

25-R-04

**A RESOLUTION**

**Authorizing the City Manager to Execute  
Amendment No. 2 to Agreement Between City of  
Evanston ("COE") and Evanston Environmental  
Association ("EEA") Dated May 14, 2001  
Regarding Major Capital Improvements to the  
Evanston Ecology Center ("Center"), Project No. 00-98**

**WHEREAS**, the City and the EEA entered into an Agreement dated May 14, 2001 setting forth their respective rights and obligations in connection with renovation and expansion (collectively, "construction") of the Center, located at 2024 McCormick Boulevard in Evanston; and

**WHEREAS**, paragraph 4 of said Agreement, "Project Funding", provided for \$13,000.00 from the City, \$364,000.00 from the EEA, a \$250,000.00 line of credit from the EEA, and an Illinois Department of National Resources ("IDNR") Grant of \$73,000.00 to fund the estimated total cost of construction of \$655,682.00; and

**WHEREAS**, Change Order No. 1 increased the Project Cost by \$11,516.00, for a total of \$667,198.00; and

**WHEREAS**, the funds received and paid out to date are IDNR Phase I grant (\$73,000.00), IDNR Phase 2 grant (\$97,200.00), individual fundraisers (\$65,000.00), EEA contribution (\$300,066.22) and City (\$13,000.00); and

**WHEREAS**, the EEA obtained a line of credit ("LOC") no. 9001, dated April 23, 2001 in the amount of \$250,000.00, with First Bank and Trust, 828 Church Street, Evanston, Illinois, Exhibit B attached hereto and made a part hereof; and

**WHEREAS**, the EEA borrowed approximately \$120,000.00 from the aforescribed LOC no. 9001 ; and

**WHEREAS**, the EEA obtained a loan of \$120,000.00 from the City for two (2) years at a fixed rate of three percent (3%) per annum to pay off LOC no. 9001 authorized by Amendment no. 1 of the Agreement; and

**WHEREAS**, the EEA owes a principle balance of \$90,000.00 on the loan as of April 21, 2004; and

**WHEREAS**, the EEA is unable to meet this obligation; and

**WHEREAS**, the EEA has requested an extension of the loan for three years; and

**WHEREAS**, the Center, with the financial assistance and efforts of the EEA, provides environmental education programs and services to the Evanston Community; and

**WHEREAS**, the EEA's undertaking of a contribution of \$787,000.00 to renovate and expand the Center provides significant monetary, social, and environmental benefits to the citizens of Evanston; and

**WHEREAS**, the City is desirous of assisting the EEA with extending the loan; and

**WHEREAS**, monies saved by extending the payment date are available for future EEA contributions to Ecology Center programs, which EEA agrees as additional consideration to continue during the extended time for payment and thereafter; and

**WHEREAS**, the City is desirous of entering into an Amended Agreement with the EEA for an Amendment no. 2 to the May 14, 2001 Agreement, which Amendment no. 2 provides for the loan of \$90,000.00 to the EEA for three (3) years at a fixed rate of three percent (3%) per annum; and

**WHEREAS**, execution of the aforescribed Amendment no. 2 is in the best interests of the citizens of Evanston,

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, the Amendment no. 2 to Agreement Between the City and the EEA dated May 14, 2001 regarding Major Capital Improvements to the Evanston Ecology Center, Project no. 00-98, in substantial conformity with that 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 Amendment no. 2 as may be determined to be in the best interests of the City.

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

  
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Mayor

ATTEST:

  
\_\_\_\_\_  
City Clerk

Adopted: April 26, 2004