

ORDINANCE NO. 1178-112921

**AN ORDINANCE APPROVING AN UPDATED EXHIBIT "A" TO
THE INTERGOVERNMENTAL AGREEMENT OF
THE "ILLINOIS VALLEY REGIONAL DISPATCH" ENTERED INTO BY THE
CITY OF OGLESBY, ILLINOIS, AS AN ORIGINAL MEMBER, RELATIVE TO
PAYMENT OF AN AMENDED SCHEDULE OF IVRD FEES, CHARGES AND COSTS
FOR THE CITY OF OGLESBY, LASALLE COUNTY, ILLINOIS**

WHEREAS, in 2016, the "Illinois Valley Regional Dispatch", an Illinois public agency, (also referred to as "IVRD"), was established pursuant to the adoption of an intergovernmental agreement entitled, "INTERGOVERNMENTAL AGREEMENT ENTERED INTO BY THE CITY OF LA SALLE, THE CITY OF MENDOTA, THE CITY OF OGLESBY, AND THE CITY OF PERU TO ESTABLISH AN INTERGOVERNMENTAL COOPERATIVE VENTURE KNOWN AS THE "ILLINOIS VALLEY REGIONAL DISPATCH" FOR THE OPERATION AND MAINTENANCE OF A COMBINED DISPATCH AND COMMUNICATION SYSTEM" (the "IVRD IGA"), for the purpose of creating, operating, maintaining and upgrading of a centralized, combined emergency services dispatch and communication system and related public safety answering point that includes 9-1-1 services and wireless E-911 services (the "Dispatch and Communication System" or "System" or the "IVRD PSAP"); and

WHEREAS, the City of La Salle, the City of Mendota, the City of Oglesby and the City of Peru are referred to as the "Original Members" of the IVRD; and

WHEREAS, pursuant to the applicable provisions of the IVRD IGA (Sections 1.4.7, 1.5, 6.3 and 14.1) and the adoption of a 2021 IVRD Ordinance, the Board of Directors of the IVRD have approved amendments to the initial versions of Exhibit "A" - Schedules of IVRD Fees, Charges and Costs payable by the active Original Members and the active Associate Members. The City's version of the updated Exhibit "A" is described below and attached to this Ordinance as Exhibit "1" and made a part hereof:

- A. Updated Exhibit "A"- Schedule of IVRD Fees, Charges and Costs Payable by Associate Member City of Oglesby.

WHEREAS, the Updated Exhibit "A" - Schedules of IVRD Fees, Charges and Costs contains the respective annual dollar amounts of the Services Fee Schedule (or Participation Fees) payable by the City for the following time periods:

- A. September 1, 2021 to August 31, 2022;
- B. September 1, 2022 to August 31, 2023;
- C. September 1, 2023 to August 31, 2024;
- D. September 1, 2024 to August 31, 2025;
- E. September 1, 2025 to August 31, 2026; and

WHEREAS, in order to continue to participate in the IVRD and receive the services of the IVRD Dispatch and Communication System, the Corporate Authorities of the City are required to vote in favor of the attached Updated Exhibit "A" - Schedules of IVRD Fees, Charges and Costs by approving this Ordinance. The attached Updated Exhibit "A" - Schedules of IVRD Fees, Charges and Costs will be automatically incorporated by reference into the IVRD IGA, as a mutually agreed to written amendment to the IVRD IGA, upon approval by the Corporate Authorities of the City of this Ordinance; and

WHEREAS, the Corporate Authorities of the City of Oglesby find that it is in their best interests to approve the attached Updated Exhibit "A" - Schedules of IVRD Fees, Charges and Costs. The Corporate Authorities of the City are authorized, under the applicable provisions of Article VII, Section 10 of the 1970 Illinois Constitution, the Intergovernmental Cooperation Act (5 ILCS 220) and the applicable provisions of the Emergency Telephone System Act (50 ILCS 750), Fire Protection District Act (70 ILCS 705) and the Illinois Municipal Code (65 ILCS 5/), the Prepaid Wireless 9-1-1 Surcharge Act (50 ILCS 753), the Department of State Police Law (20 ILCS 2605-52 (Office of Statewide 9-1-1 Administrator)) and the applicable provisions of the Illinois Administrative Code (83 Ill. Admin. Code. § 725.200(i)) to approve and enter into the attached Updated Exhibit "A" - Schedules of IVRD Fees, Charges and Costs.

BE IT ORDAINED BY THE CORPORATE AUTHORITIES OF THE CITY OF OGLESBY, LA SALLE COUNTY, ILLINOIS, AS FOLLOWS:

SECTION 1: Each Whereas paragraph above is incorporated by reference into this Section 1 and made a part hereof as material and operative provisions of this Ordinance.

SECTION 2: The Corporate Authorities of the City of Oglesby, La Salle County, Illinois approve of the attached document entitled "Updated Exhibit "A"- Schedule of IVRD Fees, Charges and Costs Payable by Original Member City of Oglesby", a copy of which is attached hereto as Exhibit "1" and made a part hereof. The Corporate Authorities also authorize and approve the appropriation and transmittal of the financial payments to the IVRD that come due under the IVRD IGA, as amended by the Updated Exhibit "A"- Schedule of IVRD Fees, Charges and Costs, and further authorize and direct the City officials and City staff to take all actions as are necessary to comply with the City's applicable obligations under the IVRD IGA, as amended.

SECTION 3: The Corporate Authorities also authorize and direct the Mayor and City Clerk, or their designees, to execute this Ordinance and such other documents as are necessary to fulfill all of the City's applicable obligations under the IVRD IGA, as amended. The City Clerk shall transmit a certified copy of this Ordinance to the IVRD Board of Directors within ten (10) calendar days of approval of this Ordinance.

SECTION 4: This Ordinance shall be in full force and effect from and after its passage, approval and publication as provided by State law.

ADOPTED this 29th day of November, 2021, pursuant to a roll call vote as follows:

AYES: Commissioners Argubright, Lijewski & Curran, Mayor Rivara

NAYS: _____

ABSENT: Commissioner Cullinan

APPROVED this 29th day of November, 2021, by the Mayor of the City of Oglesby, and attested by the City Clerk, on the same day.

Name: Dominic Rivara
Mayor

ATTEST:

Amy L. Eitutis
Name: Amy A. Eitutis
City Clerk

This Ordinance was published by me in pamphlet form on the 29th day of November, 2021.

Amy A. Eitutis
City Clerk

Exhibit "1"

Updated Exhibit "A"

**Schedule of IVRD Fees, Charges and Costs Payable by
Original Member - City of Oglesby**

Annual Service Fee Schedule:

- September 1, 2021 to August 31, 2022: \$80,550.40
- September 1, 2022 to August 31, 2023: \$83,557.12
- September 1, 2023 to August 31, 2024: \$86,526.72
- September 1, 2024 to August 31, 2025: \$89,533.44
- September 1, 2025 to August 31, 2026: \$92,503.04

Annual Service Fee (or Participation Fees) is payable in monthly installments on the last day of each month.

NOTE: The above Schedule of Fees, Charges and Costs is not an exhaustive list of fees, charges and costs that may be assessed on an Original Member. Pursuant to the IVRD IGA, the Board of the IVRD, in its discretion and based on information provided by the Treasurer or any IVRD financial consultant, has the authority to impose additional or supplemental fees, charges and costs on any Original Member in order to operate, maintain and upgrade the IVRD Dispatch and Communication System and employ adequate personnel to operate the System.

This Updated Exhibit "A" was approved by the Corporate Authorities of the City of Oglesby, LaSalle County, Illinois by passage of Ordinance No. ~~1178-1129-21~~ on November 29, 2021, and further approved by the Board of Directors of the IVRD by passage of Ordinance No. 1 on 11-29 2021.

1178-1129-21

This Updated Exhibit "A" is incorporated by reference into the INTERGOVERNMENTAL AGREEMENT ENTERED INTO BY THE CITY OF LA SALLE, THE CITY OF MENDOTA, THE CITY OF OGLESBY, AND THE CITY OF PERU TO ESTABLISH AN INTERGOVERNMENTAL COOPERATIVE VENTURE KNOWN AS THE "ILLINOIS VALLEY REGIONAL DISPATCH" FOR THE OPERATION AND MAINTENANCE OF A COMBINED DISPATCH AND COMMUNICATION SYSTEM" (the "IVRD IGA").

STATE OF ILLINOIS)
) SS
COUNTY OF LA SALLE)

CLERK'S CERTIFICATE

I, AMY EITUTIS, City Clerk of the City of Oglesby, in the County of La Salle and State of Illinois, certify that the attached document is a true and correct copy of that certain Ordinance now on file in my Office, and is entitled:

ORDINANCE NO. 1178-1129-21

**AN ORDINANCE APPROVING AN UPDATED EXHIBIT "A" TO
THE INTERGOVERNMENTAL AGREEMENT OF THE
"ILLINOIS VALLEY REGIONAL DISPATCH" ENTERED INTO BY THE
CITY OF OGLESBY, ILLINOIS, AS AN ORIGINAL MEMBER, RELATIVE TO
PAYMENT OF AN AMENDED SCHEDULE OF IVRD FEES, CHARGES AND COSTS**

which Ordinance was passed by a roll call vote of the Corporate Authorities of the City of Oglesby at an open City Council Meeting on the 29th day of November, 2021, at which meeting a quorum was present, and approved by the President of the Corporate Authorities of the City on the 29th day of November, 2021.

I further certify that the vote on the question of the passage of said Ordinance by the Corporate Authorities of the City of Oglesby was taken by Ayes and Nays and recorded in the minutes of the Corporate Authorities of the City of Oglesby, and that the result of said vote was as follows, to-wit:

AYES: Commissioners: Coughright, Szymanski & Curran & Mayor Rivara
NAYS: _____
ABSENT: Commissioner Curran

I do further certify that the original Ordinance, of which the foregoing is a true copy, is entrusted to my care for safekeeping, and that I am the lawful keeper of the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the City of Oglesby, this 29th day of November, 2021.



Amy D. Eitutis
City Clerk