

ORDINANCE NO. 9798-14

AN ORDINANCE APPROVING  
AN INTERGOVERNMENTAL AGREEMENT WITH CHAMPAIGN COUNTY AND THE  
CITY OF CHAMPAIGN

(Appointment to Housing Authority of Champaign County Board)

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF URBANA, ILLINOIS, as follows:

Section 1. That an Intergovernmental Agreement Between the City of Champaign, Illinois, The City of Urbana, Illinois and Champaign County, Illinois, in the form of the copy of said Agreement attached hereto and hereby incorporated by reference, be and the same is hereby authorized and approved.

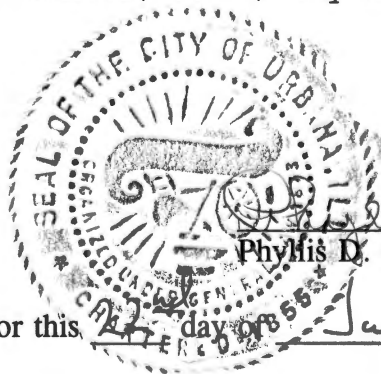
Section 2. That the Mayor of the City of Urbana, Illinois, be and the same is hereby authorized to execute and deliver and the City Clerk of the City of Urbana, Illinois, be and the same is hereby authorized to attest to said execution of said Agreement as so authorized and approved for and on behalf of the City of Urbana, Illinois.

PASSED by the City Council this 21st day of July, 1997.

AYES: Hayes, Huth, Kearns, Patt, Taylor, Whelan, Wyman

NAYS:

ABSTAINED:

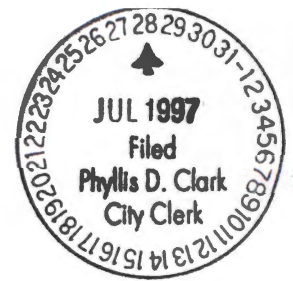


Phyllis D. Clark  
Phyllis D. Clark, City Clerk

APPROVED by the Mayor this 21st day of July, 1997.

Tod Satterthwaite  
Tod Satterthwaite, Mayor

**INTERGOVERNMENTAL AGREEMENT  
BETWEEN THE CITY OF CHAMPAIGN, ILLINOIS,  
THE CITY OF URBANA, ILLINOIS  
AND CHAMPAIGN COUNTY, ILLINOIS**



WHEREAS, the Governor has signed House Bill 1854 which amends the Housing Authority Act and the Housing Cooperation Law, and is now Public Act 89-351; and

WHEREAS, 310 ILCS 10/3 provides in part "... if a county has at least 170,000 but fewer than 500,000 inhabitants, according to the 1990 Federal Decennial Census, then the county board may, with respect to one or more Commissioners, cede powers of appointment, confirmation, and removal of those Commissioners to one or more municipalities within the county by intergovernmental agreement"; and

WHEREAS, Housing Authority facilities and activities take place primarily within the municipalities of Champaign and Urbana; and

WHEREAS, current appointments made by the County Board to the Housing Authority expire as follows:

July 31, 1997	Board Seat "A" - present Incumbent Don Flessner
July 31, 1998	Board Seat "B" - present Incumbent Randy Davis
July 31, 1999	Board Seat "C" - no Incumbent
July 31, 2000	Board Seat "D" - present Incumbent Jeannette Donaldson
July 31, 2001	Board Seat "E" - present Incumbent Patricia Stebbins

NOW, THEREFORE, it is agreed among the parties as follows:

Section 1. Powers of Appointment. After the effective date of this agreement, appointments to the Housing Authority of Champaign County Board are hereby ceded to the municipalities as follows:

**City of Champaign:** The Board position which expires July 31, 1997 (hereafter referred to as "Board Seat A")

**City of Urbana:** The Board position which expires July 31, 1999 (hereafter referred to as "Board Seat C")

**City of Champaign:** The Board position which expires July 31, 2000 (hereafter referred to as "Board Seat D")

**City of Urbana:** The Board position which expires July 31, 2001 (hereafter referred to as "Board Seat E")

The Board position which expires July 31, 1998 shall continue to be appointed by the County Board hereafter referred to as "Board Seat B".

Appointments to each Board Seat (A, B, etc.) following the original appointments shall be made by the appointing authority as designated in Section 1, and if a vacancy occurs in one of the initial appointments or subsequent to an appointment, the replacement for that Board member shall be made by the same municipality that has the authority to make the appointment. Appointments by municipalities shall be made in the matter provided for by the appointing entity.

Section 2. Confirmation. The confirmation of Commissioners shall be made in the manner provided by the appointing entity.

Section 3. Removal. Commissioners may be removed by the entity that has appointment powers with respect to that position pursuant to Section 1. The power to remove current members shall be made by the municipality entitled to appoint a successor. Therefore, powers of removal of present Commissioners shall be ceded by the County to the Mayors of the municipalities as follows:

Board Seat A - City of Champaign  
Board Seat C - City of Urbana  
Board Seat D - City of Champaign  
Board Seat E - City of Urbana

Board members may be removed by the municipalities in the manner provided by law by the appointing authority in accordance with the removal processes of the appointing authority.

Section 4. Champaign County Housing Development Corporation. The cities of Champaign and Urbana and the County of Champaign agree not to take any action attacking the legal existence and operating authority of the Champaign County Housing Development Corporation. The parties agree to work towards the transfer of ownership of the Cattle Bank, the administrative center of the Housing Authority at 102 East University Avenue, Champaign, Illinois to the Housing Authority.

Section 5. Effective Date. This agreement shall be effective as of 12:01 a.m., July 1, 1997 with respect to the County of Champaign and those municipalities which have approved this agreement by legislative action and executed this agreement prior to that date; the County of Champaign shall retain appointment, confirmation and removal powers over those positions which by the terms of this agreement would have been ceded to any one of the municipalities that have not approved of this agreement and executed it. After 12:01 a.m. on June 1, 1997, this agreement shall become effective as to any of the named municipalities which had not approved of it prior to that date, as of the date that such municipality signs this agreement.



IN WITNESS of this Agreement, the parties' agreement is witnessed by the signatures below.

**CITY OF CHAMPAIGN, ILLINOIS**

By: *Allen Carter*  
City Manager

Date: *July 11, 1997*

ATTEST: *Marilyn Z. Banks*  
City Clerk

APPROVED AS TO FORM FOR CITY:

*Bushie Woody*  
City Attorney

**CITY OF URBANA, ILLINOIS**

By: *Paul Nathert Luwate*  
Mayor

Date: *3/23/97*

ATTEST: *Phyllis D. Clark*  
City Clerk

APPROVED AS TO FORM FOR CITY:

*Jack Wauler*  
City Attorney

**COUNTY OF CHAMPAIGN, ILLINOIS**

By: *Charles B. Stewart*  
Chair

Date: *6/20/97*

ATTEST: *Mark Shekelen*  
County Clerk

APPROVED AS TO FORM:

*[Signature]*  
State's Attorney