

VILLAGE OF BRADLEY

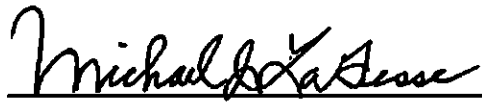
RESOLUTION NO. R-5-15-3

**A RESOLUTION APPROVING A MEMORANDUM OF UNDERSTANDING  
BY AND BETWEEN THE VILLAGE OF BRADLEY AND CSL BEHRING, LLC**

ADOPTED BY THE  
BOARD OF TRUSTEES  
VILLAGE OF BRADLEY

This 26 day of May, 2015

CERTIFICATE:

  
\_\_\_\_\_  
Michael J. LaGessee, Village Clerk

**RESOLUTION NO. R-5-15-3**

**A RESOLUTION APPROVING A MEMORANDUM OF UNDERSTANDING  
BY AND BETWEEN THE VILLAGE OF BRADLEY AND CSL BEHRING, LLC**

**WHEREAS**, the Village of Bradley ("Village") is an Illinois municipal corporation, organized and existing pursuant to the Illinois Municipal Code, 65 ILCS 5/1-1-1 et seq.; and

**WHEREAS**, CSL Behring, LLC ("CSL") is a Delaware corporation with facilities located and operating within the village limits of the Village of Bradley, County of Kankakee; and

**WHEREAS**, the President and Board of Trustees recognize the need to expand Industrial Drive and work toward a long-term solution to area storm water detention issues, and are interested in further exploring partnership opportunities with CSL in addressing these issues; and

**WHEREAS**, before the Village expends time and effort in furtherance of exploring partnership opportunities with CSL, the Village wishes to commit to writing, in a non-binding manner, the commitment of both parties and a basic understanding of the roles each party would play in such a partnership; and

**WHEREAS**, the President and Board of Trustees have determined that it is in the best interests of the Village to execute a non-binding Memorandum of Understanding with CSL as attached hereto as Exhibit A.

**NOW THEREFORE, BE IT RESOLVED** by the President and Board of Trustees of the Village of Bradley, as follows:

**Section 1. Recitals Incorporated.** The above recitals are incorporated herein by reference as though fully set forth.

**Section 2. Memorandum of Understanding Approved.** The non-binding Memorandum of Understanding between the Village and CSL is approved in substantially the form as attached in Exhibit A, subject to the review and approval of the Village Attorney and the review and approval of authorized officers of CSL.

**Section 3. Execution of Agreement.** The Village President is directed to execute the non-binding Memorandum of Understanding between the Village and CSL in substantially the form attached, subject to the review and approval of the Village Attorney. The MOU will not be considered effective until/unless also signed by authorized officers of CSL.

**Section 4. Severability and Repeal of Inconsistent Ordinances and Resolutions.** If any section, paragraph, clause or provision of this Resolution shall be held invalid, the invalidity thereof shall not affect any of the other provisions of this Resolution. All existing resolutions of the Village of Bradley are hereby repealed insofar as they may be inconsistent with the provisions of this Resolution.

**Section 5. Effective Date.** This Resolution shall be in full force and effect from and after its passage and approval as provided by law.

PASSED this 26 day of MAY, 2015

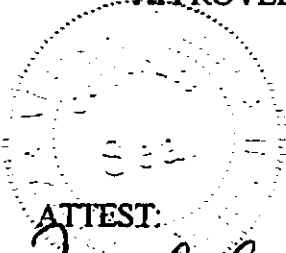
TRUSTEES:

Jerry Balthazor:	Aye - <input checked="" type="checkbox"/>	Nay - <input type="checkbox"/>	Absent - <input type="checkbox"/>
Robert Redmond:	Aye - <input checked="" type="checkbox"/>	Nay - <input type="checkbox"/>	Absent - <input type="checkbox"/>
Lori Gadbois:	Aye - <input checked="" type="checkbox"/>	Nay - <input type="checkbox"/>	Absent - <input type="checkbox"/>
Eric Cyr:	Aye - <input checked="" type="checkbox"/>	Nay - <input type="checkbox"/>	Absent - <input type="checkbox"/>
Melissa Carrico:	Aye - <input type="checkbox"/>	Nay - <input type="checkbox"/>	Absent - <input checked="" type="checkbox"/>
Michael Watson:	Aye - <input checked="" type="checkbox"/>	Nay - <input type="checkbox"/>	Absent - <input type="checkbox"/>

Bruce Adams: Aye -  Nay -  Absent -

TOTALS: AYE - 5 NAY - 0 ABSENT - 1

APPROVED this 26 day of MAY, 2015



ATTEST:

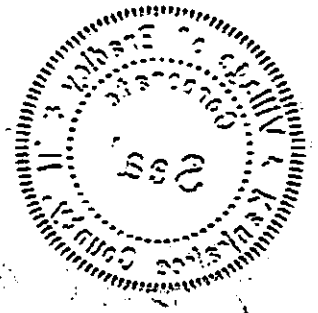
Michael J. LaGesse  
Michael J. LaGesse, Village Clerk

Bruce Adams  
Bruce Adams, President of the Board of Trustees of the Village of Bradley

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**EXHIBIT A**

**MEMORANDUM OF UNDERSTANDING  
BY AND BETWEEN THE VILLAGE OF BRADLEY AND CSL BEHRING, LLC**

## **MEMORANDUM OF UNDERSTANDING**

**by and between**

**THE VILLAGE OF BRADLEY, a municipal corporation**

**and**

**CSL BEHRING, LLC, a Delaware corporation**

### **Purpose**

This Memorandum of Understanding (MOU) sets forth the preliminary commitment, terms and understanding between the Village of Bradley (hereinafter "Village") and CSL Behring, LLC, (hereinafter "CSL") (hereinafter collectively the "Parties") to accomplish the extension of Industrial Drive and provide a long-term solution for storm water detention issues (hereinafter the "Project"). This MOU obligates neither Party to the expenditure of any monies or resources; rather, it commits to writing the intentions of both Parties and their desire to proceed with the Project, and further enables the Parties to begin taking initial steps toward accomplishing same.

### **Acknowledgements**

1. The Village and CSL acknowledge that a long-term solution to area storm water detention issues would be favorable to both Parties and to the residents and taxpayers of the Village of Bradley as a whole;
2. An off-site detention pond maintained by the Village on property owned by the Village would permit CSL to make better use of its parcel, including an expansion of its business that would bring jobs to, and spur additional economic opportunity within, the Village;

3. The extension of Industrial Drive will resolve truck staging and safety issues on Illinois State Route 50 in the Village, and will enable the property north of the current Industrial Drive, currently zoned M-Industrial, to be developed. The development of that property could prove to be an economic boon for the Village.

### **Commitments**

1. In order to access EDP, TARP and other state road grant funds to fund the Project, CSL is committed to supporting the Village's application for said funds, including but not limited to allowing the Village to access and leverage CSL's expansion projects, projected job creation data, and such other information as may be needed to give the Village its best chance at securing funding commitments from state and federal resources.

2. The Village of Bradley is committed to maintaining a storm water detention facility and related piping on land owned by the Village of Bradley, located southwest of CSL Behring's parcel. The Village would provide the land and assume the costs of ongoing maintenance and upkeep of said facility, and CSL will construct this off-site storm water detention pond.

3. CSL and the Village are committed to working in partnership to accomplish the Project goals, and toward that end will devote the necessary resources and sharing of information as may be required.

**Duration**

This MOU is at-will and may be modified or terminated at any time by either Party. This MOU shall become effective upon signature by the authorized officials from CSL, and upon the approval of the Village President and Board of Trustees of the Village of Bradley, and will remain in effect until modified or terminated by any one of the Parties.

**Contact Information**

Village of Bradley  
Bruce Adams, Village President  
147 S. Michigan Ave.  
Bradley, Illinois 60915  
(815) 932-2125

CSL Behring, LLC  
\_\_\_\_\_, President  
1201 N. Kinzie Ave.  
Bradley, Illinois 60915  
(815) \_\_\_\_ - \_\_\_\_

**AGREED:**

\_\_\_\_\_ Date: \_\_\_\_\_  
Village of Bradley

by: \_\_\_\_\_  
Name and Title (print)

\_\_\_\_\_ Date: \_\_\_\_\_  
CSL Behring

by: \_\_\_\_\_  
Name and Title (print)



