

RESOLUTION NO. 2019-11

**A RESOLUTION APPROVING AND AUTHORIZING EXECUTION OF
USEPA BROWNFIELD REVOLVING LOAN FUND COALITION -
MEMORANDUM OF AGREEMENT BETWEEN COOK COUNTY AND
THE VILLAGES OF BELLWOOD, FRANKLIN PARK, MAYWOOD, AND SCHILLER PARK**

(USEPA Brownfield Revolving Loan Fund Grant Program)

WHEREAS, the President and Board of Trustees of the Village of Maywood (the "Village") desire to enter into a USEPA Brownfield Revolving Loan Fund Coalition - Memorandum of Agreement Between Cook County and the Villages of Bellwood, Franklin Park, Maywood, and Schiller Park ("MOA") relative to the USEPA Brownfield Revolving Loan Fund ("RLF") Grant Program. A copy of the MOA is attached hereto as **Exhibit "1"** and made a part hereof; and

WHEREAS, Cook County has received \$750,000.00 from the United States Environmental Protection Agency ("USEPA") to offer developers low to no interest loans for the clean-up of Brownfield sites. The USEPA Brownfield RLF Grant Program assists the municipalities with identifying, assessing and registering Brownfield sites; and

WHEREAS, the attached MOA outlines the roles and responsibilities of the members of the USEPA Brownfield Revolving Loan Fund Coalition, namely Cook County and the Villages of Bellwood, Franklin Park, Maywood, and Schiller Park (collectively the "Coalition"). The Village's approval of the MOA is required pursuant to the USEPA Brownfield RLF Grant Program terms and conditions; and

WHEREAS, the President and Board of Trustees of the Village of Maywood, a home rule Illinois municipal corporation, have the authority to enter into the attached Memorandum of Agreement pursuant to their home rule powers as provided by Article VII, Sections 6 and 10(a) of the Illinois Constitution of 1970, and the Intergovernmental Cooperation Act (5 ILCS 220/1 *et seq.*), and find that entering into the attached MOA is in the best interests of the Village.

NOW, THEREFORE, BE IT RESOLVED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF MAYWOOD, ILLINOIS, PURSUANT TO ITS HOME RULE POWERS AS PROVIDED BY ARTICLE VII, SECTIONS 6 AND 10(a) OF THE ILLINOIS CONSTITUTION OF 1970, AND THE INTERGOVERNMENTAL COOPERATION ACT (5 ILCS 220/1 *et seq.*), 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 Resolution.

SECTION 2: The President and Board of Trustees of the Village of Maywood approve entering into the USEPA Brownfield Revolving Loan Fund Coalition - Memorandum of Agreement Between Cook County and the Villages of Bellwood, Franklin Park, Maywood, and

Schiller Park, a copy of the Memorandum of Agreement being attached hereto as **Exhibit "1"** and made a part hereof. The Board of Trustees further authorize and direct the Village President and the Village Clerk, or their designees, to execute and deliver the Agreement, which may contain certain non-substantive and non-financial modifications that are approved by the Village Attorney, and all other instruments and documents that are necessary to fulfill the Village's obligations under the Memorandum of Agreement. The President and Board of Trustees of the Village of Maywood further authorize the payment of all costs that are necessary to fulfill the Village's obligations under the Memorandum of Agreement.

ADOPTED this 9th day of April, 2019, pursuant to a roll call vote as follows:

AYES: Mayor Perkins, Trustee(s) H. Yarbrough, I. Brandon, A. Sanchez, K. Wellington and M. Lightford

NAYS: None

ABSENT: Trustee R. Rivers

APPROVED this 10th day of April, 2019, by the Village President of the Village of Maywood, and attested by the Village Clerk, on the same day.

Edwenna Perkins, Village President

ATTEST:

Viola Mims, Village Clerk

EXHIBIT "1"

**USEPA BROWNFIELD REVOLVING LOAN FUND COALITION -
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THE VILLAGES OF BELLWOOD, FRANKLIN PARK, MAYWOOD, AND SCHILLER PARK**

(attached)

BROWNFIELDS REVOLVING LOAN FUND COALITION

MEMORANDUM OF AGREEMENT

**BETWEEN COOK COUNTY AND THE VILLAGES OF BELLWOOD, FRANKLIN PARK,
MAYWOOD, AND SCHILLER PARK**

This Memorandum of Agreement (MOA) related to U.S. Environmental Protection Agency (USEPA) Cooperative Agreement (CA) No. BF00E02268 documents the roles and responsibilities of the Coalition comprised of Cook County Department of Environment and Sustainability (CCDES) and the Villages of Bellwood, Franklin Park, Maywood, and Schiller Park. This Coalition was formed to apply for a USEPA Brownfields Revolving Loan Fund (RLF) grant, which will support remediation of contaminated sites. The MOA is required per the USEPA Brownfields RLF Grant Terms and Conditions.

1. On April 30, 2018, USEPA awarded the CA to CCDES, the Lead Coalition Member. The grant period is October 1, 2018 through September 30, 2023. CCDES is responsible for management of the CA and compliance with the statutes, regulations, and terms and conditions of the award, and ensuring that all members of the Coalition are in compliance with the terms and conditions.
2. The Coalition members are CCDES and the Villages of Bellwood, Franklin Park, Maywood, and Schiller Park. The contact information for the members is as follows:
 - a. CCDES – Kevin Schnoes, kevin.schnoes@cookcountyil.gov, 312-603-8214
 - b. Bellwood – Tonita LeShore, tleshore@vil.bellwood.il.us, 708-202-0312
 - c. Franklin Park – John Schneider, jschneider@vofp.com, 847-671-8300
 - d. Maywood – Angela Smith, ASmith@maywood-il.org, 708-450-6351
 - e. Schiller Park - Marjorie Manchen, MManchen@schillerparkil.us, 847-678-2550
3. It is the responsibility of CCDES to provide timely information to the other Coalition members regarding the management of the CA and any changes that may be made to the CA over the period of performance.
4. Activities funded through the CA will include marketing/community involvement, borrower selection and loan agreement, and site cleanup and monitoring. The Coalition will work with a qualified environmental professional (QEP) procured by CCDES to conduct or assist with activities funded through the CA.
5. CCDES will procure a QEP in compliance with 40 CFR 31.36 and county regulations. CCDES will issue a Request for Proposals and will be the entity responsible for the receipt of proposals and award of a contract.

6. CCDES, with the assistance of the QEP, will conduct a technical review of an RLF cleanup loan proposal to ensure compliance with state and federal regulations, and determine the feasibility of the proposed budget.
7. Upon approval of the technical review, the Coalition will utilize a representative from each of the Coalition partners and 3 members of the Financial Tools and Incentives Subcommittee of the Cook County Economic Development Advisory Committee (EDAC) as its Revolving Loan Fund Committee (RLFC) to review and approve the RLF application.
8. CCDES is responsible for ensuring that activities described in the CA workplan are implemented in accordance with the designated schedule.

Agreed:

Cook County Department of Environment and Sustainability

Bellwood

Franklin Park

Maywood

Schiller Park

STATE OF ILLINOIS)
) SS
COUNTY OF COOK)

CLERK'S CERTIFICATE

I, Viola Mims, Clerk of the Village of Maywood, in the County of Cook and State of Illinois, certify that the attached document is a true and correct copy of that certain Resolution now on file in my Office, entitled:

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(USEPA Brownfield Revolving Loan Fund Grant Program)

which Resolution was passed by the Board of Trustees of the Village of Maywood at a Village Board Meeting on the 9th day of April, 2019, at which meeting a quorum was present, and approved by the President of the Village of Maywood on the 9th day of April, 2019.

I further certify that the vote on the question of the passage of said Resolution by the Board of Trustees of the Village of Maywood was taken by Ayes and Nays and recorded in the minutes of the Board of Trustees of the Village of Maywood, and that the result of said vote was as follows, to-wit:

AYES: Mayor Perkins, Trustee(s) H. Yarbrough, I. Brandon, A. Sanchez, K. Wellington and M. Lightford

NAYS: None

ABSENT: Trustee R. Rivers

I do further certify that the original Resolution, 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 Village of Maywood, this 10th day of April, 2019.

Viola Mims, Village Clerk

[SEAL]