



Urbana Fire Department
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(217) 384-2420
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MEMORANDUM

DATE: April 4, 2018

TO: Mayor Diane Wolfe Marlin and Members of the City Council

FROM: Brian Nightlinger, Fire Chief

RE: A Resolution Approving an Amendment to an Intergovernmental Agreement between the City of Urbana and Illinois Department of Revenue (Inspections of Liquor License Holders' Premises)

Introduction: Attached is a Resolution Approving an Amendment to Intergovernmental Agreement between the City of Urbana and Illinois Department of Revenue for inspections of liquor license holders' premises.

Discussion: On January 3, 2018, the City of Urbana entered into an intergovernmental agreement with the Illinois Department of Revenue whereby the City agreed to conduct inspections of liquor license establishments on behalf of IDR as part of IDR's Alcoholic Liquor Enforcement Pilot Program. Per the agreement, IDR agreed to pay the City \$75 for each inspection, and total payment would be made in two separate installments.

IDR recently proposed an amendment to this agreement whereby total payment for these liquor license inspections would be made in advance; payment for any inspections not complete by June 30, 2018 would be reimbursed to IDR. Staff has no objection to this change and anticipates all inspections will be completed by the agreed upon date.

Fiscal Impact: There is no fiscal impact as a result of the proposed amendment.

Recommendation: It is recommended that A Resolution Approving an Amendment to an Intergovernmental Agreement between the City of Urbana and Illinois Department of Revenue be approved.

RESOLUTION NO. 2018-04-016R

A RESOLUTION APPROVING AN AMENDMENT TO AN INTERGOVERNMENTAL AGREEMENT BETWEEN THE CITY OF URBANA AND ILLINOIS DEPARTMENT OF REVENUE

(Inspections of Liquor License Holders' Premises)

WHEREAS, the City of Urbana, Illinois (“City”) is a home rule unit of local government pursuant to the Illinois Constitution of 1970 and the Illinois Municipal Code. ILCS Const. Art. 7, § 6; 65 ILCS 5/1-1-9; and

WHEREAS, the Illinois Department of Revenue (“IDR”) is a unit of state government for the State of Illinois; and

WHEREAS, Section 10 of Article VII of the Illinois Constitution of 1970 and the Illinois Intergovernmental Cooperation Act, 5 ILCS 220/1 *et seq.* enables the parties hereto to enter into agreements among themselves and provide authority for intergovernmental cooperation; and

WHEREAS, the City entered into an Intergovernmental Agreement entitled Illinois Department of Revenue Contractual Agreement – Alcoholic Liquor Enforcement Pilot Program (hereinafter, “IGA”) dated January 3, 2018 whereby the City agreed to undertake and conduct inspections of those establishments which operated within the boundaries of the City and which then held valid and in force liquor licenses; and

WHEREAS, the IDR has proposed an amendment to the IGA whereby payment from IDR to the City for the aforementioned inspections shall be made in advance; and

WHEREAS, the City Council deems it appropriate to now amend the IGA.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Urbana, Champaign County, Illinois, as follows:

Section 1.

The amendment to Intergovernmental Agreement entitled Illinois Department of Revenue

Contractual Agreement – Alcoholic Liquor Enforcement Pilot Program (dated January 3, 2018) shall be and hereby is authorized and approved in substantially the form and substance as the exhibit appended hereto and made a part hereof.

Section 2.

The Mayor of the City of Urbana, Illinois, shall be and hereby is authorized to execute and deliver and the City Clerk of the City of Urbana, Illinois, be and the same is hereby authorized to attest to said execution of said amendment in substantially the form and substance as the exhibit appended hereto and made a part hereof.

PASSED BY THE CITY COUNCIL this ____ day of _____, _____.

AYES:

NAYS:

ABSTENTIONS:

Charles A. Smyth, City Clerk

APPROVED BY THE MAYOR this ____ day of _____, _____.

Diane Wolfe Marlin, Mayor