

**DEBRA D. MING MENDOZA
COUNTY CLERK OF MADISON COUNTY
EDWARDSVILLE, ILLINOIS**

**AGENDA
MADISON COUNTY BOARD
SEPTEMBER 16, 2015**

To the Members of the Madison County Board:

The following is the Agenda for the County Board Meeting on Wednesday, September 16, 2015.

A. APPOINTMENTS:

1. New Douglas Fire Protection District
 - a. Jeffrey Lesicko is recommended for reappointment to a new three year term.
2. Northeast Central County Public Water District
 - a. Keith Kraner is recommended for appointment to the unexpired term of Jerrett J. Fagan, Jr., who has resigned.

B. FINANCE AND GOVERNMENT OPERATIONS COMMITTEE:

1. Summary Report of Claims and Transfers.
2. Immediate Emergency Appropriation-2016 IL DCFS Grant.
3. Resolution Approving Construction Contracts for the Southwestern Illinois Flood Prevention Council.
4. An Ordinance Approving the Issuance of Southwestern Illinois Flood Prevention District Council Sales Tax Revenue Bonds.
5. Resolution Approving the Madison County Flood Prevention District and the Southwestern Illinois Flood Prevention Council Fiscal Year 2016 Budget and Annual Report.

C. GRANTS COMMITTEE:

1. Resolution Authorizing Home Program Funds to Justine Petersen Housing and Reinvestment Corp.
2. A Resolution Authorizing the Submission of the 2016 Community Services Block Grant Program Grant Application for the County of Madison.
3. Resolution Authorizing Home a Public Infrastructure Loan to America's Central Port.
4. A Resolution Authorizing Increase in PEP Funds for Alhambra Township.

D. PLANNING AND DEVELOPMENT COMMITTEE:

1. Zoning Resolutions.

E. REAL ESTATE TAX CYCLE COMMITTEE:

1. Property Trustee Resolution.

F. NEW BUSINESS:

- 1.

G. MISCELLANEOUS:

1. Monthly Report of County Clerk, Circuit Clerk, Recorder, Sheriff, Treasurer, and Coroner.
2. 3rd Quarter Auditors Report.
3. Public Comment

Appointment Recommendations for August, 2015 County Board Meeting

New Douglas Fire Protection District

Jeffrey Lesicko is recommended for reappointment to a new three year term.

Northeast Central County Public Water District

Keith Kraner is recommended for appointment to the unexpired term of Jerrett J. Fagan, Jr., who has resigned

**SUMMARY REPORT OF
CLAIMS AND TRANSFERS
August**

Mr. Chairman and Members of the
County Board:

Submitted herewith is the Claims and Transfers Report for the month of August 2015
requesting approval.

	Payroll <u>8/14/2015, 8/28/2015</u>	Claims <u>9/16/2015</u>
GENERAL FUND	\$ 2,421,050.96	\$ 565,068.22
SPECIAL REVENUE FUND	1,227,716.25	5,186,459.72
DEBT SERVICE FUND	0.00	0.00
CAPITAL PROJECT FUND	0.00	116,683.69
ENTERPRISE FUND	56,222.65	242,303.26
INTERNAL SERVICE FUND	27,360.01	1,138,911.97
COMPONENT UNIT	0.00	3,700.00
	_____	_____
GRAND TOTAL	<u><u>\$ 3,732,349.87</u></u>	<u><u>\$ 7,253,126.86</u></u>

s/ Rick Faccin
Madison County Auditor

s/ Jack Minner		_____
s/ Michael Holliday, Sr.		_____
s/ Ann Gorman		_____
s/ Kelly Tracy		_____
s/ Larry Trucano		_____
s/ Jamie Goggin		_____
Finance & Gov't Operations Committee		_____

IMMEDIATE EMERGENCY APPROPRIATION

WHEREAS, the Fiscal Year 2015 Budget for the County of Madison has been duly adopted by the County Board; and,

WHEREAS, subsequent to the adoption of said budget, the Madison County Child Advocacy Center has received a grant from the Illinois Department of Children and Family Services for the purpose of providing continued funding for the administrative costs of the Child Advocacy Center; and,

WHEREAS, the Illinois Department of Children and Family Services has authorized funds in the amount of \$72,936, with the County providing no additional match funds; and

WHEREAS, the agreement provides a grant period of July 1, 2015, through June 30, 2016, any amount not expended in Fiscal Year 2015 will be re-appropriated for the remaining grant period in Fiscal Year 2016;

NOW, THEREFORE, BE IT RESOLVED by the County Board of the County of Madison that pursuant to Chapter 55, Section 5/6 - 1003, Illinois Compiled Statutes that this immediate emergency appropriation be hereby adopted whereby the Fiscal Year 2015 Budget for the County of Madison be increased by \$72,936 in the account established as 2016 Child Advocacy Center - Illinois DCFS Grant.

Respectfully submitted,

s/ Jack Minner

s/ Michael Holliday, Sr.

s/ Ann Gorman

s/ Kelly Tracy

s/ Larry Trucano

s/ Jamie Goggin

Finance & Gov. Operations Committee

**RESOLUTION APPROVING CONSTRUCTION CONTRACTS FOR THE SOUTHWESTERN
ILLINOIS FLOOD PREVENTION COUNCIL**

WHEREAS, the Southwestern Illinois Flood Prevention District was created in accordance with the Flood Prevention District Act for the purpose of performing emergency levee repair and flood prevention; and

WHEREAS, 70 ILCS 750/50 requires the County Board approve of all construction contracts of more than \$10,000; and

WHEREAS, construction contracts are recommended for approval by the Southwestern Illinois Flood Prevention District Council Board of Commissioners.

NOW, THEREFORE BE IT RESOLVED by the County Board of the County of Madison, Illinois that the attached construction contracts, and contract modifications, be hereby approved.

Respectfully submitted,

s/ Jack Minner

s/ Michael Holiday, Sr.

s/ Ann Gorman

s/ Larry Trucano

s/ Jamie Goggin

s/ Kelly Tracy

Finance and Government Operations Committee

Attachment “A”

Summary of Change Order for Bid Package # 6

Project Location: Prairie du Pont and Fish Lake Levee Districts, Monroe and St. Clair Counties

Project Description: Improvements to the Prairie du Pont and Fish Lake Levee Districts – Under Seepage Controls

Change Order - \$9,115.83 – Emergency action work – high river elevations.

Change Order Description: This change was for time and materials incurred to take emergency action for the high river elevations in June, 2015.

Change Order - \$29,097.93 - Increase in Contract for Piezometer modifications.

Change Order Description: This change order provides for field adjustments that required the modification of three Piezometers, the addition of two Piezometers, and the abandonment of three Piezometers.

Change Order - \$14,496.25 – Modification of Collector Pipe.

Change Order Description: A collector pipe modification is required to accommodate the concrete headwall structure that it is in conflict with.

Summary of Change Order for Bid Package #3

Project Location: Wood River Levee District, Madison County

Project Description: Improvements to the Wood River Levee system – Under Seepage Controls

Change Order: \$6,825 – Additional Insurance Coverage – Union Pacific Railroad

Change Order Description: The contractor is required to purchase special insurance coverage as a condition of performing work on Union Pacific Railroad right of way.

Change Order: \$28,950 – Pilot Hole Drilling

Change Order Description: Field modification for pilot hole drilling based on actual field conditions.

ORDINANCE NO. 2015-_____

AN ORDINANCE approving the issuance by the Southwestern Illinois Flood Prevention District Council, Madison, St. Clair and Monroe Counties, Illinois, of not to exceed \$100,000,000 Flood Prevention District Council Sales Tax Revenue Bonds, Series 2015, of the Council; the execution and delivery of an amendment to the existing intergovernmental agreement among the County of Madison, Illinois, the Madison County Flood Prevention District, Madison County, Illinois, and said Council related thereto; the authorization of the continued intercept of all revenues from said County's flood prevention retailers' occupation tax and flood prevention service occupation tax, in connection with said issuance of bonds; and related matters.

* * *

WHEREAS, The County of Madison, Illinois (the "*County*"), is a duly organized and validly existing unit of local government created under the provisions of the laws of the State of Illinois, and is now operating under the provisions of the Counties Code of the State of Illinois, and all laws amendatory thereof and supplementary thereto; and

WHEREAS, the County Board of the County (the "*County Board*"), pursuant to the Flood Prevention District Act, 70 ILCS 750, et seq., as amended (the "*Act*"), has heretofore declared an emergency and created the Madison County Flood Prevention District, Madison County, Illinois (the "*District*"), for the purpose of performing emergency levee repair and flood prevention in order to prevent the loss of life or property (the "*Project*"); and

WHEREAS, the District is a duly organized and validly existing unit of local government created under the provisions of the laws of the State of Illinois, and is now operating under the provisions of the Act, and all laws amendatory thereof and supplementary thereto; and

WHEREAS, the Board of Commissioners of the District (the "*Board of Commissioners*") has been duly appointed by the Chairman of the County Board; and

WHEREAS, the Board of Commissioners has determined that an emergency situation exists regarding levee repair or flood prevention within the District and the County; and

WHEREAS, the County Board has confirmed the determination of the Board of Commissioners that an emergency situation exists; and

WHEREAS, the County Board has imposed a flood prevention retailers' occupation tax and a flood prevention service occupation tax pursuant to the Act (together, the "*Flood Prevention District Sales Taxes*"); and

WHEREAS, the Board of Commissioners has determined that it is advisable, necessary and in the best interests of the County and the District to perform emergency levee repair and flood protection, within or outside of the District's corporate limits as permitted by the Act; and

WHEREAS, subject to and in accordance with the provisions of the Act, the District is authorized to issue revenue bonds for the purpose of providing funds to pay the cost of the Project, such revenue bonds being payable from revenues received from the Flood Prevention District Sales Taxes and from any other revenue sources available to the District; and

WHEREAS, pursuant to the authority granted by Article VII, Section 10(a) of the Constitution of the State of Illinois and the Intergovernmental Cooperation Act, 5 ILCS 220/1, et seq., as amended, the District has entered into an Intergovernmental Agreement to Finance, Design, and Manage the Rebuilding of the Levee Systems in Southwestern Illinois dated as of June 11, 2009 (as now or hereafter amended, the “*District/Council Intergovernmental Agreement*”) with the St. Clair County Flood Prevention District, St. Clair County, Illinois, and the Monroe County Flood Prevention District, Monroe County, Illinois (collectively, the “*Districts*”), to finance, design, construct, manage and oversee the Project; and

WHEREAS, the Act provides that the Districts may join together through an intergovernmental cooperation agreement to provide any services described in the Act, to construct, reconstruct, repair or otherwise provide any facilities described in the Act either within or outside of each District’s corporate limits, to issue bonds, notes or other evidences of indebtedness, to pledge the sales taxes imposed pursuant to the Act to the obligations of any other District, and to exercise any other power authorized by the Act; and

WHEREAS, pursuant to the District/Council Intergovernmental Agreement there has been created the Southwestern Illinois Flood Prevention District Council, Madison, St. Clair and Monroe Counties, Illinois (the “*Council*”), to coordinate the financing, design, construction, management and oversight of the Project; and

WHEREAS, the Council has heretofore issued (a) its Flood Prevention District Council Sales Tax Revenue Bonds, Series 2010A in the amount of \$64,015,000, (b) its Taxable Flood Prevention District Council Sales Tax Revenue Bonds, Series 2010B (Build America Bonds) in the amount of \$9,050,000 and (c) its Taxable Flood Prevention District Council Sales Tax Revenue Bonds, Series 2010C (Recovery Zone Economic Development Bonds) in the amount of \$21,130,000 (collectively, the “*Series 2010 Bonds*”) to pay a portion of the costs of the Project; and

WHEREAS, the remaining cost of the Project, including engineering, legal, financial, bond discount, printing and publication costs, capitalized interest, bond reserve and other expenses, is estimated to be not less than \$100,000,000, and there are insufficient funds on hand and lawfully available to pay such costs; and

WHEREAS, it is necessary and for the best interests of the County and the District that the Project be completed and in order to raise a portion of the funds required for such purpose it will be necessary for the Council to borrow at this time an amount not to exceed \$100,000,000; and

WHEREAS, it is in the best interest of the County and the District that the Council issue at this time (i) its Flood Prevention District Council Sales Tax Revenue Bonds, Series 2015 (the “*Series 2015 Senior Bonds*”) and (ii) its Flood Prevention District Council Subordinate Sales Tax Revenue Bonds, Series 2015 (the “*Series 2015 Subordinate Bonds*”) and, collectively with the Series 2015 Senior Bonds, the “*Series 2015 Bonds*”), in an aggregate principal amount of not to exceed \$100,000,000, for the Project; and

WHEREAS, before the Council may issue the Series 2015 Bonds it is required by the Act to submit a request to the County Board and the Board of Commissioners for approval of the issuance of the Series 2015 Bonds; and

WHEREAS, the Council has requested that the County Board and the Board of Commissioners approve the issuance of the Series 2015 Bonds; and

WHEREAS, in order to provide credit enhancement for the Series 2010 Bonds, the Series 2015 Bonds and other bonds issued by the Council pursuant to the Senior Indenture or the Subordinate Indenture (each as defined herein) (the “*Subsequent Bonds*” and, collectively with the Series 2010 Bonds and the Series 2015 Bonds, the “*Bonds*”), it is in the best interest of the County, the District and the Council to enter into an amendment to the existing intergovernmental agreement among the County, the District and the Council providing for the continued direct deposit of the Flood Prevention District Sales Taxes with a trustee for the payment of the Bonds; and

WHEREAS, the County Board has determined that it is in the best interest of the citizens of the County for the Council to undertake the Project and issue the Bonds with assistance from the County as described herein;

NOW, THEREFORE, BE IT ORDAINED by the County Board of The County of Madison, Illinois, as follows:

Section 1. Definitions. The following words and terms used in this ordinance shall have the following meanings unless the context or use clearly indicates another or different meaning is intended:

“*Act*” is defined in the preambles.

“*Authorized Officer*” means the Chairman or the County Clerk or any other individual appointed by the County Board to act as an authorized officer hereunder.

“*Board of Commissioners*” is defined in the preambles.

“*Bond Resolution*” means the resolution of the Council, providing for the issuance of the Series 2015 Bonds, in substantially the form attached hereto as *Exhibit A*.

“*Bonds*” is defined in the preambles.

“*Chairman*” means the Chairman of the County Board.

“*Comptroller*” means the Comptroller of the State.

“*Council*” is defined in the preambles.

“*Council Sales Tax Fund*” shall have the meaning set forth in the County/Council Intergovernmental Agreement.

“*Counties*” means the County, The County of St. Clair, Illinois, and The County of Monroe, Illinois.

“*County*” is defined in the preambles.

“*County Board*” is defined in the preambles.

“*County Clerk*” means the County Clerk of the County and ex-officio Clerk of the County Board.

“*County Flood Prevention Occupation Tax Fund*” means the special fund known as the St. Clair County, Illinois, Flood Prevention Occupation Tax Fund established by the County pursuant to Section 25(j) of the Act.

“*County/Council Intergovernmental Agreement*” means the Intergovernmental Agreement dated as of November 23, 2010 among the County, the District and the Council, as amended by the First Supplement to Intergovernmental Agreement.

“*Department*” means the Department of Revenue of the State.

“*Debt Reform Act*” means the Local Government Debt Reform Act of the State of Illinois, as amended.

“*District*” is defined in the preambles.

“*District/Council Intergovernmental Agreement*” is defined in the preambles.

“*First Supplement to Intergovernmental Agreement*” means the First Supplement to Intergovernmental Agreement in substantially the form attached hereto as *Exhibit B*.

“*First Supplemental Indenture*” means the First Supplemental Indenture of Trust by and between the Council relating to the Senior Indenture.

“*Flood Prevention District Revenues*” means (a) the Flood Prevention District Sales Taxes and (b) any other revenues of the Districts and the Council which are permitted to be used to pay debt service on Bonds.

“*Flood Prevention District Sales Taxes*” means the Flood Prevention District Retailers’ Occupation Tax and the Flood Prevention District Service Occupation Tax imposed by the County pursuant to Section 25 of the Act and any substitute therefor as provided by the State in the future.

“*Ordinance*” means this Ordinance as originally adopted and as the same may from time to time be amended or supplemented in accordance with the terms hereof.

“*Project*” is defined in the preambles.

“*Senior Indenture*” means the Indenture of Trust by and between the Council and the Trustee, relating to the Series 2010 Bonds and the Series 2015 Senior Bonds, as amended by the First Supplemental Indenture.

“*Series 2010 Bonds*” is defined in the preambles.

“*Series 2015 Bonds*” is defined in the preambles.

“*Series 2015 Senior Bonds*” is defined in the preambles.

“*Series 2015 Subordinate Bonds*” is defined in the preambles.

“*State*” means the State of Illinois.

“*Subordinate Indenture*” means the Subordinate Indenture of Trust by and between the Council and the Trustee, relating to the Series 2015 Subordinate Bonds.

“*Subsequent Bonds*” is defined in the preambles.

“*Treasurer*” means the Treasurer of the State.

“*Trustee*” means UMB Bank, N.A., St. Louis, Missouri, as bond registrar, paying agent and trustee for the Bonds, and successors and assigns.

Section 2. Incorporation of Preambles. The County Board hereby finds that all of the recitals contained in the preambles to this Ordinance are full, true and correct and does incorporate them into this Ordinance by this reference.

Section 3. Approval of Series 2015 Bond Issuance. The issuance of the Series 2015 Bonds by the Council is hereby approved, in accordance with the terms set forth in the form of Bond Resolution, the Senior Indenture (including the First Supplemental Indenture) and the Subordinate Indenture.

Section 4. First Supplement to Intergovernmental Agreement. The First Supplement to Intergovernmental Agreement and all the terms thereof is hereby approved, and the Chairman is hereby authorized and directed to execute the First Supplement to Intergovernmental Agreement in the name of the County, and such execution shall be attested by the County Clerk.

Section 5. Continued Pledge of Flood Prevention District Sales Taxes. Pursuant to Section 13 of the Debt Reform Act, the County has pledged and hereby reaffirms its continued pledge of the Flood Prevention District Sales Taxes to its obligations under the County/Council Intergovernmental Agreement (as amended by the First Supplement to Intergovernmental Agreement), and used to provide revenues to pay the principal of, and interest on, if any, and other fees related to, the Bonds, including the Series 2015 Senior Bonds and the Series 2015 Subordinate Bonds, and the Subsequent Bonds, and this Ordinance shall constitute a direction to the Comptroller and the Treasurer to pay the Flood Prevention District Sales Taxes from the Department, the Comptroller or the Treasurer as the case may be to the Trustee, on behalf of the County, to pay the Bonds, including the Series 2015 Senior Bonds and the Series 2015 Subordinate Bonds, and the Subsequent Bonds.

The Department, the Comptroller and the Treasurer, as applicable, are hereby directed to, unless otherwise notified as provided herein, for the period during which any of the Bonds, including the Series 2015 Senior Bonds and the Series 2015 Subordinate Bonds, or the Subsequent Bonds are outstanding, withhold the payment of the Flood Prevention District Sales Taxes which may be available, due or payable to the County and pay the Flood Prevention District Sales Taxes directly to the Trustee. This Ordinance shall constitute a further direction to the Comptroller to cause orders to be drawn and to the Treasurer to make payment thereof, as set forth in *Exhibit C* attached to and made a part of this Ordinance. The County will not, without the prior written consent of the Council and each of the Districts, pledge, encumber or otherwise grant a lien, security interest or charge on the Flood Prevention District Sales Taxes due to the County prior to or on a parity with the pledge granted by this Ordinance. If at any time the Trustee notifies the Comptroller in writing that it has received Flood Prevention District Revenues sufficient to pay all debt

service on the Bonds, including the Series 2015 Senior Bonds and the Series 2015 Subordinate Bonds, and the Subsequent Bonds, the Comptroller shall pay the Flood Prevention District Sales Taxes directly to the County, without any withholding, as if they were not pledged revenues pursuant to Section 13 of the Debt Reform Act. The County hereby covenants and agrees that it has not pledged, encumbered or otherwise granted a lien, security interest or charge on the Flood Prevention District Sales Taxes except for the pledge with respect to the Bonds. The County hereby covenants and agrees that, during the periods described above, it will remit to the Trustee in immediately available funds any Flood Prevention District Sales Taxes payable to the Trustee, which it receives from the Department, the Comptroller or the Treasurer, notwithstanding the provisions of this Ordinance, immediately upon receipt of such Flood Prevention District Sales Taxes. The County hereby covenants and agrees that, to the extent permitted by law, it will not reduce the current rate of, or grant exemptions (other than current exemptions) from, the Flood Prevention District Sales Taxes without the prior written consent of the Council and each of the Districts (unless the County is required by law to reduce such rates or grant such exemptions). After the issuance of the Bonds, no modification, alteration, amendment, supplement, repeal or revocation of the provisions of this Ordinance shall be made in any manner until such time as the principal of and interest, if any, on the Bonds, including the Series 2015 Senior Bonds and the Series 2015 Subordinate Bonds, and the Subsequent Bonds shall have been paid in full. The Authorized Officers of the County are hereby authorized to file this Ordinance with the Department, the Comptroller and the Treasurer.

Section 6. The Southwestern Illinois Flood Prevention District Council Sales Tax Fund.

Upon immediate receipt of any Flood Prevention District Revenues, the Trustee shall deposit such receipts into the Council Sales Tax Fund. Such moneys shall thereafter be applied as provided in the County/Council Intergovernmental Agreement.

Section 7. Filing with Comptroller, Treasurer and Department. Within 10 days of the adoption of this Ordinance, a copy hereof, certified by the County Clerk, shall be filed with the Comptroller, the Treasurer and the Department, as the officials having custody of the Flood Prevention District Sales Taxes, pursuant to Section 13 of the Debt Reform Act.

Section 8. Further Authorization. Any Authorized Officer is hereby authorized, empowered and directed to execute and deliver any and all such documents, and to do any and all such things as may be necessary to carry out and comply with and further the purposes and intent of this Ordinance.

Section 9. This Ordinance a Contract. The provisions of this Ordinance shall constitute a contract between the County and the registered owners of the Bonds, and no changes, additions or alterations of any kind shall be made hereto, except as herein provided.

Section 10. Severability. If any section, paragraph, clause or provision of this Ordinance shall be held invalid, the invalidity of such section, paragraph, clause or provision shall not affect any of the other provisions of this Ordinance.

Section 11. Repealer. All ordinances, resolutions or orders, or parts thereof, in conflict with the provisions of this Ordinance are to the extent of such conflict hereby repealed.

Section 12. Effective Date. Pursuant to the Debt Reform Act, this Ordinance shall be effective immediately upon its passage and approval, without publication or posting or any further act or requirement.

ADOPTED by the County Board of The County of Madison, Illinois, dated this ____ day of _____, 2015.

Chairman of the County Board of
The County of Madison, Illinois

ATTEST:

County Clerk and ex-officio
Clerk of the County Board of
The County of Madison, Illinois

Respectfully submitted,

s/ Jack Minner
s /Larry Trucano
s /Ann Gorman
s/ Kelly Tracy
s /Michael Holiday, Sr.
s /Jamie Goggin

FINANCE AND GOVERNMENT RELATIONS COMMITTEE

EXHIBIT A

BOND RESOLUTION

RESOLUTION providing for the issue of not to exceed \$100,000,000 Flood Prevention District Council Sales Tax Revenue Bonds, Series 2015, of the Southwestern Illinois Flood Prevention District Council, Madison, St. Clair and Monroe Counties, Illinois.

* * *

WHEREAS, The Counties of Madison, St. Clair and Monroe, Illinois (each a “*County*” and together the “*Counties*”), are duly organized and validly existing units of local government created under the provisions of the laws of the State of Illinois, and are now operating under the provisions of the Counties Code of the State of Illinois, and all laws amendatory thereof and supplementary thereto; and

WHEREAS, the County Board of each County (each, a “*County Board*”), pursuant to the Flood Prevention District Act of the State of Illinois, 70 ILCS 750, et seq., as amended (the “*Act*”), has heretofore declared an emergency and created, respectively, the Madison County Flood Prevention District, Madison County, Illinois, the St. Clair County Flood Prevention District, St. Clair County, Illinois and the Monroe County Flood Prevention District, Monroe County, Illinois (each, a “*District*” and collectively the “*Districts*”) for the purpose of performing emergency levee repair and flood prevention in order to prevent the loss of life or property (the “*Project*”); and

WHEREAS, the Districts are duly organized and validly existing units of local government created under the provisions of the laws of the State of Illinois, and are now operating under the provisions of the Act, and all laws amendatory thereof and supplementary thereto; and

WHEREAS, the Board of Commissioners of each District (each, a “*Board of Commissioners*”) has been duly appointed by the Chairman of the applicable County Board; and

WHEREAS, each Board of Commissioners has determined that an emergency situation exists regarding levee repair or flood prevention within the applicable District and County; and

WHEREAS, each County Board has confirmed the determination of the respective Board of Commissioners that an emergency situation exists; and

WHEREAS, each County Board has imposed a flood prevention retailers' occupation tax and a flood prevention service occupation tax pursuant to the Act (the "*Flood Prevention District Sales Taxes*"); and

WHEREAS, each Board of Commissioners has determined that it is advisable, necessary and in the best interests of the applicable District and County to perform emergency levee repair and flood protection, within or outside of the applicable District's corporate limits as permitted by the Act; and

WHEREAS, subject to and in accordance with the provisions of the Act, each District is authorized to issue revenue bonds for the purpose of providing funds to pay the cost of the Project, such bonds being payable from revenues received from the Flood Prevention District Sales Taxes and from any other revenue sources available to such District; and

WHEREAS, pursuant to the authority granted by Article VII, Section 10(a) of the Constitution of the State of Illinois and the Intergovernmental Cooperation Act, 5 ILCS 220/1, et seq., as amended, the Districts have entered into An Intergovernmental Agreement to Finance, Design, and Manage the Rebuilding of the Levee Systems in Southwestern Illinois, dated as of June 11, 2009 (as now or hereafter amended, the "*District/Council Intergovernmental Agreement*") to finance, design, construct, manage and oversee the Project; and

WHEREAS, the Act provides that the Districts may join together through an intergovernmental cooperation agreement to provide any services described in the Act, to construct, reconstruct, repair or otherwise provide any facilities described in the Act either within or outside of each District's corporate limits, to issue bonds, notes or other evidences of indebtedness, to pledge the sales taxes imposed pursuant to the Act to the obligations of any other District, and to exercise any other power authorized by the Act; and

WHEREAS, pursuant to the District/Council Intergovernmental Agreement there has been created the Southwestern Illinois Flood Prevention District Council, Madison, St. Clair and Monroe Counties, Illinois (the "*Council*"), to coordinate the financing, design, construction, management and oversight of the Project; and

WHEREAS, the Council has heretofore issued (a) its Flood Prevention District Council Sales Tax Revenue Bonds, Series 2010A in the amount of \$64,015,000, (b) its Taxable Flood Prevention District Council Sales Tax Revenue Bonds, Series 2010B (Build America Bonds) in the amount of \$9,050,000 and (c) its Taxable Flood Prevention District Council Sales Tax Revenue Bonds, Series 2010C (Recovery Zone Economic Development Bonds) in the amount of \$21,130,000 (collectively, the "*Series 2010 Bonds*") to pay a portion of the costs of the Project; and

WHEREAS, the remaining cost of the Project, including engineering, legal, financial, bond discount, printing and publication costs, capitalized interest, bond reserve and other expenses, is estimated to be not less than \$100,000,000, and there are insufficient funds on hand and lawfully available to pay such costs; and

WHEREAS, it is necessary and for the best interests of the Counties and the Districts that the Project be completed and in order to raise the funds required for such purpose it will be necessary for the Council to borrow at this time an amount not to exceed \$100,000,000; and

WHEREAS, it is in the best interest of the Counties and the Districts that the Council issue (i) its Flood Prevention District Council Sales Tax Revenue Bonds, Series 2015 (the "*Series 2015 Senior Bonds*") and (ii) its Flood Prevention District Council Subordinate Sales Tax Revenue Bonds, Series 2015 (the "*Series*

2015 Subordinate Bonds” and, collectively with the Series 2015 Senior Bonds, the “Series 2015 Bonds”) on behalf of the Districts for the Project at this time in an aggregate principal amount of not to exceed \$100,000,000; and

WHEREAS, before the Council may issue the Series 2015 Bonds it is required by the Act to submit a request to the County Board of each County and to the Board of Commissioners of each District for approval of the issuance of the Series 2015 Bonds; and

WHEREAS, the County Board of each County and the Board of Commissioners of each District have approved of the issuance of the Series 2015 Bonds by the Council; and

WHEREAS, in order to provide credit enhancement for the Series 2010 Bonds, the Series 2015 Bonds and other bonds issued by the Council pursuant to the Senior Indenture or the Subordinate Indenture (each as defined herein) (the “Subsequent Bonds” and, collectively with the Series 2010 Bonds and the Series 2015 Bonds, the “Bonds”), it is in the best interest of the Council to enter into an amendment to the existing intergovernmental agreement with each County and District providing for the continued direct deposit of the Flood Prevention District Sales Taxes with a trustee for the payment of the Bonds (the “County/Council Intergovernmental Agreement”); and

NOW, THEREFORE, Be It and It Is Hereby Resolved by the Board of Directors of the Southwestern Illinois Flood Prevention District Council, Madison, St. Clair and Monroe Counties, Illinois, as follows:

Section 1. Definitions. The following words and terms used in this Resolution shall have the following meanings unless the context or use clearly indicates another or different meaning is intended:

“Act” means the Flood Prevention District Act of the State of Illinois, 70 ILCS 750, et seq., as amended.

“Amendment” means the proposed amendment to the District/Council Intergovernmental Agreement in substantially the form attached hereto as *Exhibit A*.

“Board of Commissioners” means the Board of Commissioners of the applicable District or Districts.

“Board of Directors” means the Board of Directors of the Council.

“Bond Counsel” means, with respect to the original issuance of the Series 2015 Bonds, Thompson Coburn LLP, St. Louis, Missouri, and otherwise, Thompson Coburn LLP, or any firm of attorneys whose opinions are generally acceptable to purchasers of tax-exempt obligations of political subdivisions of state and local government, selected by the Council, and acceptable to the Trustee.

“Bond Fund” means, collectively, the Senior Bond Fund and the Subordinate Lien Bond Fund.

“Bond Resolution” means, collectively, (i) the resolution, duly adopted by the Board of Directors of the Council on October 21, 2010, authorizing the execution and delivery of the Series 2010 Bonds and (ii) this resolution, duly adopted by the Board of Directors of the Council on _____, 2015, authorizing the issuance, sale, and delivery of the Series 2015 Bonds.

“Bonds” is defined in the preambles.

“Code” means the Internal Revenue Code of 1986, as amended.

“Continuing Disclosure Undertaking” means the proposed Continuing Disclosure Agreement in substantially the form attached hereto as *Exhibit H*.

“Council” means the Southwestern Illinois Flood Prevention District Council, Madison, St. Clair and Monroe Counties, Illinois.

“Council Sales Tax Fund” means, collectively, the Southwestern Illinois Flood Prevention District Council Sales Tax Fund created and established by the Senior Indenture or, if no Outstanding Bonds under the Senior Indenture, the Southwestern Illinois Flood Prevention District Council Sales Tax Fund created and established by the Subordinate Indenture.

“Counties” means The Counties of Madison, St. Clair and Monroe, Illinois.

“Counties Code” means the Counties Code of the State of Illinois, as amended.

“*County Board*” means the County Board of the applicable County or Counties.

“*County/Council Intergovernmental Agreement*” means each Intergovernmental Agreement dated as of November 23, 2010 among a County, the related District and the Council, as amended by the First Supplement to Intergovernmental Agreement, providing for the continued direct deposit of the Flood Prevention District Sales Taxes with the Trustee.

“*County Flood Prevention Occupation Tax Fund*” means the special fund known as the (name of County) County Flood Prevention Occupation Tax Fund, established by each County pursuant to Section 25(j) of the Act.

“*Debt Reform Act*” means the Local Government Debt Reform Act of the State of Illinois, as amended.

“*Designated Representative*” means the President of the Board of Directors or the Chief Supervisor of Construction and the Works.

“*District/Council Intergovernmental Agreement*” is defined in the preambles.

“*Districts*” means the Madison County Flood Prevention District, Madison County, Illinois, the St. Clair County Flood Prevention District, St. Clair County, Illinois and the Monroe County Flood Prevention District, Monroe County, Illinois.

“*First Supplement to Intergovernmental Agreement*” means, with respect to each Intergovernmental Agreement, the applicable First Supplement to Intergovernmental Agreement in substantially the form attached hereto as *Exhibit G*.

“*First Supplemental Indenture*” means the First Supplemental Indenture of Trust, by and between the Council and the Trustee, in substantially the form attached hereto as *Exhibit B*, amending and supplementing the Senior Indenture and relating to the issuance of the Series 2015 Senior Bonds.

“*Flood Prevention District Revenues*” means (i) the Flood Prevention District Sales Taxes and (ii) any other revenues of the Districts and the Council which are permitted to be used to pay debt service on the Bonds.

“*Flood Prevention District Sales Taxes*” means the Flood Prevention District Retailers’ Occupation Tax and the Flood Prevention District Service Occupation Tax imposed by each County pursuant to Section 25 of the Act and any substitute therefor as provided by the State in the future.

“*Local Government Securities Purchase Agreement*” means, collectively, (a) the Local Government Securities Purchase Agreement, by and between the Council and the Purchaser, in substantially the form attached hereto as *Exhibit D-1*, relating to the purchase of the Series 2015 Senior Bonds by the Purchaser and (b) the Local Government Securities Purchase Agreement, by and between the Council and the Purchaser, in substantially the form attached hereto as *Exhibit D-2*, relating to the purchase of the Series 2015 Subordinate Bonds by the Purchaser.

“*Official Statement*” means the Official Statements relating to the offering and sale of the Series 2015 Bonds to be dated the date of the Purchase Contract.

“*Outstanding Bonds*” means the Bonds which are outstanding and unpaid; *provided, however*, such term shall not include Bonds (i) which have matured and for which moneys are on deposit with proper paying agents, or are otherwise properly available, sufficient to pay all principal thereof and interest thereon, or (ii) the provision for payment of which has been made by the Council by the deposit in an irrevocable trust or escrow of funds or direct, full faith and credit obligations of the United States of America, the principal of and interest on which will be sufficient to pay at maturity or as called for redemption all the principal of and interest on such Bonds, as provided in the Senior Indenture or the Subordinate Indenture, as applicable.

“*Preliminary Official Statement*” means the Preliminary Official Statements relating to the offering and sale of the Series 2015 Bonds, in substantially the form attached hereto as *Exhibit F*.

“*Project*” is defined in the preambles hereto.

“*Project Fund*” means the Southwestern Illinois Flood Prevention District Council Project Fund created and established by Section 5.01 of the Senior Indenture.

“*Purchase Contract*” means, collectively, (a) the Purchase Contract among the Senior Underwriter, the Purchaser and the Council, relating to the sale of the Purchaser’s Senior Bonds, in

substantially the forms attached hereto as *Exhibit E-1* and (b) the Purchase Contract among the Subordinate Underwriter, the Purchaser and the Council, relating to the sale of the Purchaser's Subordinate Bonds, in substantially the forms attached hereto as *Exhibit E-2*.

"*Purchaser*" means the Southwestern Illinois Development Authority.

"*Purchaser's Senior Bonds*" means the Purchaser's Local Government Program Revenue Bonds, Series 2015 (Southwestern Illinois Flood Prevention District Council Project).

"*Purchaser's Subordinate Bonds*" means the Purchaser's Local Government Program Subordinate Revenue Bonds, Series 2015 (Southwestern Illinois Flood Prevention District Council Project).

"*Secretary*" means the Secretary of the Treasury of the United States of America.

"*Senior Bond Fund*" means the Southwestern Illinois Flood Prevention District Council Sales Tax Revenue Bond and Interest Fund created and established in the Senior Indenture.

"*Senior Indenture*" means the Indenture of Trust dated as of November 23, 2010 by and between the Council and the Trustee, as amended and supplemented by the First Supplemental Indenture, relating to the Series 2010 Bonds and the Series 2015 Senior Bonds.

"*Senior Underwriter*" means PNC Capital Markets LLC, as the original purchaser of the Purchaser's Senior Bonds.

"*Series 2010 Bonds*" means, collectively, the Council's Flood Prevention District Council Sales Tax Revenue Bonds, Series 2010A in the amount of \$64,015,000, Taxable Flood Prevention District Council Sales Tax Revenue Bonds, Series 2010B (Build America Bonds) in the amount of \$9,050,000 and Taxable Flood Prevention District Council Sales Tax Revenue Bonds, Series 2010C (Recovery Zone Economic Development Bonds) in the amount of \$21,130,000, all issued under the Senior Indenture.

"*Series 2015 Bonds*" means, collectively, the Series 2015 Senior Bonds and the Series 2015 Subordinate Bonds.

"*Series 2015 Senior Bonds*" means the Flood Prevention District Council Sales Tax Revenue Bonds, Series 2015 to be issued by the Council under the Senior Indenture.

"*Series 2015 Subordinate Bonds*" means the Flood Prevention District Council Subordinate Sales Tax Revenue Bonds, Series 2015 to be issued by the Council under the Subordinate Indenture.

"*State*" means the State of Illinois.

"*Stated Maturity*" means the stated date of final maturity with respect to the Bonds.

"*Subordinate Bonds*" means Bonds issued by the Council under the Subordinate Indenture and payable from Flood Prevention District Revenues on a subordinate basis with respect to the Bonds issued under the Senior Indenture.

"*Subordinate Indenture*" means the Subordinate Indenture of Trust by and between the Council and the Trustee, in substantially the form attached hereto as *Exhibit C*, relating to the Series 2015 Subordinate Bonds.

"*Subordinate Lien Bond Fund*" means the Southwestern Illinois Flood Prevention District Council Sales Tax Revenue Bond and Interest Fund created and established in the Subordinate Indenture.

"*Subordinate Underwriter*" means RBC Capital Markets, LLC, as the original purchaser of the Purchaser's Subordinate Bonds.

"*Subsequent Bonds*" means any bonds other than the Series 2010 Bonds and the Series 2015 Bonds issued by the Council pursuant to the Senior Indenture or the Subordinate Indenture.

"*Supplemental Indenture*" means a supplemental indenture executed and delivered in accordance with Article IX of the Senior Indenture or the Subordinate Indenture, as applicable.

"*Surplus Fund*" means the sub-fund of that name established in Section 5.09 of the Senior Indenture and the Subordinate Indenture.

"*Tax Agreement*" means, collectively, each tax compliance agreement to be executed and delivered by the Council and the Trustee in connection with the issuance of the Series 2015 Bonds.

"*Trustee*" means UMB Bank, N.A., St. Louis, Missouri, as bond registrar, paying agent and trustee, and successors and assigns.

"*Underwriter*" means, as applicable, the Senior Underwriter or the Subordinate Underwriter.

Section 2. Incorporation of Preambles. It is hereby found and determined that all of the recitals contained in the preambles to this resolution are full, true and correct and the same are hereby incorporated into this resolution by this reference.

Section 3. Authorization; Amendment of the County/Council Intergovernmental Agreements. It is hereby found and determined that the Council has been authorized by the Act to issue revenue bonds, the proceeds of said revenue bonds to be used for the purpose of paying a portion of the remaining cost of the Project, and it is necessary and for the best interests of the Council that there be issued at this time the bonds so authorized in an amount not to exceed \$100,000,000. The Council hereby acknowledges and consents to the execution and delivery of the Amendment by the Districts.

Section 4. Series 2015 Bond Details; Authorization of the First Supplemental Indenture and the Subordinate Indenture. There shall be borrowed for and on behalf of the Council an amount not to exceed \$100,000,000 for the purpose aforesaid; and the Series 2015 Bonds of the Council shall be issued in an aggregate principal amount not to exceed \$100,000,000 and shall be designated "Flood Prevention District Council Sales Tax Revenue Bonds, Series 2015" and "Flood Prevention District Council Subordinate Sales Tax Revenue Bonds, Series 2015."

The Series 2015 Senior Bonds shall be issued in one series and shall be dated the date of their original issuance and delivery and shall also bear the date of authentication thereof. The Series 2015 Senior Bonds shall be in fully registered form, shall be in denominations of \$5,000 each and authorized integral multiples thereof (but no single Series 2015 Senior Bond shall represent principal maturing on more than one date), and shall be numbered 1 and upwards.

The Series 2015 Subordinate Bonds shall be issued in one series and shall be dated the date of their original issuance and delivery and shall also bear the date of authentication thereof. The Series 2015 Subordinate Bonds shall be in fully registered form, shall be in denominations of \$5,000 each and authorized integral multiples thereof (but no single Series 2015 Subordinate Bond shall represent principal maturing on more than one date), and shall be numbered 1 and upwards.

The Series 2015 Bonds shall mature or be subject to mandatory redemption prior to maturity (subject to prior optional redemption as hereinafter set forth) on the dates set forth in the Senior Indenture and the Subordinate Indenture, in an aggregate principal amount not to exceed \$100,000,000 and bear interest at the rates per annum (not to exceed nine percent (9.0%) per annum), as set forth in the Senior Indenture or the Subordinate Indenture, as applicable. The true interest cost (TIC) of the Series 2015 Senior Bonds shall not exceed five and one-half percent (5.5%) per annum. The TIC of the Series 2015 Subordinate Bonds shall not exceed six and one-half percent (6.5%) per annum.

The terms and provisions of the Series 2015 Senior Bonds, including provisions for execution, authentication, payment of principal and interest, transfer and exchange, redemption, defeasance, events of default and remedies, are as contained in the Senior Indenture. The First Supplemental Indenture, amending and supplementing the Senior Indenture, is hereby authorized and approved and the Designated Representative is hereby authorized and directed to execute and deliver the same.

The terms and provisions of the Series 2015 Subordinate Bonds, including provisions for execution, authentication, payment of principal and interest, transfer and exchange, redemption, defeasance, events of default and remedies, are as contained in the Subordinate Indenture. The Subordinate Indenture is hereby authorized and approved and the Designated Representative is hereby authorized and directed to execute and deliver the same.

Section 5. Sale of the Series 2015 Bonds. Each Local Government Securities Purchase Agreement is hereby authorized and approved and the Designated Representative is hereby authorized and directed, without any further authorization or direction from the Board of Directors, to execute and deliver the same and to sell and deliver the Series 2015 Bonds upon the terms as prescribed in this Section.

Each Purchase Contract is hereby authorized and approved and the Designated Representative is hereby authorized and directed, without any further authorization or direction from the Board of Directors, to execute and deliver the same upon the terms as prescribed in this Section.

The Series 2015 Senior Bonds hereby authorized shall be executed as provided in the Senior Indenture, and, after authentication thereof by the Trustee, shall be delivered to the Purchaser, upon receipt

of the purchase price therefor set forth in the applicable Purchase Contract, the same being not less than ninety percent (90%) of the principal amount of the Series 2015 Senior Bonds, plus accrued interest to date of delivery. The Series 2015 Subordinate Bonds hereby authorized shall be executed as provided in the Subordinate Indenture and, after authentication thereof by the Trustee, shall be delivered to the Purchaser, upon receipt of the purchase price therefor set forth in the applicable Purchase Contract, the same being not less than ninety percent (90%) of the principal amount of the Series 2015 Subordinate Bonds, plus accrued interest to date of delivery.

Prior to the execution and delivery of a Purchase Contract, the Designated Representative shall find and determine that no person holding any office of the Council, either by election or appointment, is in any manner financially interested directly in his or her own name or indirectly in the name of any other person, association, trust or corporation, in such Purchase Contract for the purchase of the Series 2015 Bonds.

Upon the sale of the Series 2015 Bonds, the Designated Representative shall find and determine that the Series 2015 Bonds have been sold at such price and bear interest at such rate that neither the true interest cost (yield) nor the net interest rate received upon the sale of the Series 2015 Bonds exceeds the maximum rate otherwise authorized by applicable law.

The use by the Underwriter of the Preliminary Official Statements is hereby ratified, approved and confirmed. The Board of Directors hereby authorizes the preparation and circulation of final Official Statements, each in substantially the same form as the related Preliminary Official Statement incorporating such changes therein as may be necessary to reflect the pricing of the applicable series of the Series 2015 Bonds. The Designated Representative is hereby authorized and directed, to execute and deliver said final Official Statements.

Section 6. Security for the Bonds; Council Sales Tax Fund; Debt Service Reserve Fund. The Bonds are payable solely from the Flood Prevention District Revenues, and for the purpose of providing funds required to pay the principal and interest on the Bonds promptly when and as the same falls due, the Council covenants and agrees with the purchasers and the owners of the Bonds that the Bonds issued under the Senior Indenture shall have a first and prior claim on and a security interest in all Flood Prevention District Revenues, the Council Sales Tax Fund and all amounts in such Fund and the Bonds issued under the Subordinate Indenture shall have a claim on and a security interest in all Flood Prevention District Revenues, the Council Sales Tax Fund and all amounts in such Fund subordinate only to the claim and security interest of the Bonds issued under the Senior Indenture. The Flood Prevention District Revenues are hereby directed to be used pursuant to the Bond Resolution for the purpose of paying the principal of and interest on the Bonds when and as the same come due, and shall be used and disbursed as set forth in the Senior Indenture and the Subordinate Indenture. The pledge and grant of lien and security interest is also subject to the right of the Council to apply any amounts not required to be deposited in the Council Sales Tax Fund for its other lawful purposes.

Each County has heretofore established a County Flood Prevention Occupation Tax Fund. Pursuant to the County/Council Intergovernmental Agreement each County shall direct the Comptroller of the State of Illinois to, for the period during which any of the Bonds are Outstanding, continue to pay the Flood Prevention District Sales Taxes directly to the Trustee rather than to the respective County, for deposit to the Council Sales Tax Fund. The funds held by the Trustee in the Council Sales Tax Fund shall be held, invested and distributed as set forth in the Senior Indenture and the Subordinate Indenture.

The Council covenants and agrees with the purchasers and the owners of the Bonds that so long as the Bonds remain outstanding, the Council will take no action or fail to take any action which in any way would adversely affect the ability of the Counties to collect and apply the Flood Prevention District Sales Taxes or the ability of the Council to collect the Flood Prevention District Revenues for the payment of the Bonds. The Council and its officers will comply with all present and future applicable laws in order to assure that the Flood Prevention District Revenues will be available as provided herein and deposited as provided in the Senior Indenture and the Subordinate Indenture.

The amendment of each of the County/Council Intergovernmental Agreements by the execution and delivery of the First Supplement to Intergovernmental Agreement relating thereto is hereby authorized

and approved and the Designated Representative is hereby authorized and directed to execute and deliver the same.

Section 7. Additional Debt. Additional Bonds and debt may be incurred payable from the Flood Protection District Revenues only as set forth in the Senior Indenture and the Subordinate Indenture.

Section 8. Use of Series 2015 Bond Proceeds. Accrued interest received on the delivery of the Series 2015 Senior Bonds and capitalized interest in the amount set forth in the Senior Indenture is hereby appropriated for the purpose of paying first interest due on the Series 2015 Senior Bonds and is hereby ordered deposited into the account for the Series 2015 Senior Bonds in the Senior Bond Fund. Principal proceeds of the Series 2015 Senior Bonds shall be deposited in the Reserve Fund, the Costs of Issuance Accounts and the Construction Account (each as defined in the Senior Indenture) of the Project Fund under the Senior Indenture in the amounts set forth in the Senior Indenture.

Accrued interest received on the delivery of the Series 2015 Subordinate Bonds and capitalized interest in the amount set forth in the Subordinate Indenture is hereby appropriated for the purpose of paying first interest due on the Series 2015 Subordinate Bonds and is hereby ordered deposited into the account for the Series 2015 Subordinate Bonds in the Subordinate Lien Bond Fund. Principal proceeds of the Series 2015 Subordinate Bonds shall be deposited in the Reserve under the Subordinate Indenture and the Costs of Issuance Accounts and Construction Account (each as defined in the Subordinate Indenture) of the Project Fund under the Senior Indenture in the amounts set forth in the Subordinate Indenture.

Amounts deposited into the Construction Account of the Project Fund under the Senior Indenture are hereby appropriated for the purpose of paying a portion of the remaining cost of the Project.

Any moneys received by the Trustee from any source for the Project shall be deposited in the Project Fund under the Senior Indenture. The moneys in the Project Fund shall be held in trust by the Trustee, shall be applied to the payment of the costs of the Project except to the extent required to be transferred to a rebate fund in accordance with a tax compliance agreement and, pending such application, shall be held as trust funds under the Senior Indenture until paid out or transferred as provided in the Senior Indenture. The Bonds are secured by a pledge of all of the moneys on deposit in the Project Fund, and such pledge is irrevocable until the obligations of the Council are discharged under the Senior Indenture and the Subordinate Indenture. The Trustee may, in its discretion, establish such other accounts within the Project Fund, and subaccounts within any of such accounts, as the Trustee may deem necessary or useful for the purpose of identifying more precisely the sources of payments into and disbursements from the Project Fund and its accounts, or, if directed by the Council, for the purpose of complying with the requirements of the Code relating to arbitrage, but the establishment of any such account or subaccount shall not alter or modify any of the requirements of the Bond Resolution, the Senior Indenture or the Subordinate Indenture with respect to the deposit or use of money or result in commingling of funds not permitted hereunder or under the Senior Indenture or the Subordinate Indenture, as applicable. In establishing such accounts or subaccounts, the Trustee may at any time request, receive and rely with full acquittance upon an opinion of Bond Counsel, addressed to the Trustee, that the establishment of such accounts or subaccounts will not adversely affect any exemption from federal income taxation to which interest on the Bonds would otherwise be entitled. Moneys deposited into the Project Fund shall be held in the Project Fund and disbursed as provided in the Senior Indenture.

Section 9. Provisions a Contract. The provisions of the Bond Resolution shall constitute a contract between the Council and the holders of the Outstanding Bonds and no changes, additions, or alterations of any kind shall be made hereto, except as herein provided, so long as there are any Outstanding Bonds.

Section 10. Tax Covenants. The Council agrees to comply with all provisions of the Code which, if not complied with by the Council, would cause the interest on the Series 2015 Bonds not to be excludable from gross income for federal income tax purposes. In furtherance of the foregoing provisions, but without limiting their generality, the Council agrees: (a) through its officers, to make such further specific covenants, representations as shall be truthful, and assurances as may be necessary or advisable; (b) to comply with all representations, covenants and assurances contained in certificates or agreements as may be prepared by Bond Counsel; (c) to consult with Bond Counsel and to comply with such advice as

may be given; (d) to file such forms, statements and supporting documents as may be required and in a timely manner; and (e) if deemed necessary or advisable by its officers, to employ and pay fiscal agents, financial advisors, attorneys and other persons to assist the Council in such compliance.

The Council also certifies and further covenants with the Underwriter and registered owners of the Series 2015 Bonds from time to time outstanding that moneys on deposit in any fund or account in connection with the Series 2015 Bonds, whether or not such moneys were derived from the proceeds of the sale of the Series 2015 Bonds or from any other source, will not be used in a manner which will cause any of the Series 2015 Bonds to be “arbitrage bonds” within the meaning of Code Section 148 and any lawful regulations promulgated thereunder, as the same presently exist or may from time to time hereafter be amended, supplemented or revised.

The Council further covenants that it will not take any action, or omit to take any action or permit the taking or omission of any action within its control (including, without limitation, making or permitting any use of the proceeds of the Series 2015 Bonds) if taking, permitting or omitting to take such action would cause any Series 2015 Bond to be a private activity bond within the meaning of the Code or would otherwise cause interest on any of the Series 2015 Bonds to be included in the gross income of the recipients thereof for federal income tax purposes. The Council acknowledges that, in the event of an examination by the Internal Revenue Service of the exemption from federal income taxation of interest on any of the Series 2015 Bonds, under present rules, the Council may be treated as a “taxpayer” in the examination and agrees that it will respond in a commercially reasonable manner to any inquiries from the Internal Revenue Service in connection with such an examination.

Section 11. Registered Form. The Council agrees that it will not take any action to permit the Series 2105 Bonds to be issued in, or converted into, bearer or coupon form.

Section 12. Continuing Disclosure Undertaking. The execution and delivery of the Continuing Disclosure Undertaking is hereby authorized and approved and the Designated Representative is hereby authorized and directed to execute and deliver the same. When the Continuing Disclosure Undertaking is executed and delivered on behalf of the Council as herein provided, the Continuing Disclosure Undertaking will be binding on the Council and the officers, employees and agents of the Council, and the officers, employees and agents of the Council are hereby authorized, empowered and directed to do all such acts and things and to execute all such documents as may be necessary to carry out and comply with the provisions of the Continuing Disclosure Undertaking as executed. Notwithstanding any other provision of the Bond Resolution, the Senior Indenture or the Subordinate Indenture, the sole remedy for failure to comply with the Continuing Disclosure Undertaking shall be the ability of the beneficial owner of any Series 2015 Bond to seek mandamus or specific performance by court order, to cause the Council to comply with its obligations under the Continuing Disclosure Undertaking.

Section 13. Municipal Bond Insurance. In the event the payment of principal and interest on any of the Series 2015 Bonds is insured pursuant to a bond insurance policy or financial guaranty policy, and as long as such bond insurance policy or financial guaranty policy shall be in full force and effect, the Council and the Trustee agree to comply with such usual and reasonable provisions regarding presentment and payment of such Series 2015 Bonds, subrogation of the rights of the holders of such Series 2015 Bonds to the issuer of such bond insurance policy or financial guaranty policy upon payment of Series 2015 Bonds by the issuer of such bond insurance policy or financial guaranty policy, amendment hereof or of the Senior Indenture or the Subordinate Indenture, as applicable, or other terms, as approved by the Designated Representative on advice of counsel, his approval to constitute full and complete acceptance by the Council of such terms and provisions under authority of this Section.

Section 14. Further Authority. The President of the Board of Directors, the Chief Supervisor of Construction and the Works and the other officers, officials and employees of the Council are hereby authorized, empowered and directed to do all such acts and things and to execute, acknowledge and deliver all such documents (including, without limiting the generality of the foregoing, any closing certificate, non-arbitrage certificate or tax compliance agreement in connection with the issuance of the Series 2015 Bonds) as may in his or their discretion be deemed necessary or desirable in order to carry out or comply with the terms and provisions of this Resolution and the Official Statement and to make ministerial alterations,

changes or additions in the foregoing agreements, statements, instruments or other documents herein approved, authorized and confirmed which they may approve and the execution or taking of such action shall be taken as conclusive evidence of its necessity or advisability. All of the acts and undertakings of such officers, officials and employees which are in conformity with the intent and purposes of this Resolution, whether heretofore or hereafter taken or done shall be and the same are hereby in all respects, ratified, confirmed and approved.

Section 15. Severability. If any section, paragraph or provision of this resolution shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph or provision shall not affect any of the remaining provisions of this resolution.

Section 16. Repeal. All resolutions, ordinances or parts thereof in conflict herewith be and the same are hereby repealed and this resolution shall be in full force and effect forthwith upon its adoption.

Adopted _____, 2015.

President, Board of Directors

Attest:

Secretary, Board of Directors

EXHIBIT B

FIRST SUPPLEMENT TO INTERGOVERNMENTAL AGREEMENT

FIRST SUPPLEMENT TO INTERGOVERNMENTAL AGREEMENT

THIS FIRST SUPPLEMENT TO INTERGOVERNMENTAL AGREEMENT (“*First Supplement*”) dated as of November 1, 2015, among The County of Madison, Illinois (the “*County*”), Madison County Flood Prevention District, Madison County, Illinois (the “*District*”) and the Southwestern Illinois Flood Prevention District Council, Madison, St. Clair and Monroe Counties, Illinois (the “*Council*”), amending and supplementing that certain Intergovernmental Agreement dated as of November 23, 2010 among the District, the Council and the County (the “*Original Agreement*” and, as amended hereby, the “*Agreement*”).

WHEREAS, Section 10 of Article VII of the Illinois Constitution of 1970 and the Intergovernmental Cooperation Act, 5 ILCS 220/1, et seq., as amended (the “*Cooperation Act*”) authorize units of local government to contract or otherwise associate among themselves in any manner not prohibited by law or by ordinance; and

WHEREAS, the Cooperation Act authorizes public agencies to exercise any power or powers, privileges or authority which may be exercised by such public agency individually to be exercised and enjoyed jointly with any other public agency in the State of Illinois; and

WHEREAS, the County is a duly organized and validly existing unit of local government created under the provisions of the laws of the State of Illinois, and is now operating under the provisions of the Counties Code of the State of Illinois, and all laws amendatory thereof and supplementary thereto; and

WHEREAS, the County Board of the County (the "*County Board*"), pursuant to the Flood Prevention District Act, 70 ILCS 750, et seq., as amended (the "*Act*"), has heretofore declared an emergency and created the District for the purpose of performing emergency levee repair and flood prevention in order to prevent the loss of life or property (the "*Project*"); and

WHEREAS, the District is a duly organized and validly existing unit of local government created under the provisions of the laws of the State of Illinois, and is now operating under the provisions of the Act, and all laws amendatory thereof and supplementary thereto; and

WHEREAS, the Board of Commissioners of the District (the "*Board of Commissioners*") has been duly appointed by the Chairman of the County Board; and

WHEREAS, the Board of Commissioners has determined, and the County Board has confirmed, that an emergency situation exists regarding levee repair or flood prevention within the District and the County; and

WHEREAS, the County Board has imposed a flood prevention retailers' occupation tax and a flood prevention service occupation tax pursuant to the Act (the "*Flood Prevention District Sales Taxes*"); and

WHEREAS, subject to and in accordance with the provisions of the Act, the District is authorized to issue revenue bonds for the purpose of providing funds to pay the cost of the Project; and

WHEREAS, pursuant to the Act, said bonds shall be payable from revenue received from the Flood Prevention District Sales Taxes and from any other revenue sources available to the District; and

WHEREAS, pursuant to the authority granted by Article VII, Section 10(a) of the Constitution of the State of Illinois and the Cooperation Act, the District has entered into an Intergovernmental Cooperation Agreement (the "*District/Council Intergovernmental Agreement*") with the St. Clair County Flood Prevention District, St. Clair County, Illinois and the Monroe County Flood Prevention District, Monroe County, Illinois (collectively, the "*Districts*") dated June 11, 2009, to finance, design, construct, manage and oversee the Project; and

WHEREAS, the Act provides that the Districts may join together through intergovernmental cooperation agreements to perform any services described in the Act, to construct, reconstruct, repair or otherwise provide any facilities described in the Act either within or without each District's corporate limits, to issue bonds, notes or other evidences of indebtedness, to pledge the sales taxes imposed pursuant to the Act to the obligations of any other District, and to exercise any other power authorized by the Act; and

WHEREAS, pursuant to the District/Council Intergovernmental Agreement there has been created the Southwestern Illinois Flood Prevention District Council (the "*Council*") to finance, design, construct, manage and oversee the Project; and

WHEREAS, subject to and in accordance with the provisions of the Act, the Council is authorized to issue revenue bonds for the purpose of providing funds to pay the cost of the Project; and

WHEREAS, pursuant to the Act, such bonds shall be payable from revenue received from the Flood Prevention District Sales Taxes and from any other revenue sources available to the District; and

WHEREAS, pursuant to the Act, the Bonds shall be payable from revenue received from the Flood Prevention District Sales Taxes and from any other revenue sources available to the District; and

WHEREAS, the Council has heretofore issued (a) its Flood Prevention District Council Sales Tax Revenue Bonds, Series 2010A in the amount of \$64,015,000, (b) its Taxable Flood Prevention District Council Sales Tax Revenue Bonds, Series 2010B (Build America Bonds) in the amount of \$9,050,000 and (c) its Taxable Flood Prevention District Council Sales Tax Revenue Bonds, Series 2010C (Recovery Zone Economic Development Bonds) in the amount of \$21,130,000 (collectively, the “*Series 2010 Bonds*”) to pay a portion of the costs of the Project; and

WHEREAS, the County, the District and the Council have heretofore entered into the Original Agreement to provide for the direct deposit of the Flood Prevention District Sales Taxes with a trustee for the payment of the Series 2010 Bonds and certain other bonds; and

WHEREAS, it is necessary and for the best interests of the County and the District that the Project be completed and, in order to raise the funds required for such purpose, it will be necessary for the Council to borrow at this time an amount not to exceed \$100,000,000; and

WHEREAS, it is in the best interest of the County and the District that the Council issue at this time (i) its Flood Prevention District Council Sales Tax Revenue Bonds, Series 2015 (the “*Series 2015 Senior Bonds*”) and (ii) its Flood Prevention District Council Subordinate Sales Tax Revenue Bonds, Series 2015 (the “*Series 2015 Subordinate Bonds*”) and, collectively with the Series 2015 Senior Bonds, the “*Series 2015 Bonds*”), in an aggregate principal amount of not to exceed \$100,000,000, for the Project; and

WHEREAS, the Council has requested that the County Board and the Board of Commissioners approve the issuance of the Series 2015 Bonds; and

WHEREAS, the County Board and the Board of Commissioners have approved the issuance of the Series 2015 Bonds, as required by the Act; and

WHEREAS, the County has established and is maintaining a County Flood Prevention Occupation Tax Fund (the “*Fund*”); and

WHEREAS, the Flood Prevention District Sales Taxes are required by the Act to be held in the Fund and used to pay the revenue bonds financing the Project; and

WHEREAS, in order to provide credit enhancement for the Series 2010 Bonds, the Series 2015 Bonds and other bonds issued by the Council pursuant to the Indenture (as defined herein) (the “*Subsequent Bonds*”) and, collectively with the Series 2010 Bonds and the Series 2015 Bonds, the “*Bonds*”), it is in the best interest of the County, the District and the Council to enter into an amendment to the Original Agreement providing for the continued direct deposit of the Flood Prevention District Sales Taxes with a trustee for the payment of the Bonds; and

WHEREAS, all of the District, the County and the Council are in support of the goals and objectives of this First Supplement and believe that this First Supplement is in the best interests of the citizens of the County and of the District.

NOW, THEREFORE, in consideration of the mutual agreements herein contained and contained in the Original Agreement, the District, the County and the Council agree as follows:

17. Use of Terms Defined in Original Agreement. Unless otherwise defined herein or the context otherwise requires, terms used in this First Supplement, including its preamble and recitals, have the meanings provided in the Original Agreement.

2. Amendment of Section 1.1 of the Original Agreement. Section 1.1 of the Original Agreement is hereby amended by amending and restating the definitions of “*Agreement*,” “*Bond Fund*,”

“*Bond Resolution*,” “*Bonds*,” “*Indenture*” and “*Ordinance*” and adding definitions for “*Original Agreement*,” “*Senior Bond Fund*,” “*Senior Indenture*,” “*Series 2010 Bonds*,” “*Series 2015 Bonds*,” “*Series 2015 Senior Bonds*,” “*Series 2015 Subordinate Bonds*,” “*Subordinate Indenture*,” “*Subordinate Lien Bond Fund*,” all as follows:

“*Agreement*” means the Original Agreement, as now or hereafter amended from time to time in accordance with the terms thereof.

“*Bond Fund*” means, collectively, the Senior Bond Fund and the Subordinate Lien Bond Fund.

“*Bond Resolution*” means, collectively, all of the resolutions of the Council providing for the issuance of the Bonds, whether heretofore or hereafter adopted by the Council.

“*Bonds*” means, collectively, the Series 2010 Bonds, the Series 2015 Bonds and any Subsequent Bonds.

“*Indenture*” means, collectively, the Senior Indenture and the Subordinate Indenture.

“*Original Agreement*” means the Intergovernmental Agreement dated as of November 23, 2010 among the District, the Council and the County.

“*Ordinance*” means Ordinance Number 2010-15 adopted by the County on the 20th day of October, 2010 and Ordinance Number 2015-__ adopted by the County on the __ day of _____, 2015, approving the issuance of the Bonds and authorizing the County to enter into the Agreement.

“*Senior Bond Fund*” means the Southwestern Illinois Flood Prevention District Council Sales Tax Revenue Bond and Interest Fund created and established by the Senior Indenture.

“*Senior Indenture*” means the Indenture of Trust dated as of November 23, 2010, between the Council and the Trustee, as now or hereafter amended from time to time in accordance with the terms thereof.

“*Series 2010 Bonds*” means, collectively, the Council’s Flood Prevention District Council Sales Tax Revenue Bonds, Series 2010A in the amount of \$64,015,000, Taxable Flood Prevention District Council Sales Tax Revenue Bonds, Series 2010B (Build America Bonds) in the amount of \$9,050,000 and Taxable Flood Prevention District Council Sales Tax Revenue Bonds, Series 2010C (Recovery Zone Economic Development Bonds) in the amount of \$21,130,000, all issued under the Senior Indenture.

“*Series 2015 Bonds*” means the, collectively, the Series 2015 Senior Bonds and the Series 2015 Subordinate Bonds.

“*Series 2015 Senior Bonds*” means the Flood Prevention District Council Sales Tax Revenue Bonds, Series 2015 to be issued by the Council under the Senior Indenture.

“*Series 2015 Subordinate Bonds*” means the Flood Prevention District Council Subordinate Sales Tax Revenue Bonds, Series 2015 to be issued by the Council under the Subordinate Indenture.

“*Subordinate Indenture*” means the Subordinate Indenture of Trust dated as of November 1, 2015, between the Council and the Trustee, as now or hereafter amended from time to time in accordance with the terms thereof.

“*Subordinate Lien Bond Fund*” means the Southwestern Illinois Flood Prevention District Council Subordinate Sales Tax Revenue Bond and Interest Fund created and established by the Subordinate Indenture.

“*Subsequent Bonds*” means any bonds other than the Series 2010 Bonds and the Series 2015 Bonds issued by the Council pursuant to the Indenture or the Subordinate Indenture.

3. Amendment of Section 3.5 of the Original Agreement. The first paragraph of Section 3.5 of the Original Agreement is hereby amended and restated to read as follows:

Defined terms used in this Section shall have the meanings set forth in the Senior Indenture or the Subordinate Indenture, as applicable. Immediately upon receipt of any Flood Prevention District Revenues, the Trustee shall deposit such receipts into the Council Sales Tax Fund. Commencing with the first month following the date of issuance of the Bonds, the Trustee shall deposit the money in the Council Sales Tax Fund into the following accounts in the order and at the times as follows:

A. immediately upon receipt, (i) all Build America Payments into the Series 2010B Bond Fund Account, and (ii) all Recovery Zone Payments into the Series 2010C Bond Fund Account;

B. immediately upon receipt, Flood Prevention District Sales Taxes and other Flood Prevention District Revenues, into each Bond Fund Account under the Senior Indenture an amount equal to one-sixth of the interest becoming due on the next succeeding interest payment date on all Outstanding Bonds of the applicable series issued under the Senior Indenture and one-twelfth of the principal becoming due on the next succeeding principal maturity or mandatory redemption date of all Outstanding Bonds of the applicable series issued under the Senior Indenture, plus an amount necessary to make up for any existing deficiencies in such Bond Fund Account under the Senior Indenture caused by prior deposits that did not fully meet the requirements of this provision. If there are insufficient funds to make such deposits in any month the Trustee shall make deposits to each Bond Fund Account under the Senior Indenture so that each Bond Fund Account under the Senior Indenture receives an equal percentage of the amount otherwise required to be deposited thereto pursuant to this subsection. For purposes of this subsection B, the phrase “next succeeding interest payment date” means the next interest payment date occurring more than 15 days after the date of such deposit, and the phrase “next succeeding principal maturity or mandatory redemption date” means the next principal maturity date or mandatory redemption date occurring more than 15 days after the date of such deposit. Any moneys deposited into the Council Sales Tax Fund during the month in which any series of Bonds are issued under the Senior Indenture shall be treated as received on the first Business Day of the first month following the date of issuance of such series of the Bonds. During the period from the date of issuance of a series of Bonds issued under the Indenture until the first interest payment date with respect to such series of the Bonds, the amount “one-sixth” shall mean a fraction the numerator of which is one (1) and the denominator of which is the number of whole months between the Closing Date and the first Interest Payment Date for such series of Bonds, and the amount “one-twelfth” shall mean a fraction the numerator of which is one (1) and the denominator of which is the number of whole months between the Closing Date and the first principal maturity or mandatory redemption date for such series of Bonds;

C. on the last Business Day of the month, money in the Council Sales Tax Fund, into each account in the Reserve Fund under the Senior Indenture an amount which, together with the moneys then on deposit in such account of the Reserve Fund under the Senior Indenture (taking into account the principal amount of any Reserve Fund Credit Instrument applicable thereto) equals the Reserve Requirement applicable thereto or an amount necessary to reimburse the provider of any Reserve Fund Credit Instrument;

D. on the last Business Day of the month, money in the Council Sales Tax Fund, into each Bond Fund Account in the Subordinate Lien Bond Fund under the Subordinate Indenture an amount equal to one-sixth of the interest becoming due on the next succeeding interest payment date on all Outstanding Bonds of the applicable series issued under the Subordinate Indenture and one-twelfth of the principal becoming due on the next succeeding principal maturity or mandatory redemption date of all Outstanding Bonds of the applicable series issued under the Subordinate Indenture, plus an amount necessary to make up for any existing deficiencies in such Bond Fund Account under the Subordinate Indenture caused by prior deposits that did not fully meet the requirements of this provision. If there are insufficient funds to make such deposits in any month the Trustee shall make deposits to each Bond Fund Account under the Subordinate Indenture so that each Bond Fund Account under the Subordinate Indenture receives an equal percentage of the amount otherwise required to be deposited thereto pursuant to this subsection. For purposes of this subsection D, the phrase “next succeeding interest payment date” means the next interest payment date occurring more than 15 days after the date of such deposit, and the phrase “next succeeding principal maturity or mandatory redemption date” means the next principal maturity date or mandatory redemption date occurring more than 15 days after the date of such deposit. Any moneys deposited into the Council Sales Tax Fund during the month in which any series of Bonds are issued under the Subordinate Indenture shall be treated as received on the first Business Day of the first month following the date of issuance of such series of the Bonds. During the period from the date of issuance of a series of Bonds issued under the Subordinate Indenture until the first interest payment date with respect to such series of the Bonds, the amount “one-sixth” shall mean a fraction the numerator of which is one (1) and the

denominator of which is the number of whole months between the Closing Date and the first Interest Payment Date for such series of Bonds, and the amount “one-twelfth” shall mean a fraction the numerator of which is one (1) and the denominator of which is the number of whole months between the Closing Date and the first principal maturity or mandatory redemption date for such series of Bonds;

E. on the last Business Day of the month, money in the Council Sales Tax Fund, into each account in the Reserve Fund under the Subordinate Indenture an amount which, together with the moneys then on deposit in such account of the Reserve Fund under the Subordinate Indenture (taking into account the principal amount of any Reserve Fund Credit Instrument applicable thereto) equals the Reserve Requirement applicable thereto or an amount necessary to reimburse the provider of any Reserve Fund Credit Instrument;

F. on the last Business Day of the month, money in the Council Sales Tax Fund, into the Rebate Fund such amount as is required to be deposited therein pursuant to any tax certificate or agreement executed and delivered relating to the Bonds;

G. on the last Business Day of the month, money in the Council Sales Tax Fund, into the Council Administrative Fund the amount necessary to provide for all expenses of the Council as set forth in the approved Council budget, as such budget may be amended, for such Fiscal Year; and

H. on the last Business Day of the month, money in the Council Sales Tax Fund, into the Surplus Fund.

4. **Use of Capitalized Terms.** All capitalized terms used herein, which are not otherwise defined in this First Supplement, shall have the meanings ascribed for them in the Original Agreement.

5. **Original Agreement Remains in Full Force and Effect.** Except as amended hereby, all provisions of the Original Agreement shall remain in full force and effect.

6. **Counterparts.** This First Supplement may be simultaneously executed in several counterparts, each of which shall be an original and all of which shall constitute but one and the same instrument.

7. **Severability.** If any one or more of the covenants or agreements provided in this First Supplement should be determined by a court of competent jurisdiction to be contrary to law, such covenant or agreement shall be deemed and construed to be severable from the remaining covenants and agreements herein contained and shall in no way affect the validity of the remaining provisions of this First Supplement.

8. **Governing Law.** This First Supplement shall be governed by and construed in accordance with the laws of the State of Illinois.

IN WITNESS WHEREOF, the parties hereto have caused this First Supplement to be duly executed as of the day and year first above written.

ATTEST:

THE COUNTY OF MADISON, ILLINOIS

County Clerk

[SEAL]

Chairman

ATTEST:

**MADISON COUNTY FLOOD PREVENTION
DISTRICT, MADISON COUNTY, ILLINOIS**

Board of Commissioners
[SEAL]

Chairman, Board of Commissioners

ATTEST:

**SOUTHWESTERN ILLINOIS FLOOD PREVENTION
DISTRICT COUNCIL, MADISON, ST. CLAIR AND
MONROE COUNTIES, ILLINOIS**

Secretary, Board of Directors
[SEAL]

President, Board of Directors

EXHIBIT C

_____, 2015

Illinois Department of Revenue
101 West Jefferson
Springfield, Illinois 62708

Treasurer of the State of Illinois
Room 219, State House
Springfield, Illinois 62706

Comptroller of the State of Illinois
Room 219, State House
Springfield, Illinois 62706

Ladies and Gentlemen:

The County of Madison, Illinois, a duly organized and validly existing unit of local government created under the provisions of the laws of the State of Illinois (the “*County*”), hereby notifies you that it has approved the issuance by the Southwestern Illinois Flood Prevention District Council, Madison, St. Clair and Monroe Counties, Illinois (the “*Council*”) of its Southwestern Illinois Flood Prevention District Council Sales Tax Revenue Bonds, Series 2015 and its Southwestern Illinois Flood Prevention District Council Subordinate Sales Tax Revenue Bonds, Series 2015 (collectively, the “*Series 2015 Bonds*”) and any additional bonds issued pursuant to the Indenture of Trust, dated November 23, 2010, as amended by the First Supplemental Indenture of Trust, dated as of November 1, 2015 (the “*Senior Indenture*”), by and between the Council and UMB Bank, N.A., St. Louis, Missouri, as trustee (the “*Trustee*”) or the Subordinate Indenture of Trust, dated as of November 1, 2015 (the “*Subordinate Indenture*”), by and between the Council and the Trustee. The County, the Council and the Madison County Flood Prevention District, Madison County, Illinois, have entered into an intergovernmental agreement (the “*Agreement*”). The County has pledged its Flood Prevention District Sales Taxes as defined in Ordinance Number 2015-____ of the County, adopted on the ____ day of _____, 2015, to which this letter is attached (the “*Flood Prevention District Sales Taxes*”) to its obligations under the Agreement.

Pursuant to Section 13 of the Local Government Debt Reform Act (*30 Illinois Compiled Statutes 2008, 350/13*, as supplemented and amended (the “*Act*”)), the County hereby directs the Department of Revenue, the Comptroller of the State of Illinois and the Treasurer of the State of Illinois to pay to the Trustee, all of the Flood Prevention District Sales Taxes, for the period during which any bonds issued under the Senior Indenture or the Subordinate Indenture, including the Series 2015 Bonds (collectively, the “*Bonds*”), are outstanding, for the purpose of paying the principal of, premium, if any, and interest on, and other fees related to, the Bonds when due. Unless otherwise directed by the County, you are directed to pay the Flood Prevention District Sales Taxes to the Trustee on the date or dates during such period that any payment of the Flood Prevention District Sales Taxes would have been made to the County, and all such payment shall be made to the Trustee in accordance with the Flood Prevention District Act, 70 ILCS 750, et seq., as amended, for the calendar month in which such payment is scheduled to be made. Payments to the Trustee shall continue until the County notifies you that no Bonds are outstanding. You are further directed to pay the Flood Prevention District Sales Taxes to the Trustee by wire transfer to the account set forth on *Schedule A* attached hereto and made a part of this direction.

The proceedings are being filed with you pursuant to the Act.

Respectfully submitted,

THE COUNTY OF MADISON, ILLINOIS

By: _____
Chairman of the County Board of
The County of Madison, Illinois

SCHEDULE A

Unless notified to the contrary by UMB Bank, N.A., St. Louis, Missouri, all checks should be mailed to UMB Bank, N.A., Corporate Trust Department, 2 South Broadway, Suite 435, St. Louis, Missouri, 63102, all wire transfers should be sent to UMB Bank, NA., St. Louis, Missouri, ABA #101000695, BNF Acct: 9800006823, BNF Name: Trust Department/CT-STL, OBI Field: So1LFPD Sales Tax Rev Sr 2015/Battas/x8481.

**RESOLUTION APPROVING THE MADISON COUNTY FLOOD PREVENTION DISTRICT
AND THE SOUTHWESTERN ILLINOIS FLOOD PREVENTION COUNCIL
FISCAL YEAR 2016 BUDGET AND ANNUAL REPORT**

WHEREAS, the Madison County Flood Prevention District was created in accordance with 70 ILCS 750, the Flood Prevention District Act; and

WHEREAS, the Flood Prevention District Act permits two or more flood prevention districts to join together to provide services described in this Act; and

WHEREAS, by Intergovernmental Agreement, the Madison County Flood Prevention District, the St. Clair County Flood Prevention District and the Monroe County Flood Prevention District have joined together to create the Southwestern Illinois Flood Prevention Council; and

WHEREAS, 70 ILCS 750/40 requires a budget and annual report be submitted to the County Board each year; and

WHEREAS, the Board of Commissioners of the Southwestern Illinois Flood Prevention Council which includes the members of the Madison County Flood Prevention District has approved a Budget and Annual Report for Fiscal Year 2016.

NOW THEREFORE BE IT RESOLVED by the County Board of the County of Madison, Illinois that the attached Budget and Annual Report of the Madison County Flood Prevention District and the Southwestern Illinois Flood Prevention Council are hereby approved.

s/ Jack Minner
Jack Minner

s/ Michael Holliday, Sr.
Michael Holliday, Sr.

s/ Jamie Goggin
Jamie Goggin

s/ Kelly Tracy
Kelly Tracy

s/ Larry Trucano
Larry Trucano

s/ Ann Gorman
Ann Gorman

William Meyer
Finance and Government Operations Committee

MADISON COUNTY, ILLINOIS FLOOD PROTECTION DISTRICT FUND		
DETAIL BUDGET		
PROJECTED FY 2015 AND PROPOSED FY 2016 EXPENDITURES		
FLOOD PROTECTION	Approved	Proposed
<u>OCCUPATION TAX FUND</u>	FY 2015	FY 2016
Flood Protection District Budget	\$ 8,905,479	\$10,082,579

MADISON COUNTY, ILLINOIS FLOOD PROTECTION DISTRICT FUND		
FY 2015 AND FY 2016 REVENUE PROJECTION		
FLOOD PROTECTION DISTRICT	Projected	Proposed
<u>OCCUPATION TAX FUND</u>	FY 2015	FY 2016
Taxes	\$ 3,092,449	\$ 3,092,449
Interest & Misc.	\$ 21,504	\$ 21,504
Total Flood Protection District Occupation Tax Fund	\$ 3,113,953	\$ 3,113,953

**SOUTHWESTERN ILLINOIS FLOOD PREVENTION DISTRICT COUNCIL
PROPOSED BUDGET
OCTOBER 1, 2015 THRU SEPTEMBER 30, 2016**

	AUDITED EXPENDITURES OCTOBER 1, 2013 THRU SEPTEMBER 30, 2014	PROJECTED EXPENDITURES OCTOBER 1, 2014 THRU SEPTEMBER 30, 2015	PROPOSED BUDGET OCTOBER 1, 2015 THRU SEPTEMBER 30, 2016
REVENUES			
Sales Tax Proceeds From Districts	\$ 11,242,506	\$ 11,379,933	\$ 11,500,000
Interest Income	670,341	270,788	75,000
Other Contributions	-	-	-
Total Revenues	<u>\$ 11,912,847</u>	<u>\$ 11,650,721</u>	<u>\$ 11,575,000</u>
EXPENDITURES			
Design and Construction			
Engineering Design & Construction	5,931,237	3,386,102	13,939,900
Management	-	-	-
Construction	16,631,933	30,099,793	26,597,316
USACE Authorized Level Costs	2,477,634	-	2,739,245
Total Design and Construction	<u>\$ 25,040,804</u>	<u>\$ 33,485,895</u>	<u>\$ 43,276,461</u>
Professional Services			
Legal & Legislative Consulting	148,005	278,325	391,000
Diversity Program Manager	189,875	64,380	25,130
Construction Oversight	13,505	-	-
Other	2,150	-	-
Financial Advisor	26,026	44,725	83,200
Bond Trustee Fee	3,816	9,778	10,000
Total Professional Services	<u>\$ 383,377</u>	<u>\$ 397,208</u>	<u>\$ 509,330</u>
Refund of Surplus Funds to County FPD Accounts			
Total Refund of Surplus Funds to County	<u>\$ 5,739,485</u>	<u>\$ 4,221,521</u>	<u>\$ 4,000,000</u>
Debt Service			
Principal and Interest	7,086,037	7,101,239	7,103,089
Federal Interest Subsidy	(844,610)	(843,700)	(843,700)
Total Debt Service	<u>\$ 6,241,427</u>	<u>\$ 6,257,539</u>	<u>\$ 6,259,389</u>
Total Design & Construction Expenses	<u>\$ 37,405,093</u>	<u>\$ 44,362,163</u>	<u>\$ 54,045,180</u>
General and Administrative Costs			
Salaries, Benefits	202,740	190,754	196,500
Advertising	-	-	-
Bank Service Charges	1,514	1,502	1,500
Annual IL. Lobbyist Registration	372	311	350
Equipment and Software	-	-	2,000
Fiscal Agency Services	25,300	27,200	29,000
Audit Services	14,100	14,100	15,000
Meeting Expenses	28	-	1,000
Postage/Delivery	314	363	400
Printing/Photocopies	2,518	2,488	2,500
Professional Services	8,663	191	10,000
Publications/Subscriptions	718	117	250
Supplies	2,903	2,956	3,000
Telecommunications/Internet	2,622	2,956	3,000
Travel	2,548	565	5,000
Insurance	982	968	1,000
Total General & Administrative Costs	<u>\$ 265,322</u>	<u>\$ 244,471</u>	<u>\$ 270,500</u>
Total Expenditures	<u>\$ 37,670,415</u>	<u>\$ 44,606,634</u>	<u>\$ 54,315,680</u>
EXCESS (DEFICIENCY) OF REVENUES OVER EXPENDITURES	<u>\$ (25,757,568)</u>	<u>\$ (32,955,913)</u>	<u>\$ (42,740,680)</u>
OTHER FINANCING SOURCES			
Proceeds From Borrowing	-	-	\$ 65,000,000
NET CHANGE IN FUND BALANCE	<u><u>\$ (25,757,568)</u></u>	<u><u>\$ (32,955,913)</u></u>	<u><u>\$ 22,259,320</u></u>

**RESOLUTION AUTHORIZING HOME PROGRAM FUNDS TO JUSTINE PETERSEN
HOUSING AND REINVESTMENT CORP.**

WHEREAS, Madison County has funds available in the HOME Investments Partnership Program (HOME) for affordable housing development projects; and

WHEREAS, HOME funds are used to expand the supply of decent, safe, affordable housing, to make new construction of housing feasible, and to promote the development of partnerships among local governments, private industry, and non-profits to utilize resources to provide such housing; and

WHEREAS, Justine Petersen HRC has applied for funds for:

- CHDO Operating Funds

WHEREAS, Justine Petersen is requesting \$29,000 in HOME funds to provide operating administrative funds for:

- Justine Petersen Homecoming project phase 1 and 2, a rehabilitation/ resale project to provide homeownership option to income eligible households.

NOW, THEREFORE, BE IT RESOLVED that the County Board authorizes a HOME Program grant of \$29,000 for project financing, to the Justine Petersen Housing and Reinvestment Corporation contingent upon: (1) clearance on any environmental issues, (2) securing the commitment of other funding sources, (3) mutually satisfactory security agreements, and (4) compliance with all regulatory issues pertaining to the HOME program.

Respectfully submitted,

s/ Bruce Malone
s/ Gussie Glasper
s/ Judy Kuhn
s/ Liz Dalton
s/ Ann Gorman
Grants Committee

**A RESOLUTION AUTHORIZING THE SUBMISSION OF THE 2016 COMMUNITY SERVICES
BLOCK GRANT PROGRAM GRANT APPLICATION FOR THE COUNTY OF MADISON,
ILLINOIS**

WHEREAS, the Madison County Community Development Department is the local administering agency for the Madison County Community Services Block Grant Program; and

WHEREAS, it is necessary to submit to the Illinois Department of Commerce and Economic Opportunity a grant application detailing the projected use of the 2016 Community Services Block Grant funds;

NOW, THEREFORE, BE IT RESOLVED by the County Board of Madison County, Illinois, That the County Board hereby authorizes the submission of the 2016 annual Community Services Block Grant Program grant application in the amount of \$598,630.00 for the County of Madison, Illinois, to the Illinois Department of Commerce and Economic Opportunity; and

BE IT FURTHER RESOLVED that the County Board hereby directs and designates the Community Development Department to act as the County's authorized representative in connection with the Community Services Block Grant Program and to provide such additional information to the Illinois Department of Commerce and Economic Opportunity as may be required.

All of which is respectfully submitted,

s/ Bruce Malone

s/ Judy Kuhn

s/ Liz Dalton

s/ Ann Gorman

s/ Gussie Glasper

GRANTS COMMITTEE

**RESOLUTION AUTHORIZING A PUBLIC INFRASTRUCTURE LOAN TO AMERICA'S
CENTRAL PORT**

WHEREAS, the Grants Committee has been involved in discussions with America's Central Port (formally the Tri-City Regional Port District) concerning rail infrastructure improvements at its industrial site location in the City of Madison; and;

WHEREAS, America's Central Port has requested a low-interest loan of \$750,000 to assist with funding rail infrastructure improvements that are estimated to cost \$1,500,000; and

WHEREAS, the proposed infrastructure improvements at the Port's industrial site in Madison will enhance the intermodal freight system capabilities of the Port; increase business opportunities as well as attract an estimated 200 new jobs to the Port over the long term; and

WHEREAS, Madison County has set aside UDAG loan repayments to finance public improvement activities that directly promote economic development through the retention and creation of permanent jobs;

NOW, THEREFORE, BE IT RESOLVED that the County Board of Madison County, Illinois, authorizes a maximum public infrastructure loan of \$750,000 to America's Central Port contingent upon: (1) the Port complying with all applicable federal, state and local regulations; (2) the Port demonstrating that it has adequate funds to complete its infrastructure project; and (3) Madison County and the Port negotiating mutually satisfactory security agreements for the funding of the infrastructure project;

BE IT FURTHER RESOLVED that this loan be made for a seven year term at three percent interest to assist in funding rail improvements at America's Central Port.

Respectfully submitted,

s/ Bruce Malone

s/ Gussie Glasper

s/ Liz Dalton

s/ Judy Kuhn

s/ Ann Gorman

GRANTS COMMITTEE

A RESOLUTION AUTHORIZING INCREASE IN PEP FUNDS FOR ALHAMBRA TOWNSHIP

WHEREAS; the Park and Recreation Grant commission has been created by the Madison County Board to implement local Park and Recreation Grants under the Illinois Metro-East Park and Recreation District Act; and,

WHEREAS; the Madison County Board has budgeted Park and Recreation sales tax funds for the FY 2015 Park Enhancement Program (PEP) Grant; and,

WHEREAS; Alhambra’s request has been received and has been reviewed by the Park & Recreation Grant Commission; and,

WHEREAS; the Park & Recreation Grant Commission recommends that the following request is awarded.

NOW, THEREFORE, BE IT RESOLVED by the County Board of the County of Madison, Illinois that it hereby authorizes for fiscal year 2015 for the Park Enhancement program, Alhambra Township will receive \$4,200.00 increase in their budget from \$10,800.00 to \$15,000.00.

Total: \$4,200.00

Respectfully submitted

s/ Bruce Malone
s/ Judy Kuhn
s/ Liz Dalton
s/ Ann Gorman
s/ Gussie Glasper
Grants Committee

s/ Jamie Goggin
s/ Kelly Tracy
s/ Ron Parente
s/ Robert Barnhart
s/ Mark Rosen
Park and Recreation Grant Commission

RESOLUTION – Z15-0082

WHEREAS, on the 3rd day of September 2015, a public hearing was held to consider the petition of Noah Kirby, owner of record, requesting a Variance as per Article 93.053, Section A of the Madison County Zoning Ordinance in order to construct an accessory building in a front yard setback that will be 10 feet from the East property line instead of the required 50 feet. This is located in an Agricultural District in Foster Township, more commonly known as 4341 Woodburn Road, Alton, Illinois; and,

WHEREAS, The Madison County Zoning Board of Appeals has submitted its Findings for the aforesaid petition; and,

WHEREAS, it was the recommendation in the aforesaid Report of Findings of the Madison County Zoning Board of Appeals and the Planning and Development Committee that the petition of Noah Kirby be as follows: **Granted**; and,

WHEREAS, it is the opinion of the County Board of Madison County that the Findings made by the Madison County Zoning Board of Appeals should be approved and Resolution adopted.

NOW, THEREFORE BE IT RESOLVED that this resolution is **approved** and shall take effect immediately upon its adoption.

Bill Meyer, Chairman

Jack Minner

Kelly Tracy

Brenda Roosevelt

Helen Hawkins

Robert Pollard

Brad Maxwell

Planning & Development Committee

September 03, 2015

Finding Of Fact and Recommendations

Mr. Michael Campbell called the meeting to order at 8:30 A.M. in the office of the Madison County Planning and Development Department.

Present were Misters Campbell, Davis, Dauderman, Janek, and Sedlacek.

Absent were Misters, Koeller, St. Peters.

The Board of Appeals, established by the Chairman and the Board of Supervisors and provided for under the terms of the Madison County Zoning Ordinance, 1963 and all subsequent amendments/revisions thereto do hereby submit the Reports and Recommendations on the following:

File #Z15-0082 – Noah Kirby

(Foster Township)

File #Z15-0079 – Allan and Gay Tipsword

(Leef Township)

File #Z15-0080 – Brian Wuebbels

(Marine Township)

Z15-0082 – Petition of Noah Kirby, owner of record, requesting a Variance as per Article 93.053, Section A of the Madison County Zoning Ordinance in order to construct an accessory building in a front yard setback that will be 10 feet from the East property line instead of the required 50 feet. This is located in an Agricultural District in Foster Township, more commonly known as **4341 Woodburn Road**, Alton, Illinois PPN#20-2-02-11-02-201-010 **(05)**

A **motion** was made by Mr. Davis and seconded by Mr. Dauderman that the petition of Noah Kirby be as follows: “Granted.”

The Finding of Fact of the Board of Appeals: I. The notice of Public Hearing was posted on the property in accordance with the terms of the ordinance; II. The legal notice appeared in the newspaper and meets the requirements of the ordinance for publication; III. The adjoining property owners were notified by mail of the time and date of the public hearing; IV. Noah Kirby, applicant and property owner, stated that he is seeking a variance in order to locate a new detached garage that would be ten (10) feet from the east property line instead of the required fifty (50) feet. Mr. Kirby stated that he has a physical restriction due to the topography and existing trees; V. David Wilson, nearby property owner to the east located at 9030 Walnut Street, spoke in support of the request; VI. The Board of Appeals notes for the record that the proposed variance requests would be compatible with the surrounding area; VII. The Board of Appeals feels that to allow this request would not cause a detrimental effect on adjoining properties; VIII. The Board of Appeals notes that the Comprehensive Plan, Madison County Zoning Ordinance, and the zoning file were taken into consideration.

Voice Vote.

Ayes to the motion: Misters Davis, Dauderman, Janek, and Sedlacek.

Nays to the motion: Misters, none.

Absent were Misters: Koeller, St. Peters.

Where upon the Chairman declared the motion duly adopted.

RESOLUTION – Z15-0079

WHEREAS, on the 3rd day of September 2015, a public hearing was held to consider the petition of Allan and Gay Tipsword, owners of record, requesting a Variance as per Article 93.051, Section A, Item 3, Sub (b) & (c) of the Madison County Zoning Ordinance, in order to construct three (3) accessory buildings in a front yard setback that will be 6 feet from the West property line instead of the required 15 feet. This is located in an Agricultural District in Leef Township, more commonly known as 12701 Niggili Rd, Highland, Illinois; and,

WHEREAS, The Madison County Zoning Board of Appeals has submitted its Findings for the aforesaid petition; and,

WHEREAS, it was the recommendation in the aforesaid Report of Findings of the Madison County Zoning Board of Appeals and the Planning and Development Committee that the petition of Allan and Gay Tipsword be as follows: **Granted**; and,

WHEREAS, it is the opinion of the County Board of Madison County that the Findings made by the Madison County Zoning Board of Appeals should be approved and Resolution adopted.

NOW, THEREFORE BE IT RESOLVED that this resolution is **approved** and shall take effect immediately upon its adoption.

Bill Meyer, Chairman

Jack Minner

Kelly Tracy

Brenda Roosevelt

Helen Hawkins

Robert Pollard

Brad Maxwell

Planning & Development Committee

Z15-0079 Petition of Allan and Gay Tipsword, owners of record, requesting a Variance as per Article 93.051, Section A, Item 3, Sub (b) & (c) of the Madison County Zoning Ordinance, in order to construct three (3) accessory buildings in a front yard setback that will be 6 feet from the West property line instead of the required 15 feet. This is located in an Agricultural District in Leef Township, more commonly known as **12701 Niggili Rd**, Highland, Illinois PPN#03-1-12-20-00-000-006.001 **(03)**

A **motion** was made by Mr. Janek and seconded by Mr. Sedlacek that the petition of Allan and Gay Tipsword be as follows: “Granted.”

The Finding of Fact of the Board of Appeals: I. The notice of Public Hearing was posted on the property in accordance with the terms of the ordinance; II. The legal notice appeared in the newspaper and meets the requirements of the ordinance for publication; III. The adjoining property owners were notified by mail of the time and date of the public hearing; IV. Allan Tipsword, applicant and property owner, stated that he is seeking variances in order to continue the placement of his three accessory buildings in the front yard and to be six (6) feet from the west property line instead of the required fifteen (15) feet. Mr. Tipsword stated that he and his wife are physically limited and desire the structures in the front yard so that the structures are easily accessible. Also, Mr. Tipsword stated that his rear yard historically floods and causes the area to be inaccessible; V. Ron Hunsche, adjacent property owner located at 12610 Niggli Road, spoke in opposition to the request stating that the County Ordinance should be upheld and that the buildings are an eyesore to the neighborhood; VI. Donald Schwarz, nearby property owner on Frey Road, spoke in opposition to the request stating that the location of the structures are unsightly; VII. The Board of Appeals notes for the record that the proposed variance requests would be compatible with the surrounding area; VI. The Board of Appeals feels that to allow this request would not cause a detrimental effect on adjoining properties; VII. The Board of Appeals notes that the Comprehensive Plan, Madison County Zoning Ordinance, and the zoning file were taken into consideration.

Roll Call Vote.

Ayes to the motion: Misters Campbell, Davis, Janek, and Sedlacek.

Nays to the motion: Misters, none.

Abstain to the motion: Misters, Dauderman.

Absent were Misters: Koeller, St. Peters.

Where upon the Chairman declared the motion duly adopted.

RESOLUTION – Z15-0080

WHEREAS, on the 3rd day of September 2015, a public hearing was held to consider the petition of Brian Wuebbels, owner of record, by applicant Argos Construction, requesting a Variance as per Article 93.051, Section A, Item 2, Sub (a) of the Madison County Zoning Ordinance in order to construct an accessory building that will be 28' 3" in height instead of the allowable 25 feet. This is located in an Agricultural District in Marine Township, more commonly known as 11663 Osanna Lane, Highland, Illinois; and,

WHEREAS, The Madison County Zoning Board of Appeals has submitted its Findings for the aforesaid petition; and,

WHEREAS, it was the recommendation in the aforesaid Report of Findings of the Madison County Zoning Board of Appeals and the Planning and Development Committee that the petition of Brian Wuebbels be as follows: **Granted**; and,

WHEREAS, it is the opinion of the County Board of Madison County that the Findings made by the Madison County Zoning Board of Appeals should be approved and Resolution adopted.

NOW, THEREFORE BE IT RESOLVED that this resolution is **approved** and shall take effect immediately upon its adoption.

Bill Meyer, Chairman

Jack Minner

Kelly Tracy

Brenda Roosevelt

Helen Hawkins

Robert Pollard

Brad Maxwell

Planning & Development Committee

Z15-0080 – Petition of Brian Wuebbels, owner of record, by applicant Argos Construction, requesting a Variance as per Article 93.051, Section A, Item 2, Sub (a) of the Madison County Zoning Ordinance in order to construct an accessory building that will be 28' 3" in height instead of the allowable 25 feet. This is located in an Agricultural District in Marine Township, more commonly known as **11663 Osanna Lane**, Highland, Illinois PPN#06-2-17-25-03-301-006 **(04)**

A **motion** was made by Mr. Janek and seconded by Mr. Dauderman that the petition of Brian Wuebbels be as follows: “Granted.”

The Finding of Fact of the Board of Appeals: I. The notice of Public Hearing was posted on the property in accordance with the terms of the ordinance; II. The legal notice appeared in the newspaper and meets the requirements of the ordinance for publication; III. The adjoining property owners were notified by mail of the time and date of the public hearing; IV. Maurice Wilbacher, building contractor, spoke on behalf of the applicant. Mr. Wilbacher stated that the applicant is seeking a variance in order to construct a new accessory building that would be 28' 3" in height instead of the allowable 25 feet. Mr. Wilbacher stated that the architectural design of the proposed structure would be identical to the existing dwelling and accessory building; V. The Board of Appeals notes for the record that the proposed variance request would be compatible with the surrounding area; VI. The Board of Appeals feels that to allow this request would not cause a detrimental effect on adjoining properties; VII. The Board of Appeals notes that the Comprehensive Plan, Madison County Zoning Ordinance, and the zoning file were taken into consideration.

Voice Vote.

Ayes to the motion: Misterys Davis, Dauderman, Janek, and Sedlacek.

Nays to the motion: Misterys, none.

Absent were Misterys: Koeller, St. Peters.

Where upon the Chairman declared the motion duly adopted.

RESOLUTION

WHEREAS, the County of Madison has undertaken a program to collect delinquent taxes and to perfect titles to real property in cases where the taxes on the same have not been paid pursuant to 35 ILCS 201/21d and 235A (formerly Ch. 120, Secs. 697(d) and 716(a), Ill. Rev. Stat. 1987, and

WHEREAS, Pursuant to this program, the County of Madison has acquired an interest in the real estate described on the attached list, and it appearing to the Property Trustee Committee that it would be in the best interest of the County to dispose of its interest in said property, and

WHEREAS, the parties on the attached list, have offered the amounts shown and the breakdown of these amounts have been determined as shown.

THEREFORE, Your Property Trustee Committee recommends the adoption of the following resolution.

BE IT RESOLVED BY THE COUNTY BOARD OF MADISON COUNTY, ILLINOIS, that the Chairman of the Board of Madison County, Illinois, be authorized to execute deed of conveyance of the County's interest or authorize the cancellation of the appropriate Certificate(s) of Purchase, as the case may be, on the attached described real estate, for the amounts shown on the attached, to be disbursed according to law.

ADOPTED by roll call vote this 16th day of September, 2015.

ATTEST:

Clerk

Chairman

Submitted by:

s/ Larry Trucano
s/ Steve Brazier
s/ Nick Petrillo
s/ Terry Davis
s/ Tom McRae
s/ Mike Walters

Real Estate Tax Cycle Committee

MADISON COUNTY MONTHLY RESOLUTION LIST-SEPTEMBER 2015

RES#	Account	Type	Acct Name	Total Collected	County Clerk	Auc	Recorder	Agent	Treasurer
09-15-001	1214011	SAL	Natalie D Al Massou	800.00	0.00	0.00	44.00	350.00	250.00
09-15-002	1214039	SAL	Fred E Finck	644.00	0.00	0.00	44.00	350.00	250.00
			Totals:	\$1,444.00	\$0.00	\$0.00	\$88.00	\$700.00	\$500.00
							Clerk Fees:		\$0.00
							Recorder:		\$88.00
							Total to County		\$588.00

**AGENDA
MADISON COUNTY BOARD OF HEALTH
SEPTEMBER 16, 2015
5:00 P.M.**

To the Members of the Madison County Board:

The following is the Agenda for the County Board of Health Meeting on Wednesday, September 16, 2015 at 5:00 p.m.

APPROVAL OF THE JUNE 17, 2015 MINUTES:

HB. HEALTH DEPARTMENT COMMITTEE:

1. Activities Report.
2. A Resolution Establishing Assessment Priorities for the 2016-2021 Madison County Community Health Plan.

Madison County Health Department
FY 2015 Summary

Environmental	YT
Food Inspections Conducted	1850
Food Facility Re-Inspections	269
Water Well Permits Issued	26
New Water Wells Inspected	17
Sealed Water Wells Inspected	3
Closed Loop Well Permits Issued	20
Tanning Facility Inspections	20
Mosquito Pools Tested for WNV	212
Dead Birds Tested for WNV	1
Body Art Facility Inspections	30
Health Promotion	YT
Presentations	65
Community/ School Events	26
Emergency Preparedness and Response	YT
Medical Reserve Corps Members	284
Personal Health	YT
Immunization Patients Seen	1352
Immunizations Administered	3482
Vision Screens Performed	1620
Hearing Screens Performed	1700
Tuberculin Skin Tests Administered	211
Tuberculin Skin Test Read	198
New Cases Mycobacterium Tuberculosis Disease	0
Chickenpox/Varicella Cases Investigated	26
Chlamydia Cases Investigated	596
Cluster Illness Cases Investigated	19
Cryptosporidiosis Cases Investigated	2
Enteric Escherichia coli Cases Investigated	9
Gonorrhea Cases Investigated	134
Haemophilus Influenzae, Meningitis/Invasive Cases Investigated	14
Hepatitis A Cases Investigated	28
Hepatitis B Cases Investigated	43
Hepatitis C Cases Investigated	253
Human Immunodeficiency Virus (HIV) Infection	26
Influenza - ICU, Death or Novel Reported	12
Legionellosis Cases Investigated	2
Lyme Disease Cases Investigated	14
Neisseria Meningitidis, Meningitis/Invasive Cases Investigated	1
Pertussis Cases Investigated	22
Rabies, potential human exposure	48
Salmonellosis Cases Investigated	18
Shigellosis Cases Investigated	22
Syphilis Cases Investigated	12

**A RESOLUTION ESTABLISHING ASSESSMENT PRIORITIES FOR THE 2016-2021
MADISON COUNTY COMMUNITY HEALTH PLAN**

WHEREAS, Madison County Health Department is established as a Certified Local Health Department in accordance with the Illinois Local Health Department Code for the period June 3, 2011 to June 2, 2016 and must submit to IDPH for recertification: a community health assessment, a community health plan, an organizational capacity assessment all adopted by the Madison County Board of Health; and

WHEREAS, the health department is required to assess the health needs of Madison County through a systematic assessment process identifying a minimum of 3 health concerns that impact population health; providing information on the health status and health needs of a community; and

WHEREAS the assessment process has been ongoing since January, 2015 and involved stakeholders from various sectors such as service agencies, faith-based organizations, community associations, schools, universities, hospitals, and other partners within the public health system of Madison County; and

WHEREAS, the Madison County Community Health Plan (2016-2021) will be developed to establish objectives and intervention strategies that will impact positively on the health of Madison County; and

WHEREAS, the Board of Health Advisory Committee and Health Department Committee recommend the acceptance of the assessment findings which identify four priority health needs;

NOW, THEREFORE, BE IT RESOLVED that the Madison County Board of Health establishes four(4) health priorities: *Obesity, Substance Abuse, Mental Health* and *Air Quality* for the 2016-2021 Madison County Community Health Plan, and that the Public Health Director is hereby authorized to submit to IDPH the recertification application by April 3, 2016.

Respectfully Submitted,

s/ Michael Holliday, Sr.
Michael Holliday, Sr.

s/ Helen Hawkins
Helen Hawkins

s/ Judy Kuhn
Judy Kuhn

s/ Lisa Ciampoli
Lisa Ciampoli

s/ Jim Dodd
James Dodd

s/ Mick Madison
Mick Madison

Bill Robertson
Health Department Committee