

RESOLUTION NO. 14-1

**WHEREAS**, by Resolution 7-1 at the January 12, 2009 Sangamon County Board Meeting, Sangamon County provided for the expansion of the Lincoln-Logan County Enterprise Zone for the purpose of providing economic incentives; i.e. property tax abatements, for ICG Illinois, Inc. to develop its coal mining operation in unincorporated Sangamon County; and

**WHEREAS**, thereafter, ICG Illinois, Inc. expressed a desire to annex into the Village of Williamsville so that it could connect to the Village water system and sanitary sewer system; and

**WHEREAS**, sales tax receipts from coal mined in the expanded Enterprise Zone could be significant revenue to Sangamon County; and to Williamsville upon ICG Illinois, Inc.'s annexation thereto; and

**WHEREAS**, Sangamon County and the Village of Williamsville recognize that the equitable sharing of the sales tax receipts from the sale of coal would be beneficial and fair to both parties; and

**WHEREAS**, the Intergovernmental Agreement attached hereto providing for a ten (10) year sliding scale of shared sales tax receipts is found to be in the best interest of the parties;

**NOW, THEREFORE, BE IT RESOLVED**, by the Members of the Board of Sangamon County, Illinois, in session this 14<sup>th</sup> day of December, 2010, that the attached Intergovernmental Agreement Regarding Distribution of Certain Sales Tax Receipts is hereby approved, and the Chairman of the Sangamon County Board is authorized to execute same.

**RECEIVED**

NOV 23 2010

Paul Palazzolo  
SANGAMON COUNTY AUDITOR

**FILED**

NOV 24 2010

Joe Aiello  
Sangamon County Clerk

*Andy Gleason*  
\_\_\_\_\_  
*John Burnett*  
\_\_\_\_\_

*[Signature]*  
\_\_\_\_\_

*Sam Mantalban*  
\_\_\_\_\_

*[Signature]*  
\_\_\_\_\_

*Chris Turner*      *John Davsko*  
*[Signature]*      *[Signature]*

*Wesley Moss*

**INTERGOVERNMENTAL AGREEMENT REGARDING  
DISTRIBUTION OF CERTAIN SALES TAX RECEIPTS**

This agreement entered into by and between Sangamon County, Illinois and the Village of Williamsville, Illinois,

WHEREAS, by Resolution 7-1 at the January 12, 2009 Sangamon County Board Meeting, Sangamon County provided for the expansion of the Lincoln-Logan County Enterprise Zone; and

WHEREAS, the purpose of expanding the Enterprise Zone was to provide economic incentives, in the form of property tax abatement, for ICG Illinois, Inc. to develop its coal mining operations in unincorporated Sangamon County, near the Village of Williamsville; and

WHEREAS, the sales tax receipts from the sale of coal mined in the new Enterprise Zone territory could be significant revenue for Sangamon County; and

WHEREAS, the sales tax receipts could also be significant income to the Village of Williamsville upon annexation of the new enterprise zone territory to the Village; and

WHEREAS, the parties hereto recognize that the equitable sharing of sales tax receipts on the sale of coal would be most beneficial to both parties;

THEREFORE, pursuant to Article VII, Section 10 of the Illinois Constitution and the Illinois Intergovernmental Cooperation Act, the parties hereto agree as follows:

1. The 1% sales tax collected by ICG, Illinois, Inc. for the sale of coal from the expanded Enterprise Zone set forth in Resolution 7-1 at the January 12, 2009 Sangamon County Board Meeting, shall be shared by the parties as set forth in Paragraph 2 herein for a period of ten (10) years from the date of annexation by the Village of Williamsville.

2. The Sangamon County share of the 1% collected for sales up to \$10 Million (Ten Million Dollars) shall be:

Year 1 .....	0.75%
Year 2 .....	0.75%
Year 3 .....	0.75%
Year 4 .....	0.75%
Year 5 .....	0.75%
Year 6 .....	0.50%
Year 7 .....	0.50%
Year 8 .....	0.25%
Year 9 .....	0.25%

Year 10 ..... 0.25%

The Sangamon County share of the 1% collected in relation to sales above \$10 Million (Ten Million Dollars) shall be:

- Year 1 ..... 0.50%
- Year 2 ..... 0.50%
- Year 3 ..... 0.50%
- Year 4 ..... 0.50%
- Year 5 ..... 0.50%
- Year 6 ..... 0.25%
- Year 7 ..... 0.25%

3. The Village of Williamsville shall remit monthly to Sangamon County the amounts due the County under Paragraphs 1 and 2 herein, within ten (10) days of Williamsville's monthly receipt of sales tax distribution from the State of Illinois.

4. This agreement shall become effective upon approval by resolution or ordinance of the respective governing bodies of the parties hereto.

Village of Williamsville

County of Sangamon, Illinois

By: [Signature]  
President of the Board  
of Trustees

By: \_\_\_\_\_  
Chairman of the Board

Date: 9-27-10

Date: \_\_\_\_\_