

**NORTHERN MORAIN WASTEWATER RECLAMATION DISTRICT**

**RESOLUTION NO. 23-12**

**A RESOLUTION APPROVING DOCUMENTATION FOR  
HOLIDAY HILLS CONNECTION FEE FINANCING INSTALLMENTS**

**WHEREAS**, the Northern Moraine Wastewater Reclamation District (the "**District**") is a unit of local government providing sanitary sewerage services to areas within Lake and McHenry Counties, Illinois; and

**WHEREAS**, the District has previously entered an intergovernmental "Sewer Extension Agreement" (the "**IGA**") with the Village of Holiday Hills (the "**Village**"); and

**WHEREAS**, as part of the IGA, the District has agreed to offer financing of District connection fees for a 30-year term to Village residents (the "**Financing Option**"); and

**WHEREAS**, in furtherance of its commitment to provide the Financing Option, the President and Board of Trustees of the District (the "**District Board**") have determined that it is necessary and in the best interests of the District and its residents and customers to prescribe the form of documentation to be used in connection with the Financing Option; and

**WHEREAS**, the District's Attorney and the District Manager have recommended to the District Board that any customer within Holiday Hills seeking to exercise the Financing Option be required to execute: (i) a "**Promissory Note**" in substantially the form attached hereto as Exhibit A; (ii) a "**Mortgage Agreement**" in substantially the form attached hereto as Exhibit B; and (iii) a "**Declaration of Restrictive Covenants**" in substantially the form attached hereto as Exhibit C (collectively, the Promissory Note, Mortgage Agreement, and Declaration of Restrictive Covenants shall hereinafter be referred to as the "**Financing Documents**"); and

**WHEREAS**, the District Board finds that the utilization of the Financing Documents to implement the Financing Option is in the best interests of the District, its residents, and its customers;

**NOW, THEREFORE, BE IT RESOLVED** by the President and Board of Trustees of the Northern Moraine Wastewater Reclamation District, as follows:

**SECTION ONE. Incorporation of Recitals.** The foregoing recitals are by this reference incorporated into and made a part of this Resolution as if fully set forth.

**SECTION TWO. Approval of the Financing Documents.** The District Board hereby approves the use of the Financing Documents as set forth in Exhibits A, B, and C attached hereto in connection with the implementation of the Financing Option.

**SECTION THREE. Authorization and Ratification.**

(a) The District Manager, in consultation with the District's Attorney, is hereby authorized and directed to utilize the Financing Documentation in substantially the forms attached hereto for purposes of implementing the Financing Option under the IGA. The District Manager, in consultation with the District's Attorney, may make such modifications to the Financing Documentation as may be necessary or appropriate so long as such modifications do not materially change the terms set forth in the Financing Documentation. No further approval of the District Board shall be required to implement the Financing Option, and the District Manager is authorized to execute the Financing Documentation on behalf of the District.

(b) To the extent that the District Manager has previously utilized documentation consistent with the Financing Documentation to effect the Financing Option under the IGA, such actions of the District Manager are hereby ratified.

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

PASSED THIS 12<sup>th</sup> day of December, 2023.

AYES: 5

NAYS: 0

ABSENT: 0

APPROVED THIS 12<sup>th</sup> day of December, 2023.

ATTEST:

*Elisa Fisher*  
District Clerk



*Ken G. Roberts*  
District President