

STATE OF ILLINOIS
BEFORE THE BOARD OF DIRECTORS
JO-CARROLL DEPOT LRA

Resolution No. 4

A Resolution of the Board of Directors of the Jo-Carroll Depot Local Redevelopment Authority to authorize the Chairman of the Board to execute a certain Indemnification and Hold Harmless Agreement on behalf of the LRA.

WHEREAS, Board of Directors finds it necessary to conduct inspections of certain buildings which it has leased from the Department of the Army in order to determine whether those buildings have been adequately prepared for winter conditions; and

WHEREAS, the Board of Directors approves of the use of Tim Schoenig d/b/a Schoenig Plumbing and Heating to assist the LRA as an independent contractor in assisting the LRA in the conduct of those inspections; and

WHEREAS, the Board of Directors finds it in the best interests of the LRA to approve the attached Indemnification and Hold Harmless Agreement in order to secure those services;

NOW THEREFORE BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE JO-CARROLL DEPOT LOCAL REDEVELOPMENT AUTHORITY:

The Chairman is hereby authorized to sign on behalf of the LRA the Indemnification and Hold Harmless Agreement attached hereto.

Ayes: 7

Nays: 0

Absent: Judy Gray

Passed this 5th day of December, A.D. 2001 by the Board
of Directors of the Jo-Carroll Depot Local Redevelopment Authority.
William S. McFall
Chairman

) State of Illinois
) ss.
) County of Carroll

I, Mara Sutton, Secretary of the Jo-Carroll Depot Local Redevelopment Authority, keeper of the records and files thereof in accordance with law, do hereby certify the foregoing Resolution was passed by the Board of Directors at its regular meeting held at Savanna, Illinois on the date aforesaid in accordance with law.
In testimony whereof, I have hereunto set my hand at Savanna, Illinois this 5th day of December, A.D. 2001.

Mara Sutton
Secretary

HOLD HARMLESS AGREEMENT

This Hold Harmless and Indemnification Agreement ("Agreement") is made and entered into between the Jo-Carroll Depot Local Redevelopment Authority ("LRA") and Tim Schoenig individually and d/b/a Schoenig Plumbing and Heating, his successors, heirs and assigns ("Schoenig") this 5th day of DECEMBER, 2001.

Recitals

The LRA intends to obtain the services of Schoenig in conducting inspections of certain buildings which have been sublet by the LRA from the Department of the Army under a Master Lease known as Lease Number DACA27-1-99-012. Schoenig will provide the LRA with his opinions and reports as to whether buildings Schoenig inspects have been properly prepared to survive winter conditions without material damage from leaking or burst pipes, changes in heat or humidity, or other means. It is the intention of the parties in entering into this Agreement to indemnify and hold Schoenig harmless from any claims made by the LRA or any third party including subtenant of the LRA or the Department of the Army for alleged errors or omissions contained in Schoenig's opinions and reports.

Agreement

FOR VALUE CONSIDERATION, the receipt of which is hereby acknowledged, the LRA and Schoenig agree as follows:

1. The LRA will indemnify and hold Schoenig harmless from all claims, actions and judgments, including all costs of defense and attorneys fees incurred in defending against the same, arising from any alleged error or omission by Schoenig in the provision of opinions and reports in the course of the above-described inspections.

2. In the event any claim is brought against Schoenig by any party within the scope of the indemnification or hold harmless provisions of this Agreement, Schoenig shall promptly notify the LRA. The LRA shall then provide Schoenig with legal counsel to defend against such claim. In its discretion, the LRA may agree to settle any such claim.

WITNESS the execution hereof under seal and made as of the date first above written.

JO-CARROLL DEPOT LOCAL
REDEVELOPMENT AUTHORITY

By:

William S. McFadden

Chairman

Date

12-5-01

I Nora Sutton secretary of the Jo-Carroll Depot Local Redevelopment Authority, on oath state that the above-named William S. McFadden is the Chairman of the Board of Directors of the LRA and that he was authorized to sign this agreement on behalf of the LRA by the action of the Directors thereof taken at their meeting held on December 5th 2001.

Nora Sutton

Secretary

TIM SCHOENIG

Tim Schoenig

Date
