

96-R-02

**A RESOLUTION**

**Authorizing the City Manager to  
Sign a Lead-Based Paint Hazard  
Control Grant Agreement**

WHEREAS, Cook County and the City of Evanston are home rule units of local government as provided in Section 6 of Article VII of the 1970 Illinois Constitution; and

WHEREAS, pursuant to 735 ILCS 35/0.01 et seq. (the "Torrens Act"), the County is permitted to establish reasonable criteria to utilize excess Torrens Indemnity Funds to provide financial assistance to qualified applicants for lead mitigation and abatement activities, as defined in the Lead Poisoning Prevention Act, 410 ILCS 45/1 et.seq. and the Lead Poisoning Prevention Code, 77 Illinois Administrative Code, Part 845.26 through 845.30 as now stated or hereafter amended (collectively, the "Act"); and

WHEREAS, the Cook County Board of Commissioners adopted Cook County Resolution 00r-611, Resolution to Establish the Lead Poisoning Prevention Fund (the "Resolution"), on November 21, 2000; and

WHEREAS, pursuant to the Resolution, the County Board authorized the creation of the Lead Poisoning Prevention Fund (the "County Lead Fund") and authorized the President of the County Board to establish a Lead Prevention Program as well as a Lead Prevention Advisory Council ("Advisory Council") to advise the President on program guidelines and to make recommendations for lead poisoning prevention activities to be funded by the Lead Poisoning Prevention Fund; and

WHEREAS, pursuant to the Resolution, John H. Stroger, Jr. the President of the County Board, has established the Cook County Lead-Based Paint Hazard Control Program ("Program") which is supported and administered by the Cook County Department of Public Health ("Department") through its Lead Poisoning Prevention Unit; and

WHEREAS, the Department has recommended that funds from the County Lead Fund be utilized to make grants to entities which shall provide or arrange for the provision of lead mitigation and abatement services to applicants fulfilling the criteria established by the Department consistent with the Act ("Funds"); and

WHEREAS, the City has applied for grant funding being made available by the County pursuant to the aforesaid Resolution; and the County, through the Department, has considered the application of the City for Funds to be utilized for the activities described in the City's Project Summary, which includes a detailed description of the lead based paint hazard reduction services to be performed with the Funds; and

WHEREAS, the County and City are desirous of entering into a Lead-Based Paint Hazard Control Grant Agreement; and

WHEREAS, the City Council has determined it is in the best interest of the City to enter said Agreement,

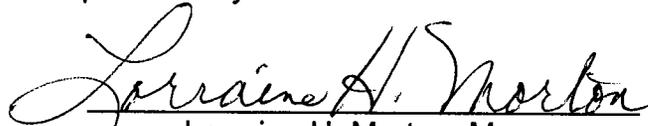
NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EVANSTON, COOK COUNTY, ILLINOIS:

**SECTION 1:** That the City Manager is hereby authorized and directed to sign, and the City Clerk hereby authorized and directed to attest on behalf of the City of Evanston, a Lead-Based Hazard Control Grant Agreement with Cook County. Such

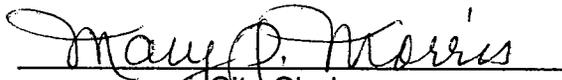
Agreement shall be in substantial conformity with the Agreement marked as Exhibit A attached hereto and incorporated herein by reference.

**SECTION 2:** That the City Manager is hereby authorized and directed to negotiate any additional terms and conditions of the Agreement as may be determined to be in the best interests of the City.

**SECTION 3:** That this Resolution shall be in full force and effect from and after its passage and approval in the manner provided by law.

  
Lorraine H. Morton, Mayor

ATTEST:

  
City Clerk

Adopted: December 16, 2002

