

ORIGINAL

**AMENDED
INTERGOVERNMENTAL AGREEMENT BETWEEN THE VILLAGE OF
OAK PARK AND THE PARK DISTRICT OF OAK PARK**

This Amended Intergovernmental Agreement is entered into this _____ day of January 2006 by and between the Village of Oak Park, hereinafter referred to as the "Village," and the Park District of Oak Park, a park district incorporated under the laws of the State of Illinois and hereinafter referred to as the "Park District" and hereinafter referred to collectively as the "Parties."

WHEREAS, the Village and the Park District are committed to a working relationship that will enhance the Oak Park community, its citizens and the public which they collectively serve; and

WHEREAS, the Constitution of the State of Illinois, 1970, Article 7, Section 10, provides for intergovernmental cooperation and authorizes units of local government to obtain or share services and to exercise, combine or transfer any power or function in any manner not proscribed by law or ordinance and authorizes units of local government to use their credit revenues and other resources to pay costs and to service debt related to intergovernmental activities; and

WHEREAS, 5 ILCS 220/3 of the Intergovernmental Cooperation Act provides that any powers, privileges or authorities which may be exercised by an agency of this State may be exercised and enjoyed jointly with any other agency of this State and provides for appropriations and furnishings of

property, personnel and services and specifically authorizes
intergovernmental contracts and

WHEREAS, the Park District possesses the statutory power to
establish rules and regulations regarding the use of real property and
personal property that it owns or controls pursuant to Section 8-1(d) of the
Illinois Park District Code, 70 ILCS 1205/8-1(d); and

WHEREAS, the Village has established procedures for enforcement of
ordinances by Police Department personnel and Health Department Animal
Control Officers; and

WHEREAS, the Illinois Park District Code, 70 ILCS 1205/8-1(a,d)
authorizes and empowers the Park District to enter into an agreement with
the Village to provide for the enforcement of rules and regulations by the Oak
Park Police Department and Oak Park Health Department Animal Control
Officers with regard to the use of real property and personal property owned
by or controlled by the Park District which is located within the corporate
limits of the Village; and

WHEREAS, it is in the mutual interests of the Village and the Park
District to enter into this Agreement.

NOW, THEREFORE, in consideration of the foregoing and in
consideration of the parties' mutual understandings, promises, covenants and
agreements as set forth below, the parties agree as follows:


1. Each of the above recitals, in their entirety, are incorporated by reference herein as Section 1 of this Agreement.
2. The Parties agree that this amended agreement shall replace in its entirety the Intergovernmental Agreement entered into on April 21, 1993 between the Village and Park District.
3. The Village shall, by its sworn Police Department personnel and Health Department Animal Control Officers, have authority to prosecute in the Circuit Court of Cook County, Illinois, Park District ordinance violations using the same procedures as prosecutions for Village ordinance violations.
4. The Village shall receive as consideration for the expense of maintaining and using Police Department personnel and Health Department Animal Control personnel to enforce Park District ordinances, all fines paid to the Clerk of Circuit Court of Cook County, Illinois in prosecutions of Park District ordinances.
5. The Village shall maintain sole authority of its Police and Health Departments personnel and does not relinquish any authority to the Park District over the Police and Health Departments personnel.
6. The Park District shall reserve the authority to prosecute Park District ordinance by itself without the use of Village Police and/or Health Department personnel if it determines, in its sole discretion, that it is appropriate to do so.

7. The Park District shall hold the Village harmless for any action or omission to act in prosecution of Park District ordinances.

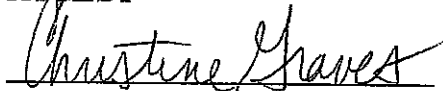
8. Both the Park District and the Village shall have the right to terminate this Agreement at any time with written notice of termination delivered to the corporate offices of the Park District or Village.

IN WITNESS WHEREOF, the Parties, pursuant to proper and necessary authorization, have executed this Agreement this ____ day of January 2006.

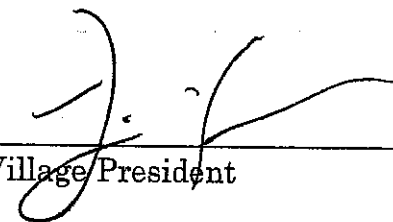
PARK DISTRICT OF OAK PARK

BY: 

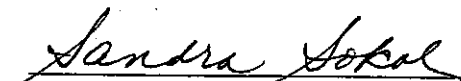
ATTEST:



VILLAGE OF OAK PARK

BY: 
Village President

ATTEST:


Village Clerk