect from the date hereof until it is terminated as provided for in this Section. Either party may terminate this Agreement upon delivery of a written notice to the other party at least 30 days before the intended termination date, which must coincide with the end of a calendar month. Such notice shall be either personally delivered or sent by certified mail, return receipt requested.

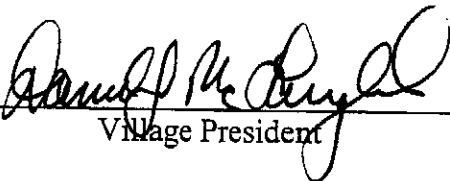
SECTION 6

This Agreement shall only be amended by a written instrument approved and signed by all parties hereto. Such amendment shall take effect immediately upon its execution.


SECTION 7

This Agreement shall be governed, interpreted and construed in accordance with the laws of the State of Illinois.

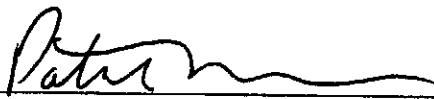
VILLAGE OF ORLAND PARK,
an Illinois municipal corporation

By: 
Village President


Attest:


Village Clerk

ORLAND FIRE PROTECTION DISTRICT

By: 
President

Attest:


Secretary

State of Illinois)
)
County of Cook) SS

SECRETARY'S CERTIFICATE

Patricia
I, Corcoran, the duly qualified and acting Secretary of the Board of Trustees of the
Orland Fire Protection District, Cook County, Illinois, do hereby state that attached hereto is a true
and correct copy of a Resolution entitled:

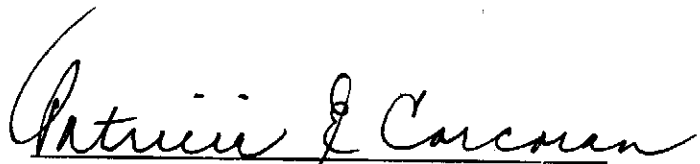
RESOLUTION NO. 2005-12

**A RESOLUTION AUTHORIZING THE ORLAND FIRE
PROTECTION DISTRICT TO ENTER INTO AN INTERGOVERNMENTAL
AGREEMENT WITH THE VILLAGE OF ORLAND PARK
CONCERNING FUELING FIRE MOTOR VEHICLES**

which Resolution was duly adopted by said Board of Trustees at a meeting held on the
28th day of September, 2005.

I do further certify that a quorum of said Board of Trustees was present at said meeting,
and that the Board complied with all requirements of the Illinois Open Meetings Act.

IN WITNESS WHEREOF, I have hereunto set my hand this 28th day of Sept., 2005.



Secretary, Board of Trustees
Orland Fire Protection District

**A RESOLUTION AUTHORIZING THE ORLAND FIRE
PROTECTION DISTRICT TO ENTER INTO AN INTERGOVERNMENTAL
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CONCERNING FUELING FIRE MOTOR VEHICLES**

WHEREAS, the Board of Trustees hereinafter (the "Board") of the Orland Fire Protection District, Cook County, Illinois, hereinafter (the "District") has the duty and authority to enter into intergovernmental agreements; and

WHEREAS, Article VII, Section 10 of the Illinois Constitution of 1970 authorizes units of local government to cooperate with each other in order to accomplish common goals and objectives; and

WHEREAS, 5 ILCS 220/3 entitled the "Intergovernmental Cooperation Act," provides that any power or powers, privilege or authority exercised or which may be exercised by a public agency may be exercised, transferred, combined and enjoyed jointly with any other public agency; and

WHEREAS, the District and the Village of Orland Park hereinafter (the "Village"), as units of local government, are both public agencies as defined by statute; and

WHEREAS, the Board has determined that it is in the best interest of the District to enter into an intergovernmental agreement with the Village for the purpose of coordinating fire investigations.

NOW THEREFORE, BE IT RESOLVED, by the Board of Trustees of the Orland Fire Protection District, Cook County, Illinois, as follows:

Section One: The President and Secretary of the Board are authorized to enter into an Intergovernmental Agreement with the Village in substantially the same form as the "Agreement" attached hereto and made a part hereof as Exhibit 1.


Section Two: This Resolution shall be in full force and effect upon its adoption and shall supersede any agreement, resolution, or motion in conflict with any part herein, any such agreement, resolution, or motion or part thereof is hereby repealed.

ADOPTED this 28th day of September, 2005 by a roll call vote as follows:

AYES: McGill, Corcoran, Katsenes, Cacciato, Maher

NAYS: NONE

ABSENT: NONE


Patrick Maher
Patrick Maher
President, Board of Trustees
Orland Fire Protection District

ATTEST:


Patricia J. Corcoran
Secretary, Board of Trustees
Orland Fire Protection District