

AGREEMENT BETWEEN THE McHENRY TOWNSHIP ROAD DISTRICT,  
McHENRY COUNTY SHERIFF AND COUNTY OF McHENRY FOR  
ENFORCEMENT OF PARKING ORDINANCES

This Agreement entered into this 12TH day of JUNE, 2008, by and between McHenry Township Road District, a body politic incorporated in the State of Illinois and ("hereinafter Road District"), and the McHenry County Sheriff, Keith Nygren acting in his official capacity as McHenry County Sheriff ("hereinafter Sheriff") and the County of McHenry, a body politic incorporated in the State of Illinois, ("hereinafter County"):

WHEREAS, the Road District, the County and the Sheriff are authorized by the terms and provisions of the Illinois Intergovernmental Cooperation Act, (5 ILCS 220/1 *et seq.*), to enter into intergovernmental agreements, ventures and undertakings to perform jointly any governmental purpose or undertaking either of them could do singularly, and

WHEREAS, the Road District, has the authority to regulate parking on roads subject to its jurisdiction, pursuant to the provisions of the Township Code, 60 ILCS 1/75-5 and Illinois Highway Code, 605 ILCS 6-101 *et seq.*, and

WHEREAS, the Road District enacted an ordinance prohibiting parking on Township roads for extended periods, prohibiting parking on Township roads when snowplows must operate, prohibiting parking of large trailers and vehicles on Township roads for extended periods, and prohibiting parking on Township roads during times designated by signage, Ordinance attached hereto; and

WHEREAS, the Road District has determined that an active law enforcement agency enforcing the parking regulations of McHenry Township Road District is necessary to promote public safety, and

WHEREAS, the Sheriff has police powers to enforce traffic laws throughout the County, 55 ILCS 5/3-6201; and

WHEREAS, the Road District desires that the Sheriff enforce the Road District's parking ordinance; and

WHEREAS, the Sheriff desires to enforce the Road District's parking ordinance.

NOW THEREFORE, in consideration of the mutual covenants contained herein, the Sheriff agrees to enforce the Road District parking ordinance and the parties mutually agree and covenant as follows:

1. The Sheriff will issue citations to the owners of all vehicles in violation of the Road District parking ordinance.

2. All fines and fees collected from the prosecution of the Road District parking ordinance shall be paid to the County of McHenry or the Clerk of the Circuit Court as the law provides.

3. All proceeds from the fines collected by the County of McHenry or the Clerk of the Circuit Court shall be paid to the County of McHenry.

4. All citations issued for enforcement of Road District parking ordinance violations shall be prosecuted as any other traffic citation issued by the Sheriff.

5. The Road District shall be required to reimburse the Sheriff for the costs printing up to 2000 tickets, in an amount not to exceed the sum to \$2,500.00. These tickets shall be used for the purpose of enforcing Township parking ordinances in any Township in McHenry County.

6. The Sheriff will not be responsible for the towing of vehicles ticketed pursuant to enforcement of this ordinance. However, the McHenry County Sheriff is not prevented or prohibited from having vehicles towed from Township roads which are a hazard to the public. The Sheriff shall within his sole discretion have vehicles towed which are a hazard to the public.

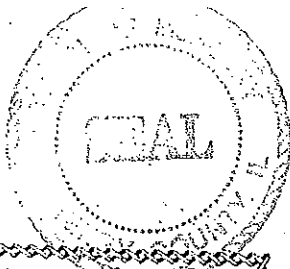
7. The terms of this Agreement shall be construed in accordance with the laws of the State of Illinois.

8. This Agreement shall be terminated upon notice by the Sheriff or the Road District, by the Highway Commissioner, and shall be affective immediately upon notice. Notice of termination may be in writing, transmitted via facsimile, or letter to the respected parties.

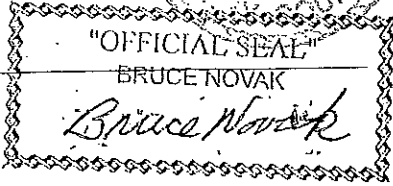
9. Any notices required or permitted herein shall be sufficiently given if mailed, or sent by facsimile to the parties hereto as follows:

McHenry Township Road District Commissioner  
3703 N. Richmond Road  
McHenry, Illinois 60051  
Telephone (815) 385-5605

McHenry County Sheriff  
Keith Nygren  
2200 North Seminary Avenue  
Woodstock  
Telephone (815) 334-4700  
Facsimile (815) 338-9285



ATTEST:



MCHENRY TOWNSHIP ROAD DISTRICT

*Leon Van Every*  
Leon Van Every, Highway Commissioner

MCHENRY COUNTY SHERIFF

COUNTY OF MCHENRY

\_\_\_\_\_  
Keith Nygren

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Chairman, McHenry County