

CITY OF SULLIVAN, ILLINOIS

ORDINANCE NO. 17-27

**AN ORDINANCE APPROVING AND AUTHORIZING
THE EXECUTION OF AN AMENDMENT TO THE
PROFESSIONAL SERVICES AGREEMENTS**

BY AND BETWEEN

THE CITY OF SULLIVAN

AND

JACOB & KLEIN, LTD.

AND

THE ECONOMIC DEVELOPMENT GROUP, LTD.

SULLIVAN TAX INCREMENT FINANCING DISTRICTS I, II, & III

**ADOPTED BY THE MAYOR AND CITY COUNCIL
OF THE CITY OF SULLIVAN, ILLINOIS,
ON THE 23RD DAY OF OCTOBER, 2017**

**CITY OF SULLIVAN, ILLINOIS: ORDINANCE NO. 17-27
 AN ORDINANCE APPROVING AND AUTHORIZING THE EXECUTION OF
 AN AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENTS
 BY AND BETWEEN:
 THE CITY OF SULLIVAN &
 JACOB & KLEIN, LTD. &
 THE ECONOMIC DEVELOPMENT GROUP, LTD.**

SULLIVAN TAX INCREMENT FINANCING DISTRICTS I, II, & III

The Mayor and City Council have determined that this Amendment to the Professional Service Agreements is in the best interest of the citizens of the City of Sullivan; therefore, be it ordained by the Mayor and City Council of the City of Sullivan, Moultrie County, Illinois as follows:

SECTION ONE: The Amendment to the Professional Services Agreements with Jacob & Klein, Ltd. and The Economic Development Group, Ltd., (*Exhibit A*) attached hereto is hereby approved.

SECTION TWO: The Mayor is hereby authorized and directed to enter into and execute on behalf of the City said Amendment to the Professional Services Agreements and the City Clerk of the City of Sullivan is hereby authorized and directed to attest such execution.

SECTION THREE: The Amendment to the Professional Services Agreements shall be effective the date of its approval on the 23rd day of October, 2017.

SECTION FOUR: This Ordinance shall be in full force and effect from and after its passage and approval as required by law.

PASSED, APPROVED and ADOPTED by the Corporate Authorities of the City of Sullivan this 23rd day of October, 2017 and filed in the office of the City Clerk of said City on that date.

MAYOR AND COMMISSIONERS	AYE VOTE	NAY VOTE	ABSTAIN / ABSENT
Mike Mossman	X		
Mike Kirk	X		
Grant Wade	X		
Jerry Risley			X Absent
Ann Y. Short, Mayor	X		
TOTAL VOTES:	4		1

APPROVED: Ann Y. Short, Date 10 / 23 / 2017
 Mayor, City of Sullivan

ATTEST: Monte A. Johnson, Date: 10 / 23 / 2017
 City Clerk, City of Sullivan

EXHIBIT A

**AMENDMENT TO THE
PROFESSIONAL SERVICES AGREEMENTS**

BY AND BETWEEN

THE CITY OF SULLIVAN

AND

JACOB & KLEIN, LTD.

AND

THE ECONOMIC DEVELOPMENT GROUP, LTD.

SULLIVAN TAX INCREMENT FINANCING DISTRICTS I, II, & III

**CITY OF SULLIVAN
TAX INCREMENT FINANCING
DISTRICTS I, II, & III**

**AMENDMENT TO THE
PROFESSIONAL SERVICES AGREEMENTS**

by and between

THE CITY OF SULLIVAN, MOULTRIE COUNTY, ILLINOIS

and

JACOB & KLEIN, LTD.

and

THE ECONOMIC DEVELOPMENT GROUP, LTD.

OCTOBER 23, 2017

**CITY OF SULLIVAN
SULLIVAN TAX INCREMENT FINANCING (TIF) DISTRICTS I, II, & III
AMENDMENT TO THE
PROFESSIONAL SERVICES AGREEMENTS**

**by and between
CITY OF SULLIVAN
and
JACOB & KLEIN, LTD.
AND
THE ECONOMIC DEVELOPMENT GROUP, LTD.**

THIS AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENTS is entered into this 23rd day of October, 2017, by and between the **CITY OF SULLIVAN** (the "City"), an Illinois Municipal Corporation, Moultrie County, Illinois; and **JACOB & KLEIN, LTD.** ("J&K") and **THE ECONOMIC DEVELOPMENT GROUP, LTD.** ("EDG").

PREAMBLE

WHEREAS, pursuant to the Tax Increment Allocation Redevelopment Act, 65 ILCS 5/11-74.4 *et seq.*, as amended (the "Act"), the City approved a Redevelopment Plan and Projects, designated a Redevelopment Project Area and adopted Tax Increment Financing under the Act for **Sullivan TIF District I** on December 29, 1986 (the "TIF District I"); and

WHEREAS, pursuant to the Act, the City approved a Redevelopment Plan and Projects, designated a Redevelopment Project Area and adopted Tax Increment Financing under the Act for **Sullivan TIF District II** on December 23, 1991 (the "TIF District II"); and

WHEREAS, the City engaged the services of J&K to provide legal advice and EDG to provide technical advice to assist in the administration of TIF District I and TIF District II pursuant to a Professional Services Agreement executed by the Parties on or about January 8, 2001 (the "TIF I/II PSA"); and

WHEREAS, pursuant to the Act, the City approved a Redevelopment Plan and Projects, designated a Redevelopment Project Area and adopted Tax Increment Financing under the Act for **Sullivan TIF District III** on October 22, 2001 (the "TIF District III"); and

WHEREAS, the City engaged the services of J&K to provide legal advice and EDG to provide technical advice to assist in the administration of TIF District III pursuant to a Professional Services Agreement executed by the Parties on or about May 14, 2001 (the "TIF III PSA"); and

WHEREAS, the Parties agree to Amend the terms of the TIF I/II PSA executed on January 8, 2001 and the TIF III PSA executed on May 14, 2001 as set forth below.

AMENDMENT TO THE TIF I/II PSA

A. AMENDED "4. Time and Method of Payment"

The time of payment for Administrative Services contained in Section 4 of the TIF I/II PSA shall be amended as follows:

For Annual Administrative Services and Annual Administrative Costs, J&K and EDG shall bill the City on a quarterly basis.

(i) For purposes of this Agreement, quarterly billings shall occur as follows:

January-March	Billed in April
April-June	Billed in July
July-September	Billed in October
October-December	Billed in December

B. PRIOR AGREEMENT TERMS APPLY

All terms of the TIF I/II PSA shall apply to this Amendment and remain effective unless specifically modified by this Amendment to the TIF I/II PSA.

AMENDMENT TO THE TIF III PSA

A. AMENDED "4. Time and Method of Payment"

The time of payment for Administrative Services contained in Section 4 of the TIF III PSA shall be amended as follows:

For Annual Administrative Services and Annual Administrative Costs, J&K and EDG shall bill the City on a quarterly basis.

(i) For purposes of this Agreement, quarterly billings shall occur as follows:

January-March	Billed in April
April-June	Billed in July
July-September	Billed in October
October-December	Billed in December

B. PRIOR AGREEMENT TERMS APPLY

All terms of the TIF III PSA shall apply to this Amendment and remain effective unless specifically modified by this Amendment to the TIF III PSA.

IN WITNESS WHEREOF the Parties hereto have caused this Amendment to the Professional Services Agreements to be executed by their duly authorized officers on the above date at Sullivan, Illinois.

THE CITY OF SULLIVAN, an Illinois
Municipal Corporation:

City Hall
2 West Harrison Street
Sullivan, IL 61951
Phone: (217) 728-4383

By: 
Mayor

Attest: 
City Clerk

JACOB & KLEIN, LTD., an Illinois
Professional Service Corp.:

1701 Clearwater Avenue
Bloomington, IL 61704
Phone: (309) 664-7777
Fax: (309) 664-7878

By: _____
Chairman

**THE ECONOMIC DEVELOPMENT
GROUP, LTD.**, an Illinois Corporation:

1701 Clearwater Avenue
Bloomington, IL 61704
Phone: (309) 664-7777
Fax: (309) 664-7878

By: _____
President