

**BOARD OF SANITARY COMMISSIONERS**

**MUNCIE SANITARY DISTRICT**

**RESOLUTION NO. 2025-10**

**RESOLUTION APPROVING AN INTERLOCAL COOPERATION  
AGREEMENT WITH THE CITY OF MOLINE, ILLINOIS**

*WHEREAS*, the Board of Sanitary Commissioners, as the governing body of the Muncie Sanitary District (the “District”), has determined that it is in the best interest of the District to enter into an interlocal cooperation agreement with the City of Moline, Illinois (the “City”), by and through its City Council, pursuant to Ind. Code § 36-1-7-1 *et seq.*, to allow the District to purchase certain surplus personal property from the City; and

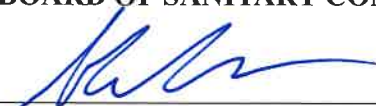
*WHEREAS*, the Board of Sanitary Commissioners now desires to enter into the interlocal cooperation agreement with the City, a copy of which is attached hereto as Exhibit A, pursuant to the provisions of Ind. Code § 36-1-7-1 *et seq.*, according to the terms stated herein.

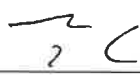
*NOW, THEREFORE, BE IT RESOLVED* by the Board of Sanitary Commissioners of the Muncie Sanitary District, Delaware County, State of Indiana, that:

1. The Interlocal Cooperation Agreement attached hereto as Exhibit A is hereby approved by the Muncie Sanitary District Board of Sanitary Commissioners.
2. The President of the Board of Sanitary Commissioners and the District Administrator are hereby authorized to execute the Interlocal Cooperation Agreement in substantially the same form as that attached hereto as Exhibit A on behalf of the District upon receipt of a substantially identical resolution adopted by the City Council for the City.
3. Except as expressly stated herein, all other resolutions or parts thereof not in conflict with the provisions herein shall not be affected by the adoption of this Resolution.
4. This Resolution shall be in full force and effect upon its adoption and publication as required by law.

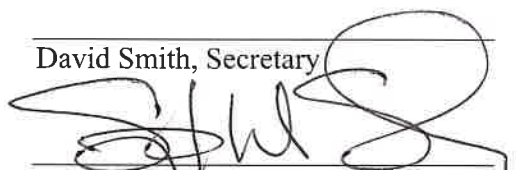
The foregoing Resolution is hereby approved by the Board of Sanitary Commissioners of the Muncie Sanitary District on this, the 10 day of August 2025.

**MUNCIE SANITARY DISTRICT  
BOARD OF SANITARY COMMISSIONERS**

  
\_\_\_\_\_  
Adam Leach, President

  
\_\_\_\_\_  
Tim Overton, Vice-President

\_\_\_\_\_  
David Smith, Secretary

  
\_\_\_\_\_  
Steve Selvey, Board Member

  
\_\_\_\_\_  
Aaron Clark, Board Member

# Exhibit A

## INTERLOCAL COOPERATION AGREEMENT

This Interlocal Cooperation Agreement (the "Agreement") is made and entered into as of the Effective Date, as defined herein, by and among the Muncie Sanitary District ("MSD"), by and through its Board of Sanitary Commissioners, and the City of Moline, Illinois, by and through its City Council ("City").

### *WITNESSETH:*

**WHEREAS**, the MSD is a political subdivision, established by Ind. Code § 36-9-25-1 *et seq.*, and is governed by a Board of Sanitary Commissioners ("Board"), which provides, among other things, solid waste and sanitation services; and

**WHEREAS**, the City is a Unit of Local Government, as defined in the Illinois Constitution of 1970, Ill. Const. (1970) Art. I, § 1 *et seq.*, and is governed by its City Council, which serves as the governing body of the City; and

**WHEREAS**, the Illinois Constitution of 1970, Ill. Const. (1970) Art. VII, § 10 and 5 ILCS 220/1 *et seq.* allow Illinois units of local government to contract with other states and their units of local government to carry out or exercise any power granted to the unit of local government, including the sale of property held by the Illinois unit of local government; and

**WHEREAS**, Ind. Code § 36-1-7-12 allows the MSD to make a purchase from another governmental entity if there is compliance with state purchasing law by the original purchasing unit; and

**WHEREAS**, in recognition of the value and efficiency of each parties ability to enter into such interlocal cooperation agreements, the parties hereto now desire to enter into such agreement regarding the sale by the City and purchase by the MSD of certain surplus property currently held by the City.

**NOW, THEREFORE**, pursuant to Ind. Code § 36-1-7-1, *et seq.*, and 5 ILCS 220/1 *et seq.*, in consideration of the foregoing and of the mutual covenants and agreements herein contained, and other good and valuable consideration, the parties do hereby agree as follows:

1. DURATION. This Agreement shall be in effect beginning on the Effective Date and until the purchase and sale, as described herein, is complete, or this Agreement is earlier terminated by the parties (“Term”).
2. PURPOSE. The purpose of this Agreement is to allow the City to sell, and the MSD to purchase, the surplus property described in Exhibit A, attached herein, at the prices set forth therein.
3. FINANCIAL CONSIDERATION. The MSD shall be obligated to purchase the surplus property from the City at the prices set forth in Exhibit A, attached hereto, and payment shall be made to the City by the MSD within \_\_\_\_\_ ( ) days after the Effective Date of this Agreement.
4. TERMINATION. This Agreement may be terminated prior to the expiration of the Term only upon the written approval of both parties and, upon the early termination of this Agreement, the City shall have no obligation to sell, and the MSD shall have no obligation to purchase, any of the surplus property as described herein.
5. AUTHORITY. By executing this Agreement, each party represents and warrants that it has the requisite legal authority to enter into this Agreement and has complied with the relevant state law applicable to each party regarding the purchase and sale of the surplus property described herein.
6. EFFECTIVE DATE. This Agreement shall not be effective until both parties adopt substantially similar resolutions approving the Agreement, it is fully executed by the parties, and the Agreement is recorded as required by law.

*[Signature page(s) to follow.]*

IN WITNESS WHEREOF, the parties have duly executed this Agreement pursuant to all requisite authorizations as of this, the \_\_\_ day of \_\_\_\_\_, 2025.

*MUNCIE SANITARY DISTRICT*

By:   
Adam Leach, President

*CITY COUNCIL FOR THE  
CITY OF MOLINE, ILLINOIS  
COMMITTEE-OF-THE-WHOLE*

By: \_\_\_\_\_  
Mayor Sangeetha Rayapati, Chair

I affirm, under the penalties for perjury, that I have taken reasonable care to redact each Social Security number in this document, unless required by law.

This instrument prepared by  
and please return original to:

DEFUR VORAN LLP  
Joseph I. Rhetts  
400 South Walnut Street  
Suite 200  
Muncie, Indiana 47305

\_\_\_\_\_  
JOSEPH I. RHETTS #32733-24  
ATTORNEY AT LAW

## **Exhibit A**

City of Moline, Illinois Used Trucks for Sale:

(2)- 2019 Peterbilt 520, New Way Packer 31ASL with Cummins 8.9 ISL-G natural gas engine

Truck Number 667:

Asking Price: \$61,000

VIN# 3BPDL20X3LF107499

Hours- 8999

Miles- 61,037

Condition Notes: Chains are good, arm could use a rebuild, forward cylinder needs replaced, and the floor was replaced in May 2023.

Truck Number 668:

Asking Price: \$61,000

VIN# 3BPDL20X1LF107498

Hours- 6785

Miles- 48,217

Condition Notes: chains are loose, arm could use a rebuild, and the floor was replaced in July 2023