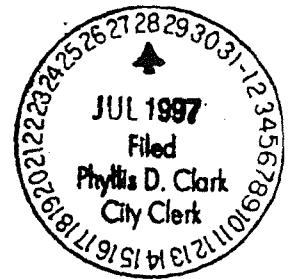


**INTERGOVERNMENTAL AGREEMENT
BETWEEN THE CITY OF CHAMPAIGN, ILLINOIS,
THE CITY OF URBANA, ILLINOIS
AND CHAMPAIGN COUNTY, ILLINOIS**



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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

CITY OF CHAMPAIGN, ILLINOIS

By: *Alan Carter*
City Manager

Date: July 11, 1997

ATTEST: *Marilyn Z. Banks*
City Clerk

APPROVED AS TO FORM FOR CITY:

Tuske Woody
City Attorney

CITY OF URBANA, ILLINOIS

By: *Tal Satterthwaite*
Mayor

Date: 7/23/97

ATTEST: *Phyllis D. Clark*
City Clerk

APPROVED AS TO FORM FOR CITY:

Jack Wasley
City Attorney

COUNTY OF CHAMPAIGN, ILLINOIS

By: *Edward J. Berkowitz*
Chair

Date: 6/20/97

ATTEST: *Mark Shelton*
County Clerk

APPROVED AS TO FORM:

[Signature]
State's Attorney

**AMENDMENT NO. 1
TO AN INTERGOVERNMENTAL AGREEMENT BETWEEN
THE CITY OF CHAMPAIGN, ILLINOIS, THE
CITY OF URBANA, ILLINOIS,
AND CHAMPAIGN COUNTY, ILLINOIS**

(HOUSING AUTHORITY OF CHAMPAIGN COUNTY—APPOINTMENT OF COMMISSIONERS)

WHEREAS, the parties have previously entered into an agreement concerning appointments to the Housing Authority of Champaign County; and

WHEREAS, the federal Quality Housing and Work Responsibility Act of 1998 (QHWRA) requires that one (1) of the commissioners be a person who is directly assisted by the Housing Authority; and

WHEREAS, Illinois State law has been amended to allow an increase in the number of commissioners from five (5) to seven (7).

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

Section 1. Increase of Commissioners to Seven (7). The number of Commissioners of the Housing Authority of Champaign County shall be increased to seven (7).

Section 2. Resident Member. Pursuant to the requirements of federal law, one (1) commissioner shall be a recipient of Housing Authority services.

(a) Notification of Eligible Recipients. The Commissioners of the Housing Authority of Champaign County shall notify eligible recipients of service of the office and term of resident member and the process by which an eligible recipient of service may be elected.

(b) Election. Each term shall be for five (5) years, except for the first term, which will expire on July 31, 2005. All subsequent terms shall be for five (5) years, expiring July 31. Pursuant to notification, eligible recipients of service may nominate to the Resident Advisory Board themselves or agree to the nomination by another for the office of Commissioner. The Resident Advisory Board shall adopt procedures for the election of those persons nominated. The Resident Advisory Board shall notify the Housing Authority of the results of such election. The election shall be effective as of the date of notification.

(c) Vacancy and Removal. If a vacancy occurs in the term of an eligible resident Commissioner, the replacement for that Commissioner shall be made by the County Board Chair, for the remainder of the term. The County Board Chair shall have the power to remove a resident Commissioner in the manner provided by the Housing Authority Act.

Section 3. Seventh Member Appointment. The seventh (7th) commissioner shall be appointed for five (5)-year terms alternately by the Cities of Urbana and Champaign in the manner each City makes such appointments. The first appointment shall be made by Urbana for a term commencing upon appointment and expiring July 31, 2003. All subsequent terms

shall be for five (5) years expiring July 31. In the case of a vacancy prior to the expiration of the term of appointment, the same appointing authority may appoint to fill the vacancy, such appointment expiring at the end of the five (5)-year term.

Section 4. Original Agreement in Full Force and Effect. The Intergovernmental Agreement attached hereto remains in full force and effect, except as specifically modified by this Amendment.

Section 5. Effective Date. This Amendment No. 1 shall be effective on the date that the last party to this agreement signs the Amendment.

CITY OF CHAMPAIGN, ILLINOIS

By: *Steve Clark*
City Manager

Date: 12-5-00

ATTEST: *Marilyn K. Searls*
City Clerk

APPROVED AS TO FORM FOR CITY:

By: *John Hart*
City Attorney

CITY OF URBANA, ILLINOIS

By: *Tom Sattell*
Mayor

Date: 11/2/00

ATTEST: *Alfred J. Roberts*
DEPUTY City Clerk

APPROVED AS TO FORM FOR CITY:

By: *Paul Weale*
City Attorney

COUNTY OF CHAMPAIGN, ILLINOIS

By: *W. A. Mason*
Chair

Date: 11/29/00

ATTEST: *Mark Shelton*
Secretary

APPROVED AS TO FORM:

Charisma Anderson
State's Attorney