

## **AMENDMENT 3 TO ADDENDUM “B”**

TO THE INTERGOVERNMENTAL AGREEMENT MADE DECEMBER 15, 2015, BY AND BETWEEN THE CITY OF DIXON, THE COUNTY OF LEE, THE CITY OF ROCHELLE AND THE COUNTY OF OGLE REGARDING THE ADMINISTRATION OF THE LEE OGLE ENTERPRISE ZONE.

**WHEREAS**, the Designating Units of Government adopted Ordinances and an Intergovernmental Agreement establishing an Enterprise Zone, certified by the Department of Commerce and Economic Opportunity on January 1, 2017, including incorporated portions of the City of Dixon, unincorporated portions of the County of Lee, incorporated portions of the City of Rochelle and unincorporated portions of the County of Ogle; and

**WHEREAS**, the Designating Units of Government adopted Amendment 1 to Addendum B, adding the City of Amboy as a Designating Unit of Government, and expanding the Enterprise Zone to include certain industrial and commercial property in the City of Amboy, and;

**WHEREAS**, the Designating Units of Government adopted Amendment 2 to Addendum B, adding the Village of Mount Morris as a Designating Unit of Government, and expanding the Enterprise Zone to include certain industrial and commercial property in the Village of Mount Morris, and;

**WHEREAS**, a public hearing was held on February 12, 2018, in the Enterprise Zone, on the question of expanding the Enterprise Zone to include one specific project area within the city of Rochelle and one specific project area in the City of Dixon, and;

**WHEREAS**, one of these projects, while being commercial in nature, is occurring, as an allowable use, in an area under the PUD-Residential zoning class in the City of Rochelle; and

**WHEREAS**, the said areas to be added to the Lee Ogle Enterprise Zone meet the statutory requirements of contiguity to the existing zone, not exceeding the total allowable area of the zone, having specific development commitments, and creating or retaining specific jobs; and

**NOW, THEREFORE**, in consideration of the foregoing premises, the Designating Units of Government agree that the intergovernmental agreement shall be amended in the following respects:

**A. CHANGE TO SECTION I. OF THE INTERGOVERNMENTAL AGREEMENT– GENERAL PROVISIONS**

**Subsection A) is hereby amended to read as follows:**

A) Legal Description. The area as described in the original Lee Ogle Enterprise Zone “ADDENDUM “A” LEE OGLE ENTERPRISE ZONE DESCRIPTION FOR RECORDING”, “AMENDMENT 1 TO ADDENDUM “A” LEE OGLE ENTERPRISE ZONE DESCRIPTION FOR RECORDING”, “AMENDMENT 2 TO ADDENDUM “A” LEE OGLE ENTERPRISE ZONE DESCRIPTION FOR RECORDING” and “AMENDMENT 3 TO ADDENDUM “A” LEE OGLE ENTERPRISE ZONE DESCRIPTION FOR RECORDING”, shall be designated as the Lee Ogle Enterprise Zone.

**Subsection D) is hereby amended to read as follows:**

**D) Administration Fees.**

2) **Designating Units of Government** – The Designating Units of Government agree to provide financial assistance to the organization employing the Zone Administrator. Said assistance shall be calculated using a per capita rate of \$0.75 (seventy-five cents) based on the population of the respective Designating Units of Government according to the most recent decennial census as well as allocation of Enterprise Zone Acreage as described below:

**Lee Ogle Enterprise Zone Area and Funding Formula for EZ Administration Operating Expense**

**2010 US Census Population Lee & Ogle Counties**

Dixon	15,692	Rochelle	9,574	Both County Pop.	89,528
Amboy	2,404	Mount Morris	2,998	Budget of \$.75 Per Capita	
Lee	36,031	Ogle	53,497	for EZ Admin=	\$67,146.00

<b><u>LEE COUNTY PORTION</u></b>	<b><u>Percent of Zone</u></b>	<b><u>OGLE COUNTY PORTION</u></b>	<b><u>Percent of Zone</u></b>
to Uninc. Lee	3,206.40 acres 36.12%	to Uninc. Ogle	1,066.92 acres 12.02%
To Dixon	1,161.48 acres 13.08%	To Rochelle	3,149.80 acres 35.48%
To Amboy	73.97 acres 0.83%	To Mount Morris	193.43 acres 2.18%
50% Connector Strips	12.25 acres 0.14%	50% Connector Strip	12.25 acres 0.14%
Area To Lee County	4,454.10 acres 50.18%	Area To Ogle County	4,422.39 acres 49.82%

Zone Parcel Acreage	8,852.00 acres	99.72%
Connector Strips	24.49 acres	0.28%
Total Zone Area	8,876.49 acres	100.00%
Total Area allocated to Zone	8,876.49 acres	92.46%
Acres in reserve (unallocated)	723.51 acres	7.54%
Max acres per Statute	9600.00 acres	100.00%

**LEE COUNTY FINANCIAL SHARE**

Lee County Share	\$10,574.00
Dixon Share	\$22,508.00
Amboy Share	\$670.00

**OGLE COUNTY FINANCIAL SHARE**

Ogle County Share	\$7,778.00
Rochelle Share	\$23,866.00
Mount Morris Share	\$1,750.00



- I-1 Light (limited) Industry District
- I-2 General Industrial District
- I-3 Heavy Industrial District
- Overlay Districts
- TTO Transportation Overlay District
- TOD Technology Overlay District
- Mixed Districts
- PUD-C Planned Unit Development
- PUD-I Planned Unit Development
- PUD-R Planned Unit Development
- Village of Mount Morris Districts for Eligible Project Types
- C-1 General Business District
- C-2 Highway Business District
- I-1 Light Industrial District
- I-2 General Industrial District

Ogle County Districts for Eligible Project Types:

- B-1 Business District
- B-2 Business Recreational District
- B-3 Restricted Interstate Highway Area Business District
- I-1 Industrial District
- PD Planned Development District

In all other respects, the Intergovernmental Agreement dated December 15, 2015 shall remain in full force and effect.

This Amendment 3 may be executed in any number of counterparts and any party hereto may execute any such counterparts, each of which when executed and delivered shall be deemed to be an original and all of which counterparts taken together shall constitute one and the same instrument. This Amendment 2 shall become binding when one or more of the counterparts taken together shall have been executed and delivered by the parties. It shall not be necessary in making proof of this Amendment 2 or any counterpart hereof to produce or account for any other counterparts.

*(the signature of the parties appears on the following page)*

Dated this \_\_\_\_ day of \_\_\_\_\_, 2018

City of Dixon

City of Amboy

County of Lee

By: \_\_\_\_\_

By: \_\_\_\_\_

By: \_\_\_\_\_

Mayor

Mayor

County Board Chairman

City of Rochelle

Village of Mount Morris

County of Ogle

By: \_\_\_\_\_

By: \_\_\_\_\_

By: \_\_\_\_\_

Mayor

Village President

County Board Chairman