

**INTERGOVERNMENTAL AGREEMENT
BETWEEN ROCK ISLAND COUNTY AND THE ILLINOIS ASSOCIATION OF
COUNTY BOARD MEMBERS AND COMMISSIONERS**

THIS AGREEMENT is entered into by and between Rock Island County (hereinafter “County”) and the Illinois Association of County Board Members and Commissioners (hereinafter “Association”).

WHEREAS, the Association is a not-for-profit organization designed for the purpose of supporting counties and county board members elected throughout the State of Illinois and is an association within the meaning of Article VII, §10(a) of the Illinois Constitution; and

WHEREAS, Rock Island County is a unit of local government within the meaning of Article VII, Section 1, of the Constitution of the State of Illinois, and is a public agency within the meaning of the Illinois Intergovernmental Cooperation Act, 5 ILCS 220/1, et seq., and is established and governed by the Counties Code, 55 ILCS 5/1-1001, et seq.; and

WHEREAS, the Constitution of the State of Illinois, 1970, Article VII, Section 10, authorizes units of local government to obtain or share services and to exercise, combine, or transfer any power or function, in any manner not prohibited by law or ordinance and allows units of local government to contract or otherwise associate with individuals, associations, and corporations in any manner not prohibited by law or by ordinance; and

WHEREAS, Rock Island County solicited bids for a Grounds Care Equipment Discount Schedule and accepted a bid received from John Deere Company; and

WHEREAS, the bid was solicited by public notice inserted at least once in a newspaper of general circulation in Rock Island County, at least five calendar days before the final date of submitting bids, and was based on competitive and sealed bids; and

WHEREAS, the Governmental Purchasing Act allows units of local government to utilize the bids of other government bodies in certain situations; and

WHEREAS, the Association entered into an agreement with John Deere Company permitting members of the Association to purchase equipment based on the bid accepted by Rock Island County.

NOW, THEREFORE, in consideration for the promises and covenants contained herein, and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged by the parties, ROCK ISLAND COUNTY and the ASSOCIATION agree as follows:

1. The foregoing recitals are hereby incorporated and adopted as if fully set forth herein.
2. In accordance with the Governmental Joint Purchasing Act, 30 ILCS 525/2(a), the Association is authorized to participate in the equipment purchase program and utilize the bid secured by Rock Island County with John Deere Company.
3. In accordance with the statutory and constitutional powers on intergovernmental cooperation and in accordance with the Governmental Joint Purchasing Act, the public body members of the Association shall be entitled to participate in the equipment purchase program.
4. The failure of any party to this Agreement to insist on strict performance of any covenant or condition of this Agreement, or to exercise any right herein contained, shall not be construed as a waiver of such covenant, condition or right.
5. This Agreement may be amended only upon the mutual consent of all parties in writing.
6. Any and all notices required hereunder shall be considered fully given if mailed

by certified mail to the President of the Association, and the Chairman of the Rock Island County Board.

7. This Agreement shall remain in force and effect until the expiration of the applicable bids either according to its terms or as otherwise required by law.

8. If any part of this Agreement is found by any court to be unlawful for any reason, all other parts of the Intergovernmental Agreement shall remain in force.

IN WITNESS THEREOF, ROCK ISLAND COUNTY and the ILLINOIS ASSOCIATION OF COUNTY BOARD MEMBERS AND COMMISSIONERS, have caused this Intergovernmental Agreement to be executed by duly authorized officers thereof on the dates indicated below.

ILLINOIS ASSOCIATION OF COUNTY BOARD MEMBERS & COMMISSIONERS

ROCK ISLAND COUNTY

By _____
President

By: _____
Its:

Date _____

Date: _____

ATTEST:

ATTEST:

Association Secretary

Its: