

INTERGOVERNMENTAL AGREEMENT

BETWEEN

CITY OF O'FALLON

AND

O'FALLON HIGH SCHOOL DISTRICT #203

WHEREAS, O'Fallon Township High School District #203, (School District) and the City Council and Park Board of the City of O'Fallon, (Municipal Parks), entered into a certain Intergovernmental Agreement on the 14th day of October 1999, relating to the shared use of the parks and facilities of the Municipal Parks and the School District; and

WHEREAS, the School District and the Municipal Parks are authorized and empowered by Article IVI, Section 10 of the Constitution of the State of Illinois and 5 ILCS 220/1 et seq., to enter into intergovernmental agreements, for any purpose, not prohibited by law; and

WHEREAS, the parties wish to amend the Agreement to provide for the making of improvements to and use of the Municipal Parks' Blazier Field.

NOW, THEREFORE, in consideration of the mutual covenants contained herein the parties agree as follows:

1. The School District shall be allowed to construct and maintain at its cost an automatic irrigation system. The irrigation system shall remain in place at the discretion of the Director of Parks and Recreation and be maintained by the School District.
2. All notices or demands required by this Agreement shall be in writing and shall be delivered in person or by certified mail, return receipt requested, addressed to the parties herein at the addresses set forth hereafter.

O'Fallon Community Consolidated
School District No. 203
600 S. Smiley
O'Fallon, IL 62269
Attn: Superintendent

City of O'Fallon
255 S. Lincoln
O'Fallon, IL 62269
Attn: City Clerk

3. Should any provisions of this amendment conflict with any provisions of the parties' agreement of October 14, 1999 and December 16, 2002, the provisions of this agreement shall control.

DATED THIS 22nd DAY OF February 2005.

O'FALLON TOWNSHIP HIGH SCHOOL DISTRICT #203

By: _____
President, Board of Education

Attest: _____
Secretary, Board of Education

O'FALLON PARKS AND RECREATION

By: _____
Mayor

Attest: _____
City Clerk