

INTERGOVERNMENTAL AGREEMENT

This Agreement entered into this ____ day of _____, 2022, by and between Manhattan School District 114, Chaney-Monge School District 88, Lemont Township High School District 210, Elwood Community Consolidated School District 203, Laraway Community Consolidated School District 70-C, Lockport Elementary School District 91, Union School District 81, Lincoln-Way Area Special Education District 843, Wilco Area Career Center, Chicago Ridge School District 127-5, Professional Development Alliance (PDA), Richland School District 88A, Southern Will County Cooperative for Special Education (SOWIC), Will County School District 92, Peotone Community Unit School District 207U, Gower Elementary School District 62, Dixon Public Schools 170 (collectively referred to herein as the “Parties”).

WHEREAS, Article VII, Section 10 of the 1970 Constitution of the State of Illinois and Intergovernmental Cooperation Act (5 ILCS 220/1, *et seq.*) provide that units of local government may contract or otherwise associate among themselves to obtain or share services or to exercise, combine, or transfer any power or function in any manner not prohibited by law or ordinance. Units of Local government may contract and otherwise associate with individuals, associations, trusts and corporations in any matter not prohibited by law or ordinance; and

WHEREAS, the Intergovernmental Cooperation Act specifically provides that an intergovernmental contract may, among other undertakings, authorize public agencies to jointly self-insure and authorize each public agency member of the contract to utilize its funds to pay to a joint insurance pool its costs and reserves to protect, wholly or partially, itself or any public agency member of the contract against liability or loss in the designated insurable area (5 ILCS 220/6); and

WHEREAS, the Parties are presently members of the Lincolnway Area Affiliation of Participating School Districts Employee Benefit Trust Fund which was last restated in 1987 and last amended on March 18, 2004; and

WHEREAS, upon request by the Trustees and the insurance provider, the various Parties have diligently searched their records for prior documents, which searches have resulted in only four Parties finding any documentation of which none of the documentation was the original Trust document or the Intergovernmental Agreement(s) establishing said Trust; and

WHEREAS, it is the desire of the Parties to renew the Intergovernmental Agreement and retain their Trust membership; and

WHEREAS, the Trustees of the Trust have amended and restated the Trust pursuant to Article IX, Section 1 of said document; and

WHEREAS, it is the desire of the Parties to incorporate the Amended and Restated Trust into this Intergovernmental Agreement;

NOW, THEREFORE, in consideration of the foregoing recitals and of the mutual promises and obligations contained hereinafter, the adequacy and sufficiency of which the parties hereby stipulate, the Parties covenant and agree as follows:

1. The recitals set forth in the foregoing preamble are specifically incorporated into and made a part of this Agreement, as though fully set forth herein;

2. The Parties hereto restate their membership in the Lincolnway Area Affiliation of Participating School Districts Employee Benefit Trust Fund;

3. The Parties hereto further re-adopt the Lincolnway Area Affiliation of Participating School Districts Employee Benefit Trust Fund Agreement and Declaration of Trust dated May 1, 1977, as restated and amended on May 1, 1987, and as subsequently amended on March 18, 2004, and as further restated and amended on _____, 2022, a copy of which is hereby attached as Exhibit A.

4. It is hereby acknowledged and agreed that this document shall supersede any prior agreements or contracts related to the Lincolnway Area Affiliation of Participating School Districts Employee Benefit Trust Fund.

5. This document may be executed in multiple counterparts by the parties.

Executed this _____ day of _____, 2022.

MANHATTAN SCHOOL DISTRICT 114

By: _____
President

ATTEST:

By: _____
Secretary

CHANEY-MONGE SCHOOL DISTRICT 88

By: _____
President

ATTEST:

By: _____
Secretary

LEMONT TOWNSHIP HIGH SCHOOL
DISTRICT 210

By: _____
President

ATTEST:

By: _____
Secretary

LARAWAY COMMUNITY CONSOLIDATED
SCHOOL DISTRICT 70-C

By: _____
President

ATTEST:

By: _____
Secretary

LOCKPORT ELEMENTARY SCHOOL
DISTRICT 91

By: _____
President

ATTEST:

By: _____
Secretary

UNION SCHOOL DISTRICT 81

By: _____
President

ATTEST:

By: _____
Secretary

ELWOOD COMMUNITY CONSOLIDATED
SCHOOL DISTRICT 203

By: _____
President

ATTEST:

By: _____
Secretary

WILCO AREA CAREER CENTER

By: _____
President

ATTEST:

By: _____
Secretary

CHICAGO RIDGE SCHOOL DISTRICT
127-5

By: _____
President

ATTEST:

By: _____
Secretary

PROFESSIONAL DEVELOPMENT
ALLIANCE (PDA)

By: _____
President

ATTEST:

By: _____
Secretary

LINCOLN-WAY AREA SPECIAL
EDUCATION DISTRICT 843

By: _____
President

ATTEST:

By: _____
Secretary

SOUTHERN WILL COUNTY
COOPERATIVE FOR SPECIAL
EDUCATION (SOWIC)

By: _____
President

ATTEST:

By: _____
Secretary

WILL COUNTY SCHOOL DISTRICT 92

By: _____
President

ATTEST:

By: _____
Secretary

PEOTONE COMMUNITY UNIT SCHOOL
DISTRICT 207U

By: _____
President

ATTEST:

By: _____
Secretary

RICHLAND SCHOOL DISTRICT 88A

By: _____
President

ATTEST:

By: _____
Secretary

DIXON PUBLIC SCHOOLS 170

By: _____
President

ATTEST:

By: _____
Secretary

GOWER ELEMENTARY SCHOOL
DISTRICT 62

By: _____
President

ATTEST:

By: _____
Secretary