

Resolution No. 24-1

A RESOLUTION APPROVING AND AUTHORIZING SANGAMON COUNTY TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT WITH THE VILLAGE OF ROCHESTER REGARDING ENFORCEMENT OF COMMERCIAL BUILDING CODES WITHIN ROCHESTER, ILLINOIS

WHEREAS, Section 10 of Article 7 of the 1970 Constitution of the State of Illinois and Section 3 of the Intergovernmental Cooperation Act (5 ILCS 220/3) provides that a public agency may enter into an intergovernmental agreement with other public agencies to obtain services; and

WHEREAS, under the provisions of the Intergovernmental Cooperation Act, 5 ILCS 200/1 et seq., governmental units of the State of Illinois are permitted to enter into Intergovernmental Cooperation Agreements for any lawful purpose; and

WHEREAS, the Village of Rochester (“Village”) is an Illinois Municipal Corporation existing and operating under the Illinois Municipal Code and the laws of the State of Illinois; and,

WHEREAS, the Village and Sangamon County (“County”) have adopted the commercial building codes (“Code) specified in the proposed Intergovernmental Agreement (“Agreement”); and,

WHEREAS, the Village wishes to enter into an Agreement with the County to provide for commercial building inspections services as described in the proposed Agreement as attached hereto as Exhibit A; and,

WHEREAS, the County has the staff and resources to enforce the Code through its Department of Public Health (“Department) Building Safety Section; and,

WHEREAS, the County, through the Department, is willing to provide the staff and resources working to ensure public safety through the enforcement of the Code as detailed in the proposed agreement; and,

WHEREAS, the Village has approved Resolution 20-10 attached hereto as Exhibit A1;

FILED

JUL 10 2020

Don Hays
Sangamon County Clerk

24-2

NOW, THEREFORE BE IT RESOLVED by the County Board of Sangamon County, in session this 14th day of July 2020, that this Board hereby approves entering into the intergovernmental agreement with the Village for enforcement of the Code as provided in Exhibit A which is attached hereto and made a part hereof.

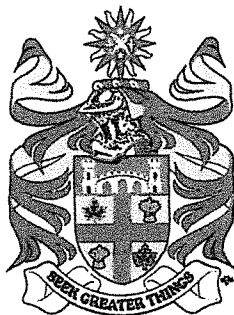
Chairman, Sangamon County Board

ATTEST:

County Clerk

RECEIVED
2660
JUL 10 2020

Andy Goleman
SANGAMON COUNTY AUDITOR



Incorporated in 1869

Village of Rochester

SANGAMON COUNTY, ILLINOIS

RESOLUTION NO. 20 - 10

A RESOLUTION APPROVING AND AUTHORIZING THE VILLAGE TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT REGARDING THE ENFORCEMENT OF COMMERCIAL BUILDING CODES WITH SANGAMON COUNTY, ILLINOIS

WHEREAS, the Village of Rochester (“Village”) is an Illinois Municipal Corporation existing and operating under the Illinois Municipal Code and the laws of the State of Illinois; and

WHEREAS, the Constitution of the State of Illinois, 1970, Article VII, Section 10 authorizes units of local government to contract or otherwise associate among themselves in any manner not prohibited by law or ordinance; and,

WHEREAS, the Village of Rochester and Sangamon County, Illinois (“County”) (hereinafter collectively referred to as the “Parties”) have adopted the following codes:

- 2006 International Building Code
- 2006 International Fuel Gas Code
- 2006 International Mechanical Code
- 2006 International Property Maintenance Code
- 2006 International Fire Code
- 2006 International Energy Code
- 1997 Illinois Accessibility Code or most current edition by state statute
- 2004 Illinois Plumbing Code or the most current edition by statute
- 2005 National Electrical Code

WHEREAS, the County has the staff and resources to enforce the aforementioned Codes through its Building and Safety Department (“Department”), but the Village lacks the staff and resources to enforce the aforementioned Codes; and,

WHEREAS, the County, through the Department, is willing to provide the staff and resources in the matter of enforcement of the aforementioned Codes for the construction, alteration, movement, enlargement, replacement repair, equipment, use and occupancy, location, maintenance, removal and demolition of every building or structure or any appurtenances connected or attached to such buildings or structures. Excepting detached one- and two-family dwellings and multiple single-family dwellings (townhouses) not more than three stories above grade plane in height with a separate means of egress and their accessory structures shall comply with the International Residential Code wherein adopted by the Village.

WHEREAS, the Village wishes to enter into an Agreement with the County to provide for commercial building inspection services as described in the Agreement as attached hereto as **Exhibit A**; and,

WHEREAS, the Board of Trustees of the Village believe it is in the best interest of the Village to enter into the Agreement for commercial building inspections.

NOW THEREFORE, BE IT RESOLVED by the President and Board of Trustees of the Village of Rochester, Sangamon County, Illinois, as follows:

Section 1. Recitals. The foregoing recitals shall be and are hereby incorporated into and made a part of this Resolution as if fully set forth in this Section 1.

Section 2. Approval of Agreement. The Village Board of Trustees hereby authorizes the Village to enter the Intergovernmental Agreement Regarding the Enforcement of Commercial Building Codes as attached hereto as **Exhibit A**. The Village President and Clerk are hereby authorized to execute the Agreement on behalf of the Village.

Section 3. Effective Date. This Resolution shall be in full force and effect from and after its passage and approval.

SO RESOLVED this 13 day of April, 2020, at Rochester, Sangamon County, Illinois.

	YES	NO	ABSENT	PRESENT
MATT BUTCHER	X			
MARIBETH EANDI	X			
HAROLD HENDRICKSON	X			
JOE HILL	X			
STACIA MUNROE	X			
DOUG ZOBRIST	X			
TOTAL	6	0		

APPROVED by the President of the Village of Rochester, Illinois this 13 day of April, 2020.

Joseph C. Suerdieck
JOSEPH C. SUERDIECK, Village President

Attest:
Lynn Langdon
LYNN LANGDON, Village Clerk

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EXHIBIT A
Intergovernmental Agreement Between County of Sangamon and the Public Agency
of the Village of Rochester Regarding the Enforcement of Commercial Building
Codes

INTERGOVERNMENTAL AGREEMENT BETWEEN COUNTY OF SANGAMON AND THE VILLAGE OF ROCHESTER REGARDING THE ENFORCEMENT OF COMMERCIAL BUILDING CODES

WHEREAS, Section 10 of Article 7 of the 1970 Constitution of the State of Illinois and Section 3 of the Intergovernmental Cooperation Act (5 ILSC 220/3) provide that a public agency may enter into any intergovernmental agreement with other public agencies to obtain services;

WHEREAS, the Village of Rochester, Illinois ("Municipality) has requested for the County's assistance in enforcing the Commercial Building Code.

WHEREAS, both Sangamon County, Illinois ("County") and the Municipality have adopted the following codes:

- 2006 International Building Code
- 2006 International Fuel Gas Code
- 2006 International Mechanical Code
- 2006 International Property Maintenance Code
- 2006 International Fire Code
- 2006 International Energy Code
- 1997 Illinois Accessibility Code or most current edition by state statute
- 2004 Illinois Plumbing Code or the most current edition by statute
- 2005 National Electrical Code

HERETO KNOWN AS the code and,

WHEREAS, the County has the staff and resources to enforce the Code through its Building and Safety Department ("Department"), but the Municipality lacks the staff and resources to enforce the Code; and,

WHEREAS, the County, through the Department, is willing to provide the staff and resources in the matter of enforcement of the Code for the construction, alteration, movement, enlargement, replacement repair, equipment, use and occupancy, location, maintenance, removal and demolition of every building or structure or any appurtenances connected or attached to such buildings or structures. Excepting detached one- and two-family dwellings and multiple single-family dwellings (townhouses) not more than three stories above grade plane in height with a separate means of egress and their accessory structures shall comply with the International Residential Code wherein adopted by the village.

THEREFORE, IT IS HEREBY AGREED as follows:

The Department shall provide the staff and resources in the matter of enforcing the Code within the corporate limits of the Municipality pertaining to the construction, alteration, movement, enlargement, replacement repair, equipment, use and occupancy, location, maintenance, removal and demolition of every building or structure or any appurtenances

connected or attached to such buildings or structures. Excepting detached one- and two-family dwellings and multiple single-family dwellings (townhouses) not more than three stories above grade plane in height with a separate means of egress and their accessory structures shall comply with the International Residential Code wherein adopted by the village.

Upon payment of the Municipality zoning fees, and passage of the zoning inspection provided by the Municipality. The Building Applicant shall then be referred to the Department which shall, process all applications, make all inspections, excepting required zoning inspections, and charge all fees, as if the property were in an unincorporated area of the County.

In addition to processing building permit applications, the Department shall perform property maintenance code inspection services within the Municipality as are requested from time to time by the Official in charge. In such event, the Department shall charge the Municipality a fee of (\$125.00) One Hundred and Twenty Five Dollars payable to the Department. The Department would then be responsible for conducting the inspections. The Department would inform the Municipality of any Property Maintenance Violations and the Municipality would refer the Owner of the property to the Department if any permits should be needed for correction of the violations.

The County shall be entitled to keep all fees generated pursuant to this Agreement other than the Municipality zoning fees.

During the term of this Agreement, whenever the County adopts a newer version of the Code, it shall notify the Municipality, which shall promptly adopt the same version of the Code.

The Department shall report to the Municipality each time it approves a building permit application, providing the Municipality with the address of the building, the name of the owner, and a summary description of the building or structure to be erected or remodeled.

This agreement may be executed in counterparts.

This agreement is terminable at will by either party on 10 days written notice to the other.

Municipality: VILLAGE OF ROCHESTER, ILLINOIS

BY: Joseph C. Suedbeck DATE: 4-13-20
Its President

Attest:

BY: [Signature]
Clerk

County: SANGAMON COUNTY, ILLINOIS

By: _____ Date: _____
Board Chairman

Attest:
By: _____
County Clerk

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COUNTY OF SANGAMON, ILLINOIS

BY: _____
Chairman, Sangamon County Public
Health and Safety Committee

DATE: _____

BY: _____
Sangamon County Chairman

DATE: _____