

MINUTES OF THE MEETING OF THE BOARD OF COUNTY COMMISSIONERS
OF MONROE COUNTY, ILLINOIS SEPTEMBER 8, 2015

The meeting of the County Commissioners of Monroe County, Illinois was called to order at 8:00 a.m. Chairman Terry Liefer, Commissioner Delbert Wittenauer, and Commissioner Robert Elmore were present.

The meeting opened with the Pledge of Allegiance.

Others present included Sheila Wetzler, Linda Lehr and County Clerk Dennis Knobloch, along with Press Corps representatives – Joe Leicht of the Monroe County Independent and Alan Dooley of the Republic Times. Also present were Mark Altadonna and Mike Kovarik.

There being a quorum present, meeting was called to order by Chairman Liefer.

Aaron Metzger was present for discussion of Highway Department business. Mr. Metzger said that MFT funds are being collected and sent to the State, but because there is no current budget, the State is not authorized to redistribute those funds to the local governments. He said right now the County has not received the July and August monthly distribution. Mr. Metzger said that this also applies to the Township Bridge Fund and several MFT supplements. At this time he said he has funds in reserve, and doesn't expect any problems with delivering service, but if those funds don't start flowing from the State later this year, it could cause some problems in delivering the necessary services.

There was also discussion of the Road District CST funds. Mr. Metzger said that several of the projects have been delayed because of right-of-way and other issues, including projects in Road District 7, and also on Country Club Road. He asked if the Commissioners wanted him to move these funds into the Construction Fund so they can be used in subsequent years, or if he should let those funds go back to the General Fund. Motion was made by Commissioner Elmore with a second by Commissioner Wittenauer to move the funds to the Construction Fund so they can be used in subsequent years. All voting Aye, none Nay and none Absent. Motion carried. Mr. Metzger said it also appears that good progress is being made on the Lakeview Drive project, with retaining walls being built, and some sidewalks now being constructed. He said it appears the contractors should have no problem completing that project this Fall.

Motion was made by Commissioner Wittenauer with a second by Commissioner Elmore to approve a Courtyard / Bandstand permit for the Violence Prevention Center for October 15, 2015. All voting Aye, none Nay and none Absent. Motion carried.

Motion was made by Commissioner Wittenauer with a second by Commissioner Elmore to approve a Courtyard / Bandstand permit for the 2016 Porta Wesfalica Fest to be held on Tuesday, June 21, 2016. All voting Aye, none Nay and none Absent. Motion carried.

Motion was made by Commissioner Wittenauer with a second by Commissioner Elmore to approve a Courtyard / Bandstand permit for the Waterloo Chamber of Commerce 2015 Christmas on the Square to be held Friday, November 27 through Sunday, November 29, 2015. All voting Aye, none Nay and none Absent. Motion carried.

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Motion was made by Commissioner Wittenauer with a second by Commissioner Elmore to approve a Raffle License for the Hecker Sportsman Club. All voting Aye, none Nay and none Absent. Motion carried.

Motion was made by Commissioner Wittenauer with a second by Commissioner Elmore to reappoint Brian Mehrstens as Commissioner to the Columbia Drainage and Levee District #3. All voting Aye, none Nay and none Absent. Motion carried.

RESOLUTION 15-57

BE IT RESOLVED by the Board of County Commissioners of Monroe County, Illinois that Brian Mehrstens, 134 Adams Lane, Columbia, Illinois, be reappointed as Commissioner to the **Columbia Drainage & Levee District #3**, with the term to commence on September 2, 2015 and term to expire on September 1, 2018 or until a successor is appointed and has qualified.

Passed by the Board of County Commissioners of Monroe County, Illinois at Waterloo, this 8th day of September, 2015.

Motion: Wittenauer
Aye: Three
Absent: None

Second: Elmore
Nay: None

Terry Liefer, Chairman

Dennis M. Knobloch, County Clerk

Delbert Wittenauer, Member

Robert Elmore, Member

Motion was made by Commissioner Wittenauer with a second by Commissioner Elmore to reappoint Eugene H. Sensel as Commissioner to the Stringtown Drainage and Levee District #4. All voting Aye, none Nay and none Absent. Motion carried.

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RESOLUTION 15-58

BE IT RESOLVED by the Board of County Commissioners of Monroe County, Illinois that Eugene H. Sensel, 5405 VV Road, Prairie du Rocher, Illinois, be reappointed as Commissioner to the **Stringtown Drainage & Levee District #4**, with term to commence on September 2, 2015 and term to expire on September 1, 2018 or until a successor is appointed and has qualified.

Passed by the Board of County Commissioners of Monroe County, Illinois at Waterloo, this 8th day of September, 2015.

Motion: Wittenauer
Aye: Three
Absent: None

Second: Elmore
Nay: None

Terry Liefer, Chairman

Dennis M. Knobloch, County Clerk

Delbert Wittenauer, Member

Robert Elmore, Member

Motion was made by Commissioner Wittenauer with a second by Commissioner Elmore to reappoint Craig Ramsey as Commissioner to the Fish Lake Drainage and Levee District #8. All voting Aye, none Nay and none Absent. Motion carried.

RESOLUTION 15-59

BE IT RESOLVED by the Board of County Commissioners of Monroe County, Illinois that Craig Ramsey, 10834 Levee Road, Columbia, Illinois, be reappointed as Commissioner to the **Fish Lake Drainage & Levee District #8**, with term to commence on September 2, 2015 and term to expire on September 1, 2018 or until a successor is appointed and has qualified.

Passed by the Board of County Commissioners of Monroe County, Illinois at Waterloo, this 8th day of September, 2015.

Motion: Wittenauer
Aye: Three
Absent: None

Second: Elmore
Nay: None

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Terry Liefer, Chairman

Dennis M. Knobloch, County Clerk

Delbert Wittenauer, Member

Robert Elmore, Member

Motion was made by Commissioner Wittenauer with a second by Commissioner Elmore to reappoint Ronald Kuergeleis as Commissioner to the Harrisonville Drainage and Levee District. All voting Aye, none Nay and none Absent. Motion carried.

RESOLUTION 15-60

BE IT RESOLVED by the Board of County Commissioners of Monroe County, Illinois that Ronald Kuergeleis, 3302 Brandt Road, Fults, Illinois, be reappointed as Commissioner to the **Harrisonville Drainage & Levee District**, with term to commence on September 2, 2015 and term to expire on September 1, 2018 or until a successor is appointed and has qualified.

Passed by the Board of County Commissioners of Monroe County, Illinois at Waterloo, this 8th day of September, 2015.

Motion: Wittenauer
Aye: Three
Absent: None

Second: Elmore
Nay: None

Terry Liefer, Chairman

Dennis M. Knobloch, County Clerk

Delbert Wittenauer, Member

Robert Elmore, Member

Motion was made by Commissioner Elmore with a second by Commissioner Liefer to reappoint Delbert W. Wittenauer, Jay Vogt and Barbara Wagner to the Monroe County Board of Health for a one-year term. All voting Aye, none Nay and none Absent. Motion carried.

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RESOLUTION 15-61

BE IT RESOLVED by the Board of County Commissioners of Monroe County, Illinois that the following individuals be reappointed to the **Monroe County Board of Health**, for a term of one year with term to commence on July 1, 2015 and term to expire on June 30, 2016 or when a successor is appointed and has qualified.

Delbert W. Wittenauer
6489 KK Road
Waterloo, IL 62298

Jay Vogt
6327 Goeddeltown Road
Waterloo, IL 62298

Barbara Wagner
119 Westview Place
Waterloo, IL 62298

Passed by the Board of County Commissioners of Monroe County, Illinois at Waterloo, this 8th day of September, 2015.

Motion: Elmore
Aye: Three
Absent: None

Second: Liefer
Nay: None

Terry Liefer, Chairman

Dennis M. Knobloch, County Clerk

Delbert Wittenauer, Member

Robert Elmore, Member

Motion was made by Commissioner Elmore with a second by Commissioner Wittenauer to reappoint Lyle Hoffmann and Michael Kirk to the Monroe County Board of Health for a two-year term. All voting Aye, none Nay and none Absent. Motion carried.

RESOLUTION 15-62

BE IT RESOLVED by the Board of County Commissioners of Monroe County, Illinois that the following individuals be reappointed to the **Monroe County Board of Health**, for a term of two years with term to commence on July 1, 2015 and term to expire on June 30, 2017 or when a successor is appointed and has qualified.

Lyle Hoffmann
1254 Gall Road
Waterloo, IL 62298

Michael Kirk, M.D.
5542 Wildwood Drive
Waterloo, IL 62298

Passed by the Board of County Commissioners of Monroe County, Illinois at Waterloo, this 8th day of September, 2015.

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Motion: Elmore
Aye: Three
Absent: None

Second: Wittenauer
Nay: None

Terry Liefer, Chairman

Dennis M. Knobloch, County Clerk

Delbert Wittenauer, Member

Robert Elmore, Member

Motion was made by Commissioner Elmore with a second by Commissioner Wittenauer to reappoint Tom Belt and Ellen Gates to the Monroe County Board of Health for a three-year term. All voting Aye, none Nay and none Absent. Motion carried.

RESOLUTION 15-63

BE IT RESOLVED by the Board of County Commissioners of Monroe County, Illinois that the following individuals be reappointed to the **Monroe County Board of Health**, for a term of three years with term to commence on July 1, 2015 and term to expire on June 30, 2018 or when a successor is appointed and has qualified.

Tom Belt
6220 Chantilly Bend
Waterloo, IL 62298

Ellen Gates
232 N. Main
Waterloo, IL 62298

Passed by the Board of County Commissioners of Monroe County, Illinois at Waterloo, this 8th day of September, 2015.

Motion: Elmore
Aye: Three
Absent: None

Second: Wittenauer
Nay: None

Terry Liefer, Chairman

Dennis M. Knobloch, County Clerk

Delbert Wittenauer, Member

Robert Elmore, Member

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Sheriff Neal Rohlfing came to the meeting to discuss Court Security fees. He said that he has checked around, and most other Counties have raised their Court Security fees to \$25 for each type of offense. This is allowed by law, but if you want to raise the fees beyond that amount, you have to pay an outside firm to complete a cost study that confirms the need for higher fees to meet costs. Sheriff Rohlfing said that with the increased need for security at the Courthouse, he felt it was imperative to raise those fees. Motion was made by Commissioner Wittenauer with a second by Commissioner Elmore to raise all Court Security fees to \$25.00. All voting Aye, none Nay and none Absent. Motion carried.

ORDINANCE NO. 15-6

AN ORDINANCE AMENDING TAXATION CODE SECTION 36-4-8

WHEREAS, under 55 Illinois Compiled Statutes 5/5-1004, the powers of Monroe County, Illinois, as a body corporate are exercised by the Board of County Commissioners, and

WHEREAS, the Board of County Commissioners of Monroe County, Illinois, believe that it remains necessary to provide security, in the form of Sheriff's deputies, for the Courtroom of the Monroe County Courthouse, and

WHEREAS, 55 Illinois Compiled Statutes 5/5-1103 limited the fee which may be collected for the purpose of defraying such security expenses to not more than \$15.00 at the time of the passage of Ordinance 95-13 (Revised Code Section 36-3-8), by the Board of Commissioners, and a schedule of fees was created based on that limitation, and

WHEREAS, 55 Illinois Compiled Statutes 5/5-1103 currently provides that a fee may be collected by the Circuit Court Clerk of Monroe County not to exceed \$25.00, for the purpose of defraying such security expenses incurred by the Sheriff of Monroe County in providing such security.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNTY BOARD OF COMMISSIONERS OF THE COUNTY OF MONROE, ILLINOIS, AS FOLLOWS:

Taxation Code Section 36-4-8 of the Revised Code of the County of Monroe is amended by deletion of the existing section and substitution of the following:

36-4-8 COURTROOM SECURITY FEE

(A) **FEE ESTABLISHED.** The Circuit Clerk of the Twentieth Judicial Circuit Court of Monroe County, Illinois shall collect a fee of \$25.00 in all civil cases from each party at the time of filing the first pleading, paper or other appearance; provided that no additional fee shall be required if more than one party is represented in a single pleading, paper or other appearance.

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(B) In criminal, local ordinance, County ordinance, traffic and conservation cases, the following fee shall be assessed against the defendant upon a plea of guilty, stipulation of facts or findings of guilty, resulting in a judgement of conviction, or order of supervision, or sentence of probation without entry of judgement pursuant to Section 10 of the Cannabis Control Act, Section 410 of the Illinois Controlled Substance Act, Section 70 of the Methamphetamine Control and Community Protection Act, Section 12-4.3 or subdivision (b)(1) of Section 12-3.05 of the Criminal Code of 1961 or the Criminal Code of 2012, Section 10-102 of the Illinois Alcoholism and Other Drug Dependency Act, Section 40-10 of the Alcoholism and Other Drug Abuse and Dependency Act, or Section 10 of the Steroid Control Act. No fee shall be imposed or collected, however, in traffic, conservation, and ordinance cases in which fines are paid without a court appearance.

Felony	\$25.00
Misdemeanor	\$25.00
Conservation and Ordinance Violation	\$25.00
Traffic Violations	\$25.00

(C) This Ordinance shall become effective October 1, 2015.

(D) The Circuit Clerk of the Twentieth Judicial Circuit of Monroe County shall collect the aforesaid fees and shall remit same to the Treasurer of Monroe County as expeditiously as possible, but not less than on a monthly basis.

(E) The Treasurer of Monroe County shall maintain a separate fund known as the "Court Services Fund" to receive and hold such fees, and to transfer those monies to the General Fund of Monroe County only upon Order of the Circuit Court of Monroe County for payment solely of costs incurred by the Sheriff in providing court security or for any other court services deemed necessary by the Sheriff to provide for court security.

(F) The Treasurer of Monroe County shall provide an accounting of said fees and expenditures on an annual basis to the Chief Judge of the Twentieth Judicial Circuit and the Presiding Judge of Monroe County in a manner and form as directed by the Court.

Passed by the Board of County Commissioners of Monroe County, Illinois at Waterloo this 8th day of September, 2015.

Motion: Wittenauer
Aye: Three
Absent: None

Second: Elmore
Nay: None

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Terry Liefer, Chairman

Dennis M. Knobloch, County Clerk

Delbert Wittenauer, Member

Robert Elmore, Member

The minutes of the August 17, 2015 Regular Meeting were approved upon motion by Commissioner Wittenauer with a second by Commissioner Elmore. All voting Aye, none Nay and none Absent. Motion carried.

The following Accounts Payable having been approved for payment, Commissioner Wittenauer moved that the same be allowed and that vouchers be issued against their respective funds of the County Treasurer for payment. Motion seconded by Commissioner Elmore, and so declared all voting Aye, none Nay, and none Absent. Motion carried.

GENERAL FUND

1 st National Bank of Waterloo	1,965.09
Americom Imaging Systems, Inc.	383.00
Americom	841.00
B&B Armory Inc.	273.00
Beneflex	959.00
Bi-State Forensic Pathology	1,500.00
City of Waterloo	21,768.20
Coast to Coast	585.80
Culligan-Schaefer Water Centers	21.97
Darren E. Daley	3,022.50
DataTronics	598.00
Debra Burckhardt	350.00
Dobbs Tire & Auto Centers	212.44
Ed Roehr Auto Radio Co Inc.	835.00
Egyptian Stationers Inc.	132.70
Gateway FS	762.93
Gateway Regional Medical	10.75
Gilbert Electric LLC	9,650.00
Goodin Associates Ltd	190.00

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Harrisonville Telephone Company	3,089.57
Illinois Notary Discount Bonding Co.	48.00
Illinois Property Assessment	300.00
Jensen Equipment Company	65.86
John Deere Financial	49.98
Judy L. Tiemann	25.50
K&D Printing	277.25
Kelton Davis	10,973.25
Laboratory Corp of America	12.98
Leon Uniform Company Inc.	16.00
MAR Graphics	12,198.32
Mike's Service Station	320.00
MMS	361.15
Monroe County Ambulance Service	248.22
Monroe County Electric Coop Inc.	437.50
Motorola	2,155.16
Neal Rohlfing	332.64
Neal Rohlfing	347.45
Norfleet Forensics LLC	1,542.00
Paragon Micro	1,738.89
Prairie Farms Dairy, Inc.	534.82
Quality Collision Inc.	32.84
Quill Corporation	479.65
Radiology Consultants	8.95
Rahn's Hometown Auto Repair	45.32
Ray O'Herron Co Inc.	333.90
Rejis Commission	1,736.50
Ruth's Deli & Catering	8,182.85
Schleifer 66 Service	20.00
Secure Document Destruction	40.00
Sidebarr Technologies	990.00
SILEC	1,048.00
Speedlube	447.39
St. Clair County Coroner	50.00
Thomson Reuters-West Publishing Corp.	118.30
Toshiba Financial Services	256.00
Traughber & Morris Ltd.	741.66
U.S. Bank Equipment Finance	109.00
Vicki Koerber	27.00
Walmart Community	382.24
Waterloo Animal Hospital	820.48
Wayne's One Stop	191.02
Wightman Pharmacy	832.57
Williams Office Products, Inc.	368.27

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Wireless USA	356.50
Zone 1 Circuit Clerk's Assoc	20.00

HEALTH TAX FUND

1 st National Bank of Waterloo	3,209.08
Harrisonville Telephone Company	611.65
Motorola	34.00
Sanofi Pasteur	1,263.93

AMBULANCE SERVICE FUND

Airgas Mid America	485.81
G E Capital	115.99
Harrisonville Telephone Company	141.25
Memorial Hospital	69.71
Mercy Health Foundation	200.00
Midwest Warehouse & Storage	100.00
Moore Medical Corp.	500.12
Motorola Solutions	396.00
Phillips 66 Company	48.59
Sam's Club/Synchrony Bank	67.26
Sentinel Emergency Solutions	210.00
Stryker Sales Corporation	686.20
Walmart Community/FSCSLLC	73.53
WEX	2,158.96
Zoll Medical Corporation	401.69

HIGHWAY FUND

Al's Auto Waterloo	16.66
Americom Imaging	105.92
Aramack Uniform Services	1,906.17
Belleville Supply Company	83.96
Columbia Quarry Company	441.44
DataTronics	188.00
Fountain Water District	27.00
Harrisonville Telephone Co.	44.59
John Deere Financial	179.72
Leaf	299.00
Lochmueller Group	4,243.20
Luby Equipment Services	1,139.68
Nabers Shop	210.36
Paving Maintenance Supply Inc.	3,450.00
Quill	99.54

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Republic Times LLC	47.35
Roy Wolfmeier Trk Serv LLC	685.88
Schaeffer Mfg. Co.	950.95
Thouvenot Wade & Moerchen Inc.	1,6483.25
Tony Bergmann	86.50
V "Red" Smith Pest Control Inc.	25.00
Woody's Municipal Supply Company	41.07
Zee Service Co.	125.85

ROAD DISTRICT BRIDGE FUND

Road District No. 5	14,324.47
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COUNTY MOTOR FUEL TAX

Columbia Quarry Company	53.80
JTC Petroleum Co.	15,480.08

RECORDER'S DOCUMENT STORAGE

Fidlar Technologies	315.10
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There was discussion regarding allowing the Waterloo Chamber of Commerce to place a large decorated Christmas tree on the Courthouse property. No decision was reached.

Attempts were made to contact Jeff White of Columbia Capital Management on the phone, but all attempts were unsuccessful. It was decided to continue the meeting and contact him later when other business was completed.

Ed Weilbacher was present to update the Board regarding the activities of the Kaskaskia Regional Port District. Mr. Weilbacher said that business continues to grow at the KRPD. Currently development is underway for a new terminal at Fayetteville. A road is being constructed to the site, with the hope that terminals for grain, fuel or coal can be developed in the future. He said that the U.S. Army Corps of Engineers likes to see at least 1 million tons of material shipped through locks and dams each fiscal year, and during 2015 the KRPD was over 1.4 million tons, so they have now exceeded the Corps' magic number for two years in a row. Mr. Weilbacher said KRPD is ranked as the 76th largest port in the country. Gateway FS will also be expanding their dry fertilizer facility on the KRPD property, and adding a new agronomy center in 2016, creating even more jobs. Mr. Weilbacher said they are also excited to have a company building towboats at the KRPD facility. He said that the Corps will also be completing a new Comprehensive Plan in the coming year, and he hopes that can bring some positive improvements to the KRPD. Members on the KRPD Board from Monroe County include Mike Conrad, George Obernagel, Terry Liefer, Rodney Linker and Dennis Rodenberg.

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Sean Price of Solar City was present to discuss the possibility of installing a 1.3 MW solar power farm at Oak Hill. Mr. Price had contacted Commissioner Wittenauer about using solar power to supplement the power being used at the County's Nursing Home. Also present for the discussion was a contingent from the City of Waterloo, including Mayor Tom Smith. Mr. Price explained that the State of Illinois will require that 25% of the power being used comes from renewable sources by the year 2025. Mr. Price said that prices will be determined by reverse auction bids, with the remaining auctions scheduled for November 2015 and March 2016. He said in order to calculate system credits, this would require a partnership among Solar City, the County and the City of Waterloo as the regular service provider. Commissioner Wittenauer asked if this would include batteries for storing the solar power, to help get around the peak charges being assessed by the City of Waterloo.

Mr. Price said Solar City will pay for the installation of the facilities and equipment, and the County's only obligation would be to purchase the power at a cost of \$0.07 kWh for the 20-year term of the contract. He compared this to the 8.2 cents currently being paid by the County to the City of Waterloo. A representative of the City's electrical engineering firm said that the County would still be responsible for the delivery costs of providing full power to the facility, because if for some reason the solar power system could not deliver the power needs of the Nursing Home, the City would still be responsible to provide that service. Since the County could draw on the City's system at any time, there has to be constant capability of providing that service. If the City does provide credits back to the County it would only be for the avoided cost – not the full cost of the power. Mr. Price said this is only to supplement the electricity – not to pull the plug from the City. Mr. Price said that once a contract is signed, the facility would have to be completed within a 12-month period.

Mr. Price said Solar City is 9 years old, and has more than 2000 commercial projects. Chairman Liefer said for clarification – if the County signs a contract with Solar City, the only obligation is to buy the power from Solar City at a fixed cost. Mr. Price said that is correct.

Mr. Price said there is a bit of equipment degradation over the 20-year lease period, and there will be a little less power produced by the solar equipment each year. At the end of the initial 20-year lease, the County would have the option to purchase the equipment from Solar City. Chairman Liefer said he would like to see a similar facility, and also have a list of comparable references to talk to. Mayor Smith asked how big a parcel with solar panels are you talking about? Mr. Price said it's about six and one-half acres.

Mr. Price said they have local information centers that could monitor activity and react to problems with the facility. Commissioner Wittenauer asked what our closest contact would be if there was a problem. Mr. Price said he would have to check on that, for both contact purposes and for deploying repair crews. Commissioner Wittenauer asked who monitors this to see how the system is performing? Mr. Price said that is all done with an online system. Chairman Liefer said it appears from your map that the closest personnel would be in Texas or Pennsylvania.

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Mr. Price also presented a project overlay, showing how the solar panels would fit on the 6.5 acre tract north of Oak Hill. That parcel is currently owned by Dennis Brand. Mr. Brand, along with his legal counsel, Mark Scoggins, were also present. Mr. Price presented another report showing that the County could save \$965,000 in utility costs over the 20-year contract period. The City's electrical engineer said that would be at full retail costs, and the Waterloo City ordinance does not allow for full retail offset.

Mr. Price asked if the City would consider lowering the transmission charge for electric service. Mayor Smith said no, and for any further discussions this would have to go back to the City for review. Chairman Liefer asked if the location of the equipment is workable. Mr. Price said there is a tree line on the north border of the property, but it is not a major problem. Chairman Liefer asked Dennis Brand if he was satisfied with this arrangement. Dennis Brand and Mark Scoggins said they were satisfied with the lease arrangements.

Mike Kovarik asked how many companies were contacted before Solar City was chosen for this project. Commissioner Wittenauer said this is the only company that was contacted. Mr. Kovarik asked if the State procurement laws would apply to this project. Dennis Knobloch said he would have to check to see if these laws would require a bid advertisement for this type of project. Mr. Kovarik said as a taxpayer, he would like to see how the other options would compare. Chairman Liefer said one of the problems is that we only have two months to make a decision on the project. Mr. Kovarik said he didn't consider the deadline to be a factor that would keep from looking at other options.

Chairman Liefer said he would like Mike Fausz to look at this project since he did a lot of work on the wind farm issue, and is well-versed on the alternate energy situation. Mayor Smith said he would like a copy of the project detail book, so the City can determine their role in this project. Mayor Smith said the 7-cent cost to the County seems a bit high. Mr. Price asked what that was based on. Mayor Smith said it was based on the opinion of the City's electrical engineering firm.

Chairman Liefer said he also wanted to make sure this project is not going to be unsightly, because we also want to be good neighbors. Commissioner Wittenauer said he made some phone calls, and Solar City gets high marks regarding commercial installations, but there seem to be some problems with smaller residential installations. Mr. Price said he hasn't heard the complaints, so he wouldn't be able to address those issues.

Mr. Price said the County also needs to work with the City to see if they will allow aggregate metering, where any savings appreciated would be used for other County buildings or facilities. Commissioner Wittenauer asked if a diesel generator would be effective in helping the demand concerns of the County.

The suggestion was also made that the County look into the use of an Energy Management System, where certain systems are only turned on at certain times, with the goal of keeping down the need for the use of power at demand fees. Mr. Price made arrangements to talk with representatives of the City of Waterloo, and Mike Fausz will serve as the point of contact for the

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County.

Commissioner Wittenauer asked what would happen if the County decides to take over the system after 20 years – what would be the arrangement with the land – Mr. Scoggins said they would have no problem transferring the lease to the City or County if that would happen. Chairman Liefer asked if it made sense to talk to an Attorney that has specialized knowledge in energy issues. Mike Fausz said that was why when the wind tower issue was being discussed, contact was made with an Attorney in Chicago who had expertise in energy issues.

Chairman Liefer asked if the 7 cent number was negotiable. Mr. Price said he did not know if there was any room to negotiate that number. Mike Kovarik asked again if this is going to be competitively bid. All those involved in the solar panel discussion left the meeting.

Jeff White of Columbia Capital Management was again contacted by phone – this time successfully. Discussion was held regarding the proposed plan authorizing the Flood Prevention District to issue up to \$100 million in Sales Tax Bonds to improve the subject levees to the 500-year flood level. He said each of the three Counties are being asked to take the same action. Mr. White said this action has three results – it will authorize the FPD to extend the proposed bonding, it would reaffirm the County's intent to redirect the dedicated sales tax for FPD purposes, and it would allow the Chair of each County to execute the necessary documents – this would also include a "First Supplement to the Intergovernmental Agreement". He said the \$100 million is probably a bit higher than can be achieved, with \$70 million probably being more realistic as to the amount that can be raised, but this action will allow up to \$100 million if the market is favorable.

Chairman Liefer asked about competitive vs. negotiated sale. Mr. White said in this particular case, negotiated issue works better, mainly because of the subordinated lien situations. He said it was reviewed in detail, but it was determined that a negotiated sale was best for all involved. Mr. White said the other thing they are fighting is guilt by association – being penalized because we are in the State of Illinois, and being tied to all of the State's financial problems.

Commissioner Wittenauer asked about the cost to improve the levees to 500-year status. Mr. White said the number being thrown around is \$250 million, but those are Corps' numbers, and most people have a concern about the accuracy of that estimate – he said at this time it is probably a bit early to have an accurate estimate of that cost. Commissioner Wittenauer asked about the term of the bond. Mr. White said it would be set up as a 25-year bond issue. Commissioner Wittenauer asked if there were any other obligations against the County by signing these documents. Mr. White said no, the County is only responsible for the sales tax they collect, and there are no other financial obligations beyond that.

Motion was made by Commissioner Elmore with a second by Commissioner Wittenauer to approve the issuance by the Southwestern Illinois Flood Prevention District Council, Madison, St. Clair and Monroe Counties, Illinois, of not to exceed \$100,000,000 Flood Prevention district

MINUTES OF THE MEETING OF THE BOARD OF COUNTY COMMISSIONERS
OF MONROE COUNTY, ILLINOIS SEPTEMBER 8, 2015

Council Tax Revenue Bonds, Series 2015, of the Council; the execution and delivery of an amendment to the existing intergovernmental agreement among The County of Monroe, Illinois, the Monroe County Flood Prevention District, Monroe County, Illinois, and said Council related thereto; the authorization of the continued intercept of all revenues from said County's flood prevention retailers' occupation tax and flood prevention service occupation tax, in connection with said issuance of bonds; and related matters. All voting Aye, none Nay and none Absent. Motion carried.

MINUTES OF THE MEETING OF THE BOARD OF COUNTY COMMISSIONERS
OF MONROE COUNTY, ILLINOIS SEPTEMBER 8, 2015

ORDINANCE NO. 2015-7

MINUTES of a regular public meeting of the Board of County Commissioners of The County of Monroe, Illinois, held at the Monroe County Courthouse, 100 South Main Street, Waterloo, Illinois, in said County at 10 o'clock AM., on the 8th day of SEP., 2015.

The Chairman called the meeting to order and directed the County Clerk to call the roll.

Upon the roll being called, the following County Board members answered present:

PRESENT: LITTE, WITTENAUER, ELLIOTT

The following County Board members were allowed by a majority of the members of the County Board in accordance with and to the extent allowed by rules adopted by the County Board to attend the meeting by video or audio conference:

No County Board member was not permitted to attend the meeting by video or audio conference.

The following County Board members were absent and did not participate in the meeting in any manner or to any extent whatsoever: NONE

The Chairman announced that the next item of business before the County Board was consideration of an ordinance approving the issuance of bonds by the Southwestern Illinois Flood Prevention District Council, Madison, St. Clair and Monroe Counties, Illinois (the "Council"), for the purpose of performing emergency levee repair and flood prevention to prevent the loss of life or property; the execution and delivery of an amendment to the existing intergovernmental agreement among the County, the Monroe County Flood Prevention District, Monroe County, Illinois and the Council related thereto; the authorization of the continued intercept of all revenues from the County's flood prevention retailers' occupation tax and flood

MINUTES OF THE MEETING OF THE BOARD OF COUNTY COMMISSIONERS
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prevention service occupation tax imposed pursuant to the Flood Prevention District Act, 70 ILCS 750, et seq., as amended, in connection with said issuance of bonds; and related matters.

Whereupon Member Liefer presented and the County Clerk read by title an ordinance as follows, a copy of which was provided to each County Board member prior to said meeting and to everyone in attendance at said meeting who requested a copy:

ORDINANCE NO. 2015- 7

AN ORDINANCE approving the issuance by the Southwestern Illinois Flood Prevention District Council, Madison, St. Clair and Monroe Counties, Illinois, of not to exceed \$100,000,000 Flood Prevention District Council Sales Tax Revenue Bonds, Series 2015, of the Council; the execution and delivery of an amendment to the existing intergovernmental agreement among The County of Monroe, Illinois, the Monroe County Flood Prevention District, Monroe County, Illinois, and said Council related thereto; the authorization of the continued intercept of all revenues from said County's flood prevention retailers' occupation tax and flood prevention service occupation tax, in connection with said issuance of bonds; and related matters.

Adopted by the Board of County
Commissioners of The County of
Monroe, Illinois, on the 8th day of
SEPT., 2015

MINUTES OF THE MEETING OF THE BOARD OF COUNTY COMMISSIONERS
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only and is not a part of the ordinance.)

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MINUTES OF THE MEETING OF THE BOARD OF COUNTY COMMISSIONERS
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ORDINANCE NO. 2015-71

AN ORDINANCE approving the issuance by the Southwestern Illinois Flood Prevention District Council, Madison, St. Clair and Monroe Counties, Illinois, of not to exceed \$100,000,000 Flood Prevention District Council Sales Tax Revenue Bonds, Series 2015, of the Council; the execution and delivery of an amendment to the existing intergovernmental agreement among The County of Monroe, Illinois, the Monroe County Flood Prevention District, Monroe County, Illinois, and said Council related thereto; the authorization of the continued intercept of all revenues from said County's flood prevention retailers' occupation tax and flood prevention service occupation tax, in connection with said issuance of bonds; and related matters.

* * *

WHEREAS, The County of Monroe, Illinois (the "*County*"), is a duly organized and validly existing unit of local government created under the provisions of the laws of the State of Illinois, and is now operating under the provisions of the Counties Code of the State of Illinois, and all laws amendatory thereof and supplementary thereto; and

WHEREAS, the County Board of the County (the "*County Board*"), pursuant to the Flood Prevention District Act, 70 ILCS 750, et seq., as amended (the "*Act*"), has heretofore declared an emergency and created the Monroe County Flood Prevention District, Monroe County, Illinois (the "*District*"), for the purpose of performing emergency levee repair and flood prevention in order to prevent the loss of life or property (the "*Project*"); and

WHEREAS, the District is a duly organized and validly existing unit of local government created under the provisions of the laws of the State of Illinois, and is now operating under the provisions of the Act, and all laws amendatory thereof and supplementary thereto; and

WHEREAS, the Board of Commissioners of the District (the "*Board of Commissioners*") has been duly appointed by the Chairman of the County Board; and

MINUTES OF THE MEETING OF THE BOARD OF COUNTY COMMISSIONERS
OF MONROE COUNTY, ILLINOIS SEPTEMBER 8, 2015

WHEREAS, the Board of Commissioners has determined that an emergency situation exists regarding levee repair or flood prevention within the District and the County; and

WHEREAS, the County Board has confirmed the determination of the Board of Commissioners that an emergency situation exists; and

WHEREAS, the County Board has imposed a flood prevention retailers' occupation tax and a flood prevention service occupation tax pursuant to the Act (together, the "*Flood Prevention District Sales Taxes*"); and

WHEREAS, the Board of Commissioners has determined that it is advisable, necessary and in the best interests of the County and the District to perform emergency levee repair and flood protection, within or outside of the District's corporate limits as permitted by the Act; and

WHEREAS, subject to and in accordance with the provisions of the Act, the District is authorized to issue revenue bonds for the purpose of providing funds to pay the cost of the Project, such revenue bonds being payable from revenues received from the Flood Prevention District Sales Taxes and from any other revenue sources available to the District; and

WHEREAS, pursuant to the authority granted by Article VII, Section 10(a) of the Constitution of the State of Illinois and the Intergovernmental Cooperation Act, 5 ILCS 220/1, et seq., as amended, the District has entered into an Intergovernmental Agreement to Finance, Design, and Manage the Rebuilding of the Levee Systems in Southwestern Illinois dated as of June 11, 2009 (as now or hereafter amended, the "*District/Council Intergovernmental Agreement*") with the St. Clair County Flood Prevention District, St. Clair County, Illinois, and the Monroe County Flood Prevention District, Monroe County, Illinois (collectively, the "*Districts*"), to finance, design, construct, manage and oversee the Project; and

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WHEREAS, the Act provides that the Districts may join together through an intergovernmental cooperation agreement to provide any services described in the Act, to construct, reconstruct, repair or otherwise provide any facilities described in the Act either within or outside of each District's corporate limits, to issue bonds, notes or other evidences of indebtedness, to pledge the sales taxes imposed pursuant to the Act to the obligations of any other District, and to exercise any other power authorized by the Act; and

WHEREAS, pursuant to the District/Council Intergovernmental Agreement there has been created the Southwestern Illinois Flood Prevention District Council, Madison, St. Clair and Monroe Counties, Illinois (the "*Council*"), to coordinate the financing, design, construction, management and oversight of the Project; and

WHEREAS, the Council has heretofore issued (a) its Flood Prevention District Council Sales Tax Revenue Bonds, Series 2010A in the amount of \$64,015,000, (b) its Taxable Flood Prevention District Council Sales Tax Revenue Bonds, Series 2010B (Build America Bonds) in the amount of \$9,050,000 and (c) its Taxable Flood Prevention District Council Sales Tax Revenue Bonds, Series 2010C (Recovery Zone Economic Development Bonds) in the amount of \$21,130,000 (collectively, the "*Series 2010 Bonds*") to pay a portion of the costs of the Project; and

WHEREAS, the remaining cost of the Project, including engineering, legal, financial, bond discount, printing and publication costs, capitalized interest, bond reserve and other expenses, is estimated to be not less than \$100,000,000, and there are insufficient funds on hand and lawfully available to pay such costs; and

MINUTES OF THE MEETING OF THE BOARD OF COUNTY COMMISSIONERS
OF MONROE COUNTY, ILLINOIS SEPTEMBER 8, 2015

WHEREAS, it is necessary and for the best interests of the County and the District that the Project be completed and in order to raise a portion of the funds required for such purpose it will be necessary for the Council to borrow at this time an amount not to exceed \$100,000,000; and

WHEREAS, it is in the best interest of the County and the District that the Council issue at this time (i) its Flood Prevention District Council Sales Tax Revenue Bonds, Series 2015 (the "*Series 2015 Senior Bonds*") and (ii) its Flood Prevention District Council Subordinate Sales Tax Revenue Bonds, Series 2015 (the "*Series 2015 Subordinate Bonds*") and, collectively with the Series 2015 Senior Bonds, the "*Series 2015 Bonds*", in an aggregate principal amount of not to exceed \$100,000,000, for the Project; and

WHEREAS, before the Council may issue the Series 2015 Bonds it is required by the Act to submit a request to the County Board and the Board of Commissioners for approval of the issuance of the Series 2015 Bonds; and

WHEREAS, the Council has requested that the County Board and the Board of Commissioners approve the issuance of the Series 2015 Bonds; and

WHEREAS, in order to provide credit enhancement for the Series 2010 Bonds, the Series 2015 Bonds and other bonds issued by the Council pursuant to the Senior Indenture or the Subordinate Indenture (each as defined herein) (the "*Subsequent Bonds*") and, collectively with the Series 2010 Bonds and the Series 2015 Bonds, the "*Bonds*"; it is in the best interest of the County, the District and the Council to enter into an amendment to the existing intergovernmental agreement among the County, the District and the Council providing for the continued direct deposit of the Flood Prevention District Sales Taxes with a trustee for the payment of the Bonds; and

MINUTES OF THE MEETING OF THE BOARD OF COUNTY COMMISSIONERS
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WHEREAS, the County Board has determined that it is in the best interest of the citizens of the County for the Council to undertake the Project and issue the Bonds with assistance from the County as described herein;

NOW, THEREFORE, Be It Ordained by the County Board of The County of Monroe, Illinois, as follows:

Section 1. Definitions. The following words and terms used in this ordinance shall have the following meanings unless the context or use clearly indicates another or different meaning is intended:

“*Act*” is defined in the preambles.

“*Authorized Officer*” means the Chairman or the County Clerk or any other individual appointed by the County Board to act as an authorized officer hereunder.

“*Board of Commissioners*” is defined in the preambles.

“*Bond Resolution*” means the resolution of the Council, providing for the issuance of the Series 2015 Bonds, in substantially the form attached hereto as *Exhibit A*.

“*Bonds*” is defined in the preambles.

“*Chairman*” means the Chairman of the County Board.

“*Comptroller*” means the Comptroller of the State.

“*Council*” is defined in the preambles.

“*Council Sales Tax Fund*” shall have the meaning set forth in the County/Council Intergovernmental Agreement.

“*Counties*” means the County, The County of St. Clair, Illinois, and The County of Monroe, Illinois.

“*County*” is defined in the preambles.

MINUTES OF THE MEETING OF THE BOARD OF COUNTY COMMISSIONERS
OF MONROE COUNTY, ILLINOIS SEPTEMBER 8, 2015

"County Board" is defined in the preambles.

"County Clerk" means the County Clerk of the County and ex-officio Clerk of the County Board.

"County Flood Prevention Occupation Tax Fund" means the special fund known as the St. Clair County, Illinois, Flood Prevention Occupation Tax Fund established by the County pursuant to Section 25(j) of the Act.

"County/Council Intergovernmental Agreement" means the Intergovernmental Agreement dated as of November 23, 2010 among the County, the District and the Council, as amended by the First Supplement to Intergovernmental Agreement.

"Department" means the Department of Revenue of the State.

"Debt Reform Act" means the Local Government Debt Reform Act of the State of Illinois, as amended.

"District" is defined in the preambles.

"District/Council Intergovernmental Agreement" is defined in the preambles.

"First Supplement to Intergovernmental Agreement" means the First Supplement to Intergovernmental Agreement in substantially the form attached hereto as *Exhibit B*.

"First Supplemental Indenture" means the First Supplemental Indenture of Trust by and between the Council relating to the Senior Indenture.

"Flood Prevention District Revenues" means (a) the Flood Prevention District Sales Taxes and (b) any other revenues of the Districts and the Council which are permitted to be used to pay debt service on Bonds.

"Flood Prevention District Sales Taxes" means the Flood Prevention District Retailers' Occupation Tax and the Flood Prevention District Service Occupation Tax imposed by the

MINUTES OF THE MEETING OF THE BOARD OF COUNTY COMMISSIONERS
OF MONROE COUNTY, ILLINOIS SEPTEMBER 8, 2015

County pursuant to Section 25 of the Act and any substitute therefor as provided by the State in the future.

"Ordinance" means this Ordinance as originally adopted and as the same may from time to time be amended or supplemented in accordance with the terms hereof.

"Project" is defined in the preambles.

"Senior Indenture" means the Indenture of Trust by and between the Council and the Trustee, relating to the Series 2010 Bonds and the Series 2015 Senior Bonds, as amended by the First Supplemental Indenture.

"Series 2010 Bonds" is defined in the preambles.

"Series 2015 Bonds" is defined in the preambles.

"Series 2015 Senior Bonds" is defined in the preambles.

"Series 2015 Subordinate Bonds" is defined in the preambles.

"State" means the State of Illinois.

"Subordinate Indenture" means the Subordinate Indenture of Trust by and between the Council and the Trustee, relating to the Series 2015 Subordinate Bonds.

"Subsequent Bonds" is defined in the preambles.

"Treasurer" means the Treasurer of the State.

"Trustee" means UMB Bank, N.A., St. Louis, Missouri, as bond registrar, paying agent and trustee for the Bonds, and successors and assigns.

Section 2. Incorporation of Preambles. The County Board hereby finds that all of the recitals contained in the preambles to this Ordinance are full, true and correct and does incorporate them into this Ordinance by this reference.

MINUTES OF THE MEETING OF THE BOARD OF COUNTY COMMISSIONERS
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Section 3. Approval of Series 2015 Bond Issuance. The issuance of the Series 2015 Bonds by the Council is hereby approved, in accordance with the terms set forth in the form of Bond Resolution, the Senior Indenture (including the First Supplemental Indenture) and the Subordinate Indenture.

Section 4. First Supplement to Intergovernmental Agreement. The First Supplement to Intergovernmental Agreement and all the terms thereof is hereby approved, and the Chairman is hereby authorized and directed to execute the First Supplement to Intergovernmental Agreement in the name of the County, and such execution shall be attested by the County Clerk.

Section 5. Continued Pledge of Flood Prevention District Sales Taxes. Pursuant to Section 13 of the Debt Reform Act, the County has pledged and hereby reaffirms its continued pledge of the Flood Prevention District Sales Taxes to its obligations under the County/Council Intergovernmental Agreement (as amended by the First Supplement to Intergovernmental Agreement), and used to provide revenues to pay the principal of, and interest on, if any, and other fees related to, the Bonds, including the Series 2015 Senior Bonds and the Series 2015 Subordinate Bonds, and the Subsequent Bonds, and this Ordinance shall constitute a direction to the Comptroller and the Treasurer to pay the Flood Prevention District Sales Taxes from the Department, the Comptroller or the Treasurer as the case may be to the Trustee, on behalf of the County, to pay the Bonds, including the Series 2015 Senior Bonds and the Series 2015 Subordinate Bonds, and the Subsequent Bonds.

The Department, the Comptroller and the Treasurer, as applicable, are hereby directed to, unless otherwise notified as provided herein, for the period during which any of the Bonds, including the Series 2015 Senior Bonds and the Series 2015 Subordinate Bonds, or the Subsequent Bonds are outstanding, withhold the payment of the Flood Prevention District Sales

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Taxes which may be available, due or payable to the County and pay the Flood Prevention District Sales Taxes directly to the Trustee. This Ordinance shall constitute a further direction to the Comptroller to cause orders to be drawn and to the Treasurer to make payment thereof, as set forth in *Exhibit C* attached to and made a part of this Ordinance. The County will not, without the prior written consent of the Council and each of the Districts, pledge, encumber or otherwise grant a lien, security interest or charge on the Flood Prevention District Sales Taxes due to the County prior to or on a parity with the pledge granted by this Ordinance. If at any time the Trustee notifies the Comptroller in writing that it has received Flood Prevention District Revenues sufficient to pay all debt service on the Bonds, including the Series 2015 Senior Bonds and the Series 2015 Subordinate Bonds, and the Subsequent Bonds, the Comptroller shall pay the Flood Prevention District Sales Taxes directly to the County, without any withholding, as if they were not pledged revenues pursuant to Section 13 of the Debt Reform Act. The County hereby covenants and agrees that it has not pledged, encumbered or otherwise granted a lien, security interest or charge on the Flood Prevention District Sales Taxes except for the pledge with respect to the Bonds. The County hereby covenants and agrees that, during the periods described above, it will remit to the Trustee in immediately available funds any Flood Prevention District Sales Taxes payable to the Trustee, which it receives from the Department, the Comptroller or the Treasurer, notwithstanding the provisions of this Ordinance, immediately upon receipt of such Flood Prevention District Sales Taxes. The County hereby covenants and agrees that, to the extent permitted by law, it will not reduce the current rate of, or grant exemptions (other than current exemptions) from, the Flood Prevention District Sales Taxes without the prior written consent of the Council and each of the Districts (unless the County is required by law to reduce such rates or grant such exemptions). After the issuance of the Bonds, no modification,

MINUTES OF THE MEETING OF THE BOARD OF COUNTY COMMISSIONERS
OF MONROE COUNTY, ILLINOIS SEPTEMBER 8, 2015

alteration, amendment, supplement, repeal or revocation of the provisions of this Ordinance shall be made in any manner until such time as the principal of and interest, if any, on the Bonds, including the Series 2015 Senior Bonds and the Series 2015 Subordinate Bonds, and the Subsequent Bonds shall have been paid in full. The Authorized Officers of the County are hereby authorized to file this Ordinance with the Department, the Comptroller and the Treasurer.

Section 6. The Southwestern Illinois Flood Prevention District Council Sales Tax Fund. Upon immediate receipt of any Flood Prevention District Revenues, the Trustee shall deposit such receipts into the Council Sales Tax Fund. Such moneys shall thereafter be applied as provided in the County/Council Intergovernmental Agreement.

Section 7. Filing with Comptroller, Treasurer and Department. Within 10 days of the adoption of this Ordinance, a copy hereof, certified by the County Clerk, shall be filed with the Comptroller, the Treasurer and the Department, as the officials having custody of the Flood Prevention District Sales Taxes; pursuant to Section 13 of the Debt Reform Act.

Section 8. Further Authorization. Any Authorized Officer is hereby authorized, empowered and directed to execute and deliver any and all such documents, and to do any and all such things as may be necessary to carry out and comply with and further the purposes and intent of this Ordinance.

Section 9. This Ordinance a Contract. The provisions of this Ordinance shall constitute a contract between the County and the registered owners of the Bonds, and no changes, additions or alterations of any kind shall be made hereto, except as herein provided.

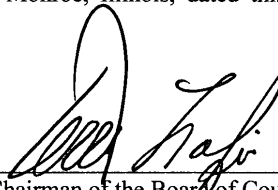
Section 10. Severability. If any section, paragraph, clause or provision of this Ordinance shall be held invalid, the invalidity of such section, paragraph, clause or provision shall not affect any of the other provisions of this Ordinance.

MINUTES OF THE MEETING OF THE BOARD OF COUNTY COMMISSIONERS
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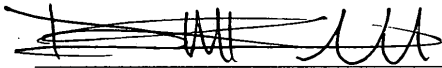
Section 11. Repealer. All ordinances, resolutions or orders, or parts thereof, in conflict with the provisions of this Ordinance are to the extent of such conflict hereby repealed.

Section 12. Effective Date. Pursuant to the Debt Reform Act, this Ordinance shall be effective immediately upon its passage and approval, without publication or posting or any further act or requirement.

ADOPTED by the County Board of The County of Monroe, Illinois, dated this 8th day of SEPT., 2015.


Chairman of the Board of County
Commissioners of The County of Monroe,
Illinois

ATTEST:


County Clerk and ex-officio
Clerk of the Board of County Commissioners
of The County of Monroe, Illinois

MINUTES OF THE MEETING OF THE BOARD OF COUNTY COMMISSIONERS
OF MONROE COUNTY, ILLINOIS SEPTEMBER 8, 2015

EXHIBIT A

BOND RESOLUTION

MINUTES OF THE MEETING OF THE BOARD OF COUNTY COMMISSIONERS
OF MONROE COUNTY, ILLINOIS SEPTEMBER 8, 2015

EXHIBIT B

FIRST SUPPLEMENT TO INTERGOVERNMENTAL AGREEMENT

THIS FIRST SUPPLEMENT TO INTERGOVERNMENTAL AGREEMENT (the "Agreement") is made this 8th day of September, 2015, by and between the Board of County Commissioners of Monroe County, Illinois (the "County") and the Board of Directors of the Monroe County Flood Control District (the "District").

WHEREAS, the County and the District entered into an Intergovernmental Agreement on September 8, 2015, for the purpose of providing for the construction, operation, and maintenance of the Monroe County Flood Control District; and

WHEREAS, the County and the District desire to amend the Intergovernmental Agreement to provide for the construction, operation, and maintenance of the Monroe County Flood Control District; and

MINUTES OF THE MEETING OF THE BOARD OF COUNTY COMMISSIONERS
OF MONROE COUNTY, ILLINOIS SEPTEMBER 8, 2015

EXHIBIT C

_____, 2015

Illinois Department of Revenue
101 West Jefferson
Springfield, Illinois 62708

Treasurer of the State of Illinois
Room 219, State House
Springfield, Illinois 62706

Comptroller of the State of Illinois
Room 219, State House
Springfield, Illinois 62706

Ladies and Gentlemen:

The County of Monroe, Illinois, a duly organized and validly existing unit of local government created under the provisions of the laws of the State of Illinois (the "County"), hereby notifies you that it has approved the issuance by the Southwestern Illinois Flood Prevention District Council, Madison, St. Clair and Monroe Counties, Illinois (the "Council") of its Southwestern Illinois Flood Prevention District Council Sales Tax Revenue Bonds, Series 2015 and its Southwestern Illinois Flood Prevention District Council Subordinate Sales Tax Revenue Bonds, Series 2015 (the "Series 2015 Bonds") and any additional bonds issued pursuant to the Indenture of Trust, dated November 23, 2010, as amended by the First Supplemental Indenture of Trust, dated as of November 1, 2015 (the "Senior Indenture"), by and between the Council and UMB Bank, N.A., St. Louis, Missouri, as trustee (the "Trustee") or the Subordinate Indenture of Trust, dated as of November 1, 2015 (the "Subordinate Indenture"), by and between the Council and the Trustee. The County, the Council and the Monroe County Flood Prevention District, Monroe County, Illinois, have entered into an intergovernmental agreement (the "Agreement"). The County has pledged its Flood Prevention District Sales Taxes as defined in Ordinance Number 2015- 7 of the County, adopted on the 8th day of SEPT., 2015, to which this letter is attached (the "Flood Prevention District Sales Taxes") to its obligations under the Agreement.

Pursuant to Section 13 of the Local Government Debt Reform Act (30 Illinois Compiled Statutes 2008, 350/13, as supplemented and amended (the "Act")), the County hereby directs the Department of Revenue, the Comptroller of the State of Illinois and the Treasurer of the State of Illinois to pay to the Trustee, all of the Flood Prevention District Sales Taxes, for the period during which any bonds issued under the Senior Indenture or the Subordinate Indenture, including the Series 2015 Bonds (collectively, the "Bonds"), are outstanding, for the purpose of paying the principal of, premium, if any, and interest on, and other fees related to, the Bonds when due. Unless otherwise directed by the County, you are directed to pay the Flood Prevention District Sales Taxes to the Trustee on the date or dates during such period that any payment of the Flood Prevention District Sales Taxes would have been made to the County, and all such

MINUTES OF THE MEETING OF THE BOARD OF COUNTY COMMISSIONERS
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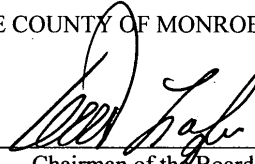
payment shall be made to the Trustee in accordance with the Flood Prevention District Act, 70 ILCS 750, et seq., as amended, for the calendar month in which such payment is scheduled to be made. Payments to the Trustee shall continue until the County notifies you that no Bonds are outstanding. You are further directed to pay the Flood Prevention District Sales Taxes to the Trustee by wire transfer to the account set forth on *Schedule A* attached hereto and made a part of this direction.

The proceedings are being filed with you pursuant to the Act.

Respectfully submitted,

THE COUNTY OF MONROE, ILLINOIS

By



Chairman of the Board of County
Commissioners of The County
of Monroe, Illinois

MINUTES OF THE MEETING OF THE BOARD OF COUNTY COMMISSIONERS
OF MONROE COUNTY, ILLINOIS SEPTEMBER 8, 2015

SCHEDULE A

Unless notified to the contrary by UMB Bank, N.A., St. Louis, Missouri, all checks should be mailed to UMB Bank, N.A., Corporate Trust Department, 2 South Broadway, Suite 435, St. Louis, Missouri, 63102, all wire transfers should be sent to UMB Bank, NA., St. Louis, Missouri, ABA #101000695, BNF Acct: 9800006823, BNF Name: Trust Department/CT-STL, OBI Field: So1LFPD Sales Tax Rev Sr 2015/Battas/x8481.

MINUTES OF THE MEETING OF THE BOARD OF COUNTY COMMISSIONERS
OF MONROE COUNTY, ILLINOIS SEPTEMBER 8, 2015

Member ELMORE moved and Member WITTEWUER seconded the motion that said ordinance as presented and read by title by the County Clerk be adopted.

After a full discussion thereof, the Chairman directed that the roll be called for a vote upon the motion to adopt said ordinance as read.

Upon the roll being called, the following members voted AYE:

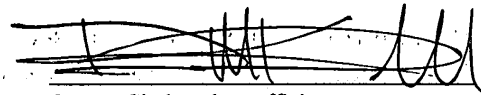
LEFER, WITTEWUER, ELMORE

and the following members voted NAY: NONE

Whereupon the Chairman declared the motion carried and said ordinance adopted, approved and signed the same in open meeting and directed the County Clerk to record the same in the records of the County Board of The County of Monroe, Illinois, which was done.

Other business not pertinent to the adoption of said ordinance was duly transacted at said meeting.

Upon motion duly made, seconded and carried, the meeting was adjourned.



County Clerk and ex-officio
Clerk of the Board of County
Commissioners of The County of Monroe,
Illinois

MINUTES OF THE MEETING OF THE BOARD OF COUNTY COMMISSIONERS
COUNTY, ILLINOIS SEPTEMBER 8, 2015

STATE OF ILLINOIS :)
) SS
COUNTY OF MONROE)

CERTIFICATION OF ORDINANCE AND MINUTES

I, the undersigned, do hereby certify that I am the duly qualified and acting County Clerk of The County of Monroe, Illinois (the "County"), and ex-officio Clerk of the Board of County Commissioners of the County (the "County Board"), and as such official am the keeper of the records and files of the County Board.

I further certify that the foregoing is a full, true and complete transcript of that portion of the minutes of the meeting of the County Board held on the 8th day of SEPT., 2015, insofar as the same relates to the adoption of Ordinance No. 2015-7 entitled:

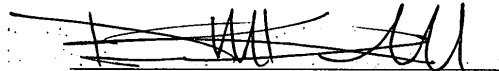
AN ORDINANCE approving the issuance by the Southwestern Illinois Flood Prevention District Council, Madison, St. Clair and Monroe Counties, Illinois, of not to exceed \$100,000,000 Flood Prevention District Council Sales Tax Revenue Bonds, Series 2015, of the Council; the execution and delivery of an amendment to the existing intergovernmental agreement among The County of Monroe, Illinois, the Monroe County Flood Prevention District, Monroe County, Illinois, and said Council related thereto; the authorization of the continued intercept of all revenues from said County's flood prevention retailers' occupation tax and flood prevention service occupation tax, in connection with said issuance of bonds; and related matters.

a true, correct and complete copy of which said ordinance as adopted at said meeting appears in the foregoing transcript of the minutes of said meeting.

I do further certify that the deliberations of the County Board on the adoption of said ordinance were conducted openly, that the vote on the adoption of said ordinance was taken openly, that said meeting was held at a specified time and place convenient to the public, that notice of said meeting was duly given to all of the news media requesting such notice, that an agenda for said meeting was posted at the location where said meeting was held and at the principal office of the County Board at least 72 hours in advance of the holding of said meeting, that said meeting was called and held in strict compliance with the provisions of the Open Meetings Act of the State of Illinois, as amended, the Counties Code of the State of Illinois, as amended, and the Flood Prevention District Act of the State of Illinois, as amended, and that the County Board has complied with all of the provisions of said Acts and said Code and with all of the procedural rules of the County Board.

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In Witness Whereof, I hereunto affix my official signature and seal of the County, this
8th day of SEPT., 2015.



County Clerk and ex-officio Clerk of the
Board of County Commissioners of The
County of Monroe, Illinois

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FILING CERTIFICATE — DEPARTMENT OF REVENUE

I, the undersigned, an authorized representative of the Department of Revenue of the State of Illinois (the "*Department*"), do hereby acknowledge that a certified copy of Ordinance No. 2015-____ adopted by the Board of County Commissioners of The County of Monroe, Illinois (the "*County Board*"), on _____, 2015 (the "*Ordinance*") was filed in the office of the Department on or before _____, 2015.

I do hereby certify that said Ordinance has been placed on file in the office of the Department.

I do hereby acknowledge the continued assignment by the County Board of all Flood Prevention District Sales Taxes (as that term is defined in the Ordinance) to UMB Bank, N.A., St. Louis, Missouri; and its successors or assigns, as Trustee of the Bonds (as defined in the Ordinance) and I do further acknowledge that the payment of the Flood Prevention District Sales Taxes of the Trustee having previously commenced, shall continue without interruption at this time.

Dated: _____, 2015

Authorized Representative
Department of Revenue
of the State of Illinois

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FIRST SUPPLEMENT TO INTERGOVERNMENTAL AGREEMENT

THIS FIRST SUPPLEMENT TO INTERGOVERNMENTAL AGREEMENT (*"First Supplement"*) dated as of November 1, 2015, among The County of Monroe, Illinois (the *"County"*), Monroe County Flood Prevention District, Monroe County, Illinois (the *"District"*) and the Southwestern Illinois Flood Prevention District Council, Madison, St. Clair and Monroe Counties, Illinois (the *"Council"*), amending and supplementing that certain Intergovernmental Agreement dated as of November 23, 2010 among the District, the Council and the County (the *"Original Agreement"*) and, as amended hereby, the *"Agreement"*).

WHEREAS, Section 10 of Article VII of the Illinois Constitution of 1970 and the Intergovernmental Cooperation Act, 5 ILCS 220/1, et seq., as amended (the *"Cooperation Act"*) authorize units of local government to contract or otherwise associate among themselves in any manner not prohibited by law or by ordinance; and

WHEREAS, the Cooperation Act authorizes public agencies to exercise any power or powers, privileges or authority which may be exercised by such public agency individually to be exercised and enjoyed jointly with any other public agency in the State of Illinois; and

WHEREAS, the County is a duly organized and validly existing unit of local government created under the provisions of the laws of the State of Illinois, and is now operating under the provisions of the Counties Code of the State of Illinois, and all laws amendatory thereof and supplementary thereto; and

WHEREAS, the County Board of the County (the *"County Board"*), pursuant to the Flood Prevention District Act, 70 ILCS 750, et seq., as amended (the *"Act"*), has heretofore declared an emergency and created the District for the purpose of performing emergency levee repair and flood prevention in order to prevent the loss of life or property (the *"Project"*); and

WHEREAS, the District is a duly organized and validly existing unit of local government created under the provisions of the laws of the State of Illinois, and is now operating under the provisions of the Act, and all laws amendatory thereof and supplementary thereto; and

WHEREAS, the Board of Commissioners of the District (the *"Board of Commissioners"*) has been duly appointed by the Chairman of the County Board; and

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MINUTES OF THE MEETING OF THE BOARD OF COUNTY COMMISSIONERS
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WHEREAS, the Board of Commissioners has determined, and the County Board has confirmed, that an emergency situation exists regarding levee repair or flood prevention within the District and the County; and

WHEREAS, the County Board has imposed a flood prevention retailers' occupation tax and a flood prevention service occupation tax pursuant to the Act (the "*Flood Prevention District Sales Taxes*"); and

WHEREAS, subject to and in accordance with the provisions of the Act, the District is authorized to issue revenue bonds for the purpose of providing funds to pay the cost of the Project; and

WHEREAS, pursuant to the Act, said bonds shall be payable from revenue received from the Flood Prevention District Sales Taxes and from any other revenue sources available to the District; and

WHEREAS, pursuant to the authority granted by Article VII, Section 10(a) of the Constitution of the State of Illinois and the Cooperation Act, the District has entered into an Intergovernmental Cooperation Agreement (the "*District/Council Intergovernmental Agreement*") with the Madison County Flood Prevention District, Madison County, Illinois and the St. Clair County Flood Prevention District, St. Clair County, Illinois (collectively, the "*Districts*"), dated June 11, 2009, to finance, design, construct, manage and oversee the Project; and

WHEREAS, the Act provides that the Districts may join together through intergovernmental cooperation agreements to perform any services described in the Act, to construct, reconstruct, repair or otherwise provide any facilities described in the Act either within or without each District's corporate limits, to issue bonds, notes or other evidences of indebtedness, to pledge the sales taxes imposed pursuant to the Act to the obligations of any other District, and to exercise any other power authorized by the Act; and

WHEREAS, pursuant to the District/Council Intergovernmental Agreement there has been created the Southwestern Illinois Flood Prevention District Council (the "*Council*") to finance, design, construct, manage and oversee the Project; and

WHEREAS, subject to and in accordance with the provisions of the Act, the Council is authorized to issue revenue bonds for the purpose of providing funds to pay the cost of the Project; and

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WHEREAS, pursuant to the Act, such bonds shall be payable from revenue received from the Flood Prevention District Sales Taxes and from any other revenue sources available to the District; and

WHEREAS, pursuant to the Act, the Bonds shall be payable from revenue received from the Flood Prevention District Sales Taxes and from any other revenue sources available to the District; and

WHEREAS, the Council has heretofore issued (a) its Flood Prevention District Council Sales Tax Revenue Bonds, Series 2010A in the amount of \$64,015,000, (b) its Taxable Flood Prevention District Council Sales Tax Revenue Bonds, Series 2010B (Build America Bonds) in the amount of \$9,050,000 and (c) its Taxable Flood Prevention District Council Sales Tax Revenue Bonds, Series 2010C (Recovery Zone Economic Development Bonds) in the amount of \$21,130,000 (collectively, the "*Series 2010 Bonds*") to pay a portion of the costs of the Project; and

WHEREAS, the County, the District and the Council have heretofore entered into the Original Agreement to provide for the direct deposit of the Flood Prevention District Sales Taxes with a trustee for the payment of the Series 2010 Bonds and certain other bonds; and

WHEREAS, it is necessary and for the best interests of the County and the District that the Project be completed and, in order to raise the funds required for such purpose, it will be necessary for the Council to borrow at this time an amount not to exceed \$100,000,000; and

WHEREAS, it is in the best interest of the County and the District that the Council issue at this time (i) its Flood Prevention District Council Sales Tax Revenue Bonds, Series 2015 (the "*Series 2015 Senior Bonds*") and (ii) its Flood Prevention District Council Subordinate Sales Tax Revenue Bonds, Series 2015 (the "*Series 2015 Subordinate Bonds*") and, collectively with the Series 2015 Senior Bonds, the "*Series 2015 Bonds*"), in an aggregate principal amount of not to exceed \$100,000,000, for the Project; and

WHEREAS, the Council has requested that the County Board and the Board of Commissioners approve the issuance of the Series 2015 Bonds; and

WHEREAS, the County Board and the Board of Commissioners have approved the issuance of the Series 2015 Bonds, as required by the Act; and

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WHEREAS, the County has established and is maintaining a County Flood Prevention Occupation Tax Fund (the "*Fund*"); and

WHEREAS, the Flood Prevention District Sales Taxes are required by the Act to be held in the Fund and used to pay the revenue bonds financing the Project; and

WHEREAS, in order to provide credit enhancement for the Series 2010 Bonds, the Series 2015 Bonds and other bonds issued by the Council pursuant to the Indenture (as defined herein) (the "*Subsequent Bonds*") and, collectively with the Series 2010 Bonds and the Series 2015 Bonds, the "*Bonds*"), it is in the best interest of the County, the District and the Council to enter into an amendment to the Original Agreement providing for the continued direct deposit of the Flood Prevention District Sales Taxes with a trustee for the payment of the Bonds; and

WHEREAS, all of the District, the County and the Council are in support of the goals and objectives of this First Supplement and believe that this First Supplement is in the best interests of the citizens of the County and of the District.

NOW, THEREFORE, in consideration of the mutual agreements herein contained and contained in the Original Agreement, the District, the County and the Council agree as follows:

1. Use of Terms Defined in Original Agreement. Unless otherwise defined herein or the context otherwise requires, terms used in this First Supplement, including its preamble and recitals, have the meanings provided in the Original Agreement.

2. Amendment of Section 1.1 of the Original Agreement. Section 1.1 of the Original Agreement is hereby amended by amending and restating the definitions of "*Agreement*," "*Bond Fund*," "*Bond Resolution*," "*Bonds*," "*Indenture*," and "*Ordinance*" and adding definitions for "*Original Agreement*," "*Senior Bond Fund*," "*Senior Indenture*," "*Series 2010 Bonds*," "*Series 2015 Bonds*," "*Series 2015 Senior Bonds*," "*Series 2015 Subordinate Bonds*," "*Subordinate Indenture*," "*Subordinate Lien Bond Fund*," all as follows:

"*Agreement*" means the Original Agreement, as now or hereafter amended from time to time in accordance with the terms thereof.

"*Bond Fund*" means, collectively, the Senior Bond Fund and the Subordinate Lien Bond Fund.

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"*Bond Resolution*" means, collectively, all of the resolutions of the Council providing for the issuance of the Bonds, whether heretofore or hereafter adopted by the Council.

"*Bonds*" means, collectively, the Series 2010 Bonds, the Series 2015 Bonds and any Subsequent Bonds.

"*Indenture*" means, collectively, the Senior Indenture and the Subordinate Indenture.

"*Original Agreement*" means the Intergovernmental Agreement dated as of November 23, 2010 among the District, the Council and the County.

"*Ordinance*" means Ordinance Number 2010-15 adopted by the County on the 20th day of October, 2010 and Ordinance Number 2015-7 adopted by the County on the 8th day of SEPT., 2015, approving the issuance of the Bonds and authorizing the County to enter into the Agreement.

"*Senior Bond Fund*" means the Southwestern Illinois Flood Prevention District Council Sales Tax Revenue Bond and Interest Fund created and established by the Senior Indenture.

"*Senior Indenture*" means the Indenture of Trust dated as of November 23, 2010, between the Council and the Trustee, as now or hereafter amended from time to time in accordance with the terms thereof.

"*Series 2010 Bonds*" means, collectively, the Council's Flood Prevention District Council Sales Tax Revenue Bonds, Series 2010A in the amount of \$64,015,000, Taxable Flood Prevention District Council Sales Tax Revenue Bonds, Series 2010B (Build America Bonds) in the amount of \$9,050,000 and Taxable Flood Prevention District Council Sales Tax Revenue Bonds, Series 2010C (Recovery Zone Economic Development Bonds) in the amount of \$21,130,000, all issued under the Senior Indenture.

"*Series 2015 Bonds*" means the, collectively, the Series 2015 Senior Bonds and the Series 2015 Subordinate Bonds.

"*Series 2015 Senior Bonds*" means the Flood Prevention District Council Sales Tax Revenue Bonds, Series 2015 to be issued by the Council under the Senior Indenture.

"*Series 2015 Subordinate Bonds*" means the Flood Prevention District Council Subordinate Sales Tax Revenue Bonds, Series 2015 to be issued by the Council under the Subordinate Indenture.

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"*Subordinate Indenture*" means the Subordinate Indenture of Trust dated as of November 1, 2015, between the Council and the Trustee, as now or hereafter amended from time to time in accordance with the terms thereof.

"*Subordinate Lien Bond Fund*" means the Southwestern Illinois Flood Prevention District Council Subordinate Sales Tax Revenue Bond and Interest Fund created and established by the Subordinate Indenture.

"*Subsequent Bonds*" means any bonds other than the Series 2010 Bonds and the Series 2015 Bonds issued by the Council pursuant to the Indenture or the Subordinate Indenture.

3. Amendment of Section 3.5 of the Original Agreement. The first paragraph of Section 3.5 of the Original Agreement is hereby amended and restated to read as follows:

Defined terms used in this Section shall have the meanings set forth in the Senior Indenture or the Subordinate Indenture, as applicable. Immediately upon receipt of any Flood Prevention District Revenues, the Trustee shall deposit such receipts into the Council Sales Tax Fund. Commencing with the first month following the date of issuance of the Bonds, the Trustee shall deposit the money in the Council Sales Tax Fund into the following accounts in the order and at the times as follows:

A. immediately upon receipt, (i) all Build America Payments into the Series 2010B Bond Fund Account, and (ii) all Recovery Zone Payments into the Series 2010C Bond Fund Account;

B. immediately upon receipt, Flood Prevention District Sales Taxes and other Flood Prevention District Revenues, into each Bond Fund Account under the Senior Indenture an amount equal to one-sixth of the interest becoming due on the next succeeding interest payment date on all Outstanding Bonds of the applicable series issued under the Senior Indenture and one-twelfth of the principal becoming due on the next succeeding principal maturity or mandatory redemption date of all Outstanding Bonds of the applicable series issued under the Senior Indenture, plus an amount necessary to make up for any existing deficiencies in such Bond Fund Account under the Senior Indenture caused by prior deposits that did not fully meet the requirements of this provision. If there are insufficient funds to make such deposits in any month the Trustee shall make deposits to each Bond Fund Account under the Senior Indenture so that each Bond Fund Account under the Senior Indenture receives an equal percentage of the amount otherwise required to be deposited thereto pursuant to this subsection. For purposes of this subsection B, the phrase "next succeeding interest payment date" means the next interest payment date occurring more than 15 days after the date of such deposit, and the phrase "next succeeding principal maturity or

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mandatory redemption date" means the next principal maturity date or mandatory redemption date occurring more than 15 days after the date of such deposit. Any moneys deposited into the Council Sales Tax Fund during the month in which any series of Bonds are issued under the Senior Indenture shall be treated as received on the first Business Day of the first month following the date of issuance of such series of the Bonds. During the period from the date of issuance of a series of Bonds issued under the Indenture until the first interest payment date, with respect to such series of the Bonds, the amount "one-sixth" shall mean a fraction the numerator of which is one (1) and the denominator of which is the number of whole months between the Closing Date and the first Interest Payment Date for such series of Bonds, and the amount "one-twelfth" shall mean a fraction the numerator of which is one (1) and the denominator of which is the number of whole months between the Closing Date and the first principal maturity or mandatory redemption date for such series of Bonds;

C. on the last Business Day of the month, money in the Council Sales Tax Fund, into each account in the Reserve Fund under the Senior Indenture an amount which, together with the moneys then on deposit in such account of the Reserve Fund under the Senior Indenture (taking into account the principal amount of any Reserve Fund Credit Instrument applicable thereto) equals the Reserve Requirement applicable thereto or an amount necessary to reimburse the provider of any Reserve Fund Credit Instrument;

D. on the last Business Day of the month, money in the Council Sales Tax Fund, into each Bond Fund Account in the Subordinate Lien Bond Fund under the Subordinate Indenture an amount equal to one-sixth of the interest becoming due on the next succeeding interest payment date on all Outstanding Bonds of the applicable series issued under the Subordinate Indenture and one-twelfth of the principal becoming due on the next succeeding principal maturity or mandatory redemption date of all Outstanding Bonds of the applicable series issued under the Subordinate Indenture, plus an amount necessary to make up for any existing deficiencies in such Bond Fund Account under the Subordinate Indenture caused by prior deposits that did not fully meet the requirements of this provision. If there are insufficient funds to make such deposits in any month the Trustee shall make deposits to each Bond Fund Account under the Subordinate Indenture so that each Bond Fund Account under the Subordinate Indenture receives an equal percentage of the amount otherwise required to be deposited thereto pursuant to this subsection. For purposes of this subsection D, the phrase "next succeeding interest payment date" means the next interest payment date occurring more than 15 days after the date of such deposit, and the phrase "next succeeding principal maturity or mandatory redemption date" means the next principal maturity date or mandatory redemption date occurring more than 15 days after the date of such deposit. Any moneys deposited into the Council Sales Tax Fund during the month in which any series of Bonds are issued under the Subordinate Indenture shall be treated as received on the first Business Day of the first month following the date of issuance of such series of the Bonds. During the period from the date of issuance of a series of Bonds issued under the Subordinate Indenture until the first interest payment date with respect to such series of the Bonds, the amount "one-sixth" shall mean a fraction the numerator of which is one (1) and the denominator of which is the number of whole months between the Closing Date and the first Interest Payment Date for such series of Bonds, and the amount "one-twelfth" shall mean a fraction the numerator of which is one (1) and the denominator of which is the

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number of whole months between the Closing Date and the first principal maturity or mandatory redemption date for such series of Bonds;

E. on the last Business Day of the month, money in the Council Sales Tax Fund, into each account in the Reserve Fund under the Subordinate Indenture an amount which, together with the moneys then on deposit in such account of the Reserve Fund under the Subordinate Indenture (taking into account the principal amount of any Reserve Fund Credit Instrument applicable thereto) equals the Reserve Requirement applicable thereto or an amount necessary to reimburse the provider of any Reserve Fund Credit Instrument;

F. on the last Business Day of the month, money in the Council Sales Tax Fund, into the Rebate Fund such amount as is required to be deposited therein pursuant to any tax certificate or agreement executed and delivered relating to the Bonds;

G. on the last Business Day of the month, money in the Council Sales Tax Fund, into the Council Administrative Fund the amount necessary to provide for all expenses of the Council as set forth in the approved Council budget, as such budget may be amended, for such Fiscal Year; and

H. on the last Business Day of the month, money in the Council Sales Tax Fund, into the Surplus Fund.

4. **Use of Capitalized Terms.** All capitalized terms used herein, which are not otherwise defined in this First Supplement, shall have the meanings ascribed for them in the Original Agreement.

5. **Original Agreement Remains in Full Force and Effect.** Except as amended hereby, all provisions of the Original Agreement shall remain in full force and effect.

6. **Counterparts.** This First Supplement may be simultaneously executed in several counterparts, each of which shall be an original and all of which shall constitute but one and the same instrument.

7. **Severability.** If any one or more of the covenants or agreements provided in this First Supplement should be determined by a court of competent jurisdiction to be contrary to law, such covenant or agreement shall be deemed and construed to be severable from the remaining covenants and agreements herein contained and shall in no way affect the validity of the remaining provisions of this First Supplement.

8. **Governing Law.** This First Supplement shall be governed by and construed in accordance with the laws of the State of Illinois.

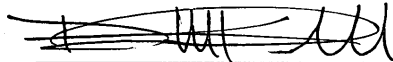
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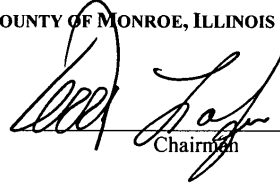
IN WITNESS WHEREOF, the parties hereto have caused this First Supplement to be duly
executed as of the day and year first above written.

ATTEST:

THE COUNTY OF MONROE, ILLINOIS



County Clerk



Chairman

[SEAL]

ATTEST:

MONROE COUNTY FLOOD PREVENTION
DISTRICT, MONROE COUNTY, ILLINOIS

Board of Commissioners
[SEAL]

Chairman, Board of Commissioners

ATTEST:

SOUTHWESTERN ILLINOIS FLOOD PREVENTION
DISTRICT COUNCIL, MADISON, ST. CLAIR AND
MONROE COUNTIES, ILLINOIS

Secretary, Board of Directors
[SEAL]

President, Board of Directors

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Dennis Knobloch reported that plans are moving forward for the 2016 Monroe County Bicentennial festivities.

Chairman Liefer said that Oak Hill had a recent IDPH inspection with no noted concerns.

Chairman Liefer reported receiving correspondence from the Lowenbaum Law firm regarding a revision to their billing procedures. If the client agrees that the bill reflects a fair value, then the client will pay the amount reflected in the bill received. If the client feels that the bill reflects an amount in excess of the value received, then the client will write in the Value Billing Adjustment amount, deduct that amount and pay the resulting total. If the client feels that they received greater value than what is billed, the client will write in the additional amount of value received, add that amount to the invoice total and pay that higher amount. The letter goes on to read that participation in the new billing plan is voluntary, and customers will be billed in accordance with past practices.

Chairman Liefer reported that he met again with the Architect for the Oak Hill rehab addition. Following some revisions, the overall cost has been reduced, but is still higher than the budget dollars available for the project. Commissioner Wittenauer said he thinks the six private rooms should be cut from the project, and added at a later date once more funds become available. Chairman Liefer said he would continue to monitor the project.

Brian Hooten came to the meeting to discuss several pending repair projects. He said that during the generator enclosure project, the irrigation system on that corner of the building was damaged. He has gotten bids on having that system repaired, as well as installing sod in those same areas. Mr. Hooten also reported that the parking lot behind the Regional Superintendent's office is in need of repair. The total of these two projects is about \$33,000, and he has enough funds in the repair budget to cover those. The Commissioners told him to proceed with both of those projects. There was also discussion of possibly installing retaining walls on the north side of the property at some point to keep salt from getting onto the grass, and mud from getting onto the sidewalk.

Ms. Lehr said she would be meeting with Vision Websoft on September 17th to determine the cost of the County website and to go over the production schedule for the necessary work. She also reported that the Health Department would once again be providing flu shots to employees and their immediate families.

There being no further business to come before the Board, motion to adjourn was made by Commissioner Elmore with a second by Commissioner Wittenauer. All voting Aye, none Nay and none Absent. Motion carried.