

COPY

**IN THE CIRCUIT COURT FOR THE FIFTH JUDICIAL CIRCUIT
EDGAR COUNTY, ILLINOIS**

RIDES MASS TRANSIT DISTRICT,

Plaintiffs,

vs.

DONALD WISEMAN, EDGAR COUNTY
TREASURER, in his official capacity, and the
EDGAR COUNTY BOARD

Defendant

No. 16-L-16

FILED

AUG - 3 2017

Maile R. Barrett
Circuit Clerk, Fifth Judicial Circuit Edgar County

SECOND AMENDED COMPLAINT

NOW COMES the Plaintiff, Rides Mass Transit District, by and through its attorneys at the Law Office of Jackson & Wilson LLC, for its Second Amended Complaint against Donald Wiseman, Edgar County Treasurer, in his official capacity, and the Edgar County Board, and states the following:

PARTIES

1. Plaintiff, Rides Mass Transit District, is an Illinois mass transit district formed under the statutory authority of the Local Mass Transit District Act and operating throughout the State of Illinois.
2. Defendant, Donald Wiseman, is the Treasurer of Edgar County, State of Illinois.
3. Defendant, Edgar County Board, is the governing body of Edgar County, State of Illinois.

ALLEGATIONS COMMON TO ALL COUNTS

4. East Central Illinois Mass Transit District (hereinafter "ECIMTD") was incorporated by Edgar County and Clark County by way of Resolution on or about May 15th, 2008.

5. ECIMTD provided mass transit services to Edgar County and Clark County from on or about May 15, 2008 to on or about June 30, 2013.
6. On or about April 18, 2013, the **Board of Trustees** of ECIMTD passed a Resolution **whereby its dissolution would become effective** on June 30, 2013. (See Exhibit A)
7. On or about May 8, 2013 Edgar County Board held a board meeting where former ECIMTD board Chairman, King Sutton, gave a “Mass Transit Presentation”. (See Exhibit Q)
8. King Suttons “Mass Transit Presentation” at the May 8, 2013 board meeting informed the Edgar County Board that Rides Mass Transit District was willing to take over Edgar County’s mass transit “obligations and assets”. (See Exhibit Q)
9. Sometime after the May 8, 2013 “Mass Transit Presentation” but prior to June 12, 2013, Edgar County States Attorney, **Mr. Mark Isaf, drafted a county Resolution** that upon taking effect provided that Edgar County would be annexed into Rides Mass transit District on July 1, 2013. (Hereinafter the “Edgar Resolution”). (See Edgar Resolution attached as Exhibit B)
10. The Edgar Resolution stated:

“The resolution shall become effective when adopted by an official vote of the Edgar County Board and have an effective date when such resolution and ordinance is approved by 2/3 vote of the Rides Mass Transit District Board.”

(See paragraph 6 of Exhibit B)
11. On June 12, 2013, Edgar County Board held a regular board meeting where a vote to adopt the Edgar Resolution was scheduled to take place. (See Exhibit R)

12. The vote to adopt the Edgar Resolution at the June 12, 2013 Edgar County Board meeting was tabled so that the board could examine the benefits to be received by Edgar County upon passing the Edgar Resolution (See Exhibit P)
13. On June 17, 2013, the Edgar County Board held a Special Board Meeting where again a vote to adopt the Edgar Resolution was on the docket. (See Exhibit I)
14. On June 17, 2013, after having time to examine the terms of the Edgar Resolution, the Edgar County Board unanimously voted to adopt the Edgar Resolution. (See Exhibit I)
15. On June 20, 2013, the Rides Mass Transit District Board approved by a 2/3 vote Rides Resolution 153. (Hereinafter "Resolution 153") (See Resolution 153 attached hereto as Exhibit C).
16. Rides Resolution 153 resolved that Edgar County be annexed into Rides Mass Transit District on July 1, 2013.
17. Rides has provided mass transit services to Edgar County since July 1, 2013.

COUNT I
PROMISSORY ESTOPPEL
(Plead in the alternative to Counts II and III)

NOW COMES the Plaintiff, Rides Mass Transit District, by and through its attorney, Robert C. Wilson of Jackson & Wilson LLC for Count I of its Second Amended Complaint for Promissory Estoppel against Defendant, Edgar County Board, and states as follows:

18. That sometime prior to March 2013, Defendant, Edgar County Board, decided that ECIMTD was no longer the most cost efficient means of providing Edgar County with mass transit services.

19. Sometime in March 2013, ECIMTD began to receive the assistance from Rides Mass Transit Services in providing mass transit services to Edgar County.
20. On or about April 18, 2013, the Board of Trustees of ECIMTD passed a dissolution Resolution which states that ECIMTD was no longer the most cost efficient means of providing Edgar County with mass transit services. (See Exhibit A)
21. On or about May 8, 2013, the Edgar County Board held a board meeting where the former chairman of ECIMTD, King Sutton, gave a “Mass Transit Presentation”. (See Exhibit Q)
22. King Suttons “Mass Transit Presentation” informed the Edgar County Board that Rides Mass Transit District was willing to take over Edgar County’s mass transit **“obligations and assets”**. (See Exhibit Q)
23. Sometime after the May 8, 2013 “Mass Transit Presentation” but prior to June 12, 2013, Edgar County States Attorney, Mr. Mark Isaf, drafted a Resolution reflecting Rides Mass Transit District willingness to take over Edgar County’s mass transit **obligations and assets**. (See Edgar Resolution attached as Exhibit B)
24. The Edgar Resolution unambiguously promised that Edgar County would make the following contribution to Rides Mass Transit District upon Rides annexing Edgar County into their mass transit district:

“Further be it ordained and resolved that all assets received by Edgar County Treasurer upon the dissolution of the East Central Illinois Mass Transit District shall be transferred, assigned and conveyed by the Treasurer to Rides Mass Transit District as the County’s contribution to Rides Mass Transit District.”

(See Exhibit B)

25. On June 12, 2013, Edgar County Board held a regular board meeting where a vote to adopt the Edgar Resolution was tabled by the Edgar County Board. (See Exhibit R)

26. The Edgar County Board tabled the June 12, 2013 vote to adopt the Edgar Resolution in order to further investigate the benefits Edgar County would receive in exchange for the unambiguous promise made to Rides:

“that all assets received by Edgar County Treasurer upon the dissolution of the East Central Illinois Mass Transit District shall be transferred, assigned and conveyed by the Treasurer to Rides Mass Transit District as the County’s contribution to Rides Mass Transit District.”

(See Exhibit P)

27. In order to determine the benefits to be received by Edgar County, the Edgar County Board arranged for the CEO of Rides Mass Transit District, Mr. Bill Jung, to attend a Special Board Meeting to discuss what the benefits to Edgar County would be in exchange for the promised contribution. (See Exhibit I)

28. On June 17, 2013, Mr. Jung attended an Edgar County Special Board Meeting at which time Mr. Jung explained the benefits Edgar County would receive in exchange for the County’s promised contribution to Rides Mass Transit District, including Rides pledge to retain all current employees and give them pay raises. (See Exhibit I)

29. On June 17, 2013, after hearing from Mr. Jung, the Edgar County Board unanimously voted to pass the Edgar Resolution. (See Exhibit I)

30. On June 20, 2013, the Rides Mass Transit District Board, acting in reliance on the unambiguous promise contained within the Edgar Resolution, approved Rides Resolution 153. (See Exhibit C).

31. Rides Resolution 153 finalized the annexation of Edgar County into Rides Mass Transit District and relieved Edgar County from the obligation to provide Edgar County with mass transit services and placed that obligation in the hands of Rides.

32. Rides adopted Resolution 153 in reliance on the unambiguous promise that Edgar County would transfer all mass transit assets to Rides to assist in providing services within Edgar County.

33. On July 1, 2013, in reliance on Edgar County's promise to contribute mass transit assets from the liquidation of ECIMTD to Rides, Rides began providing public transportation services in Edgar County pursuant to Edgar Resolution dated the 17th day of June 2013.

34. On or about July 28, 2014, a cashier's check was sent to the Edgar County Treasurer in the amount of \$ \$150,775.97 as proceeds from the liquidation of ECIMTD's assets (see attached Exhibit D).

35. On October 6, 2014, a cashier's check was sent to the Edgar County Treasurer in the amount of \$1,374.52 as final payment for the liquidation of ECIMTD's assets (see attached Exhibit E).

36. On or about November 7, 2014, Rides, in foreseeable reliance on Edgar County's promise that:

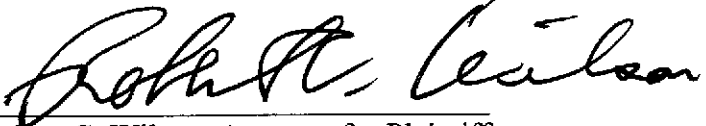
"Further be it ordained and resolved that all assets received by Edgar County Treasurer upon the dissolution of the East Central Illinois Mass Transit District shall be transferred, assigned and conveyed by the Treasurer to Rides Mass Transit District as the County's contribution to Rides Mass Transit District."

(See Exhibit B), Rides purchased property in Paris, Edgar County, IL at the cost of approximately \$635,000.00 to better provide public transportation services to Edgar County (see attached Exhibits F, G, and H).

37. In further foreseeable reliance on Edgar County's promise, Rides employs fifteen (15) individuals at an annual cost of approximately \$730,186.00 in salary and benefits. (See Bill Jung's presentation to the Edgar County Board attached as Exhibit I)
38. The Defendants have failed to remit the \$152,150.49 in liquidated assets to Rides as unambiguously promised in the June 17, 2013 resolution.
39. Rides foreseeably relied on the Defendant's promise to "transfer, assign and convey" the funds deposited with the Edgar County Treasurer from the dissolution of ECIMTD to Rides' detriment when Rides invested considerable amounts of labor and funds to bring transportation services to Edgar County.

WHEREFORE, the Plaintiff, Rides Mass Transit District prays for judgment against the Defendant Edgar County Board in the amount of \$152,150.49 for amounts due under the June 17, 2013 resolution, together with the costs of this action and any other relief this Court deems just and proper.

Respectfully Submitted,


Robert C. Wilson, Attorney for Plaintiff

Prepared by:
Robert C. Wilson
Jackson & Wilson LLC
117 W. Poplar St.
P.O. Box 544
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ARDC #3128411
rcw@rcwattorney.com

COUNT II
BREACH OF CONTRACT
(Plead in the alternative to Count I)

NOW COMES the Plaintiff, Rides Mass Transit District, by and through its attorney, Robert C. Wilson of Jackson & Wilson LLC for Count II of its Second Amended Complaint for Breach of Contract against Defendant, Edgar County Board, and states as follows:

40. In Illinois a county government and a mass transit district can enter into an annexation agreement under the express statutory authority of the Local Mass Transit District Act (hereinafter "the Act"). 70 ILCS 3610/3.01

41. In order to enter into a valid annexation agreement the Act requires (1) the county to adopt a petition to be annexed by ordinance or resolution approved by a majority vote of the county board; (2) that such ordinance or resolution be approved by a 2/3 vote of the members of the board of trustees of the district and (3) a certified copy of the ordinance or resolution of annexation shall be filed by the secretary of the board in the same manner as provided for upon creation of the District. 70 ILCS 3610/3.01

42. On June 17, 2013, the members of the Edgar County Board of Commissioners, acting under the express statutory authority of the Act, adopted a resolution providing

"Be it ordained and resolved by the members of the Edgar County Board that the County of Edgar be annexed into the Rides Mass Transit District on July 1st, 2013"

And further;

"The resolution shall become effective when adopted by an official vote of the Edgar County Board and have an effective date when such resolution and ordinance is approved by 2/3 vote of the Rides Mass Transit District Board."

(See attached Exhibit B).

43. On June 20, 2013, the Board of Trustees for Rides Mass Transit District acted under the express statutory authority of the Act, by approving the June 17, 2017, Edgar County Resolution by way of passing Resolution 153 which stated:

“That by a 2/3 vote of the Rides Mass Transit District Board that Edgar County be annexed into the District on July 1, 2013”

(see attached Exhibit C)

44. The June 17, 2013 Edgar County Resolution seeking annexation into the Rides Mass Transit District was an **offer of terms** extended to Rides from Edgar County to enter an annexation agreement and Resolution 153 passed by 2/3 vote on June 20, 2013 was Rides **acceptance** of that offer and all terms set forth in the offer which created a valid and binding annexation agreement between the parties pursuant to statutory framework of the Act.
45. Illinois Courts have long recognized annexation agreements as binding and valid contracts. *Cummings v. City of Waterloo*, 683 N.E.2d 1222, 1230 (Ill. App. 5th Dist. 1997)
46. The statutory framework of the Local Mass Transit District Act recognizes, that at common law, annexation agreements are contractual instruments by requiring that the county first **offer** to be annexed and that offer only becoming effective upon **acceptance** by 2/3 vote of the board of the mass transit district. The Act codifies the common law notion of “mutual assent”.
47. “In interpreting the annexation agreement, the basic rules of contract interpretation apply”. *First Bank & Trust Co. of Illinois v. Village of Orland Hills*, 338 Ill.App.3d 35, 40, 272 Ill.Dec. 485, 787 N.E.2d 300 (2003) (applying basic rules of contract interpretation to an annexation agreement).
48. “In construing a contract, the primary objective is to give effect to the intent of the parties, and a court will first look to the language of the contract itself to determine the

parties' intent". *Thompson v. Gordon*, 241 Ill.2d 428, 441, 349 Ill.Dec. 936, 948 N.E.2d 39 (2011).

49. The language of the Annexation Agreement entered into between Edgar County and

Rides provided:

"Further be it ordained and resolved that all assets received by Edgar County Treasurer upon the dissolution of the East Central Illinois Mass Transit District shall be transferred, assigned and conveyed by the Treasurer to Rides Mass Transit District as the County's contribution to Rides Mass Transit District."

(See Exhibit B)

50. Edgar County has breached the terms of the Annexation Agreement by failing to perform under its terms, namely, by failing to remit funds from the dissolution of ECIMTD to Rides as set forth in the terms of the Annexation Agreement entered into between the two parties.

51. Rides provided consideration for the Annexation Agreement in the form of providing mass transit services to Edgar County.

52. Edgar County provided consideration to the Annexation agreement in the form of permitting Rides to take over all mass transit obligations in Edgar County.

53. On or about July 28, 2014, a cashier's check was sent to the Edgar County Treasurer in the amount of \$ \$150,775.97 as proceeds from the liquidation of ECIMTD's assets (see attached Exhibit D).

54. On October 6, 2014, a cashier's check was sent to the Edgar County Treasurer in the amount of \$1,374.52 as final payment for the liquidation of ECIMTD's assets (see attached Exhibit E).

55. As of the day of the filing of this Second Amended Complaint the Defendant has failed to remit the \$152,150.49 in liquidated assets to Rides as required to do under the terms of the Annexation Agreement entered into by the parties.

56. The failure to remit the funds to Rides is a material breach of the terms of the annexation agreement entered into between Edgar County and Rides.

WHEREFORE, the Plaintiff, Rides Mass Transit District prays for judgment against Edgar County in the amount of \$152,150.49 for amounts due under the June 20, 2013 Annexation Agreement, together with the costs of this action and any other relief this Court deems just and proper.

Respectfully Submitted,


Robert C. Wilson, Attorney for Plaintiff

Prepared by:
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COUNT III
BREACH OF UNILATERAL CONTRACT
(Plead in the alternative to Counts I & II)

NOW COMES the Plaintiff, Rides Mass Transit District, by and through its attorney, Robert C. Wilson of Jackson & Wilson LLC for Count III of its Second Amended Complaint for Breach of Unilateral Contract against Defendant, Edgar County Board, and states as follows:

57. East Central Illinois Mass Transit District ("ECIMTD") provided mass transit services to Edgar County, Illinois and Clark County, Illinois at all relevant times prior to July 1, 2013.
58. On or about April 18, 2013, the governing board of ECIMTD approved an ordinance providing "[ECIMTD] has determined that it should terminate its existence *ad (sic)* services in order to provide Clark County and Edgar County an opportunity to join a contiguous Mass Transit District" (see attached Exhibit A).
59. The ECIMTD ordinance specified that ECIMTD would be dissolved effective June 30, 2013. (See attached Exhibit A).
60. On June 17, 2013, the members of the Edgar County Board of Commissioners adopted a resolution, drafted by Edgar County State's Attorney Mark Isaf, providing "the County of Edgar be annexed into the Rides Mass Transit District on July 1, 2013" (see attached Exhibit B).
61. The June 17, 2013 Edgar County Board resolution provided:
- "The resolution shall be effective when adopted by an official vote of the Edgar County Board and have an effective date when such resolution and ordinance is approved by 2/3 vote of the Rides Mass Transit District Board."**
- (See attached Exhibit B)
62. The June 17, 2013 Edgar Resolution would remain ineffective unless Rides performed under the terms of the Edgar Resolution by voting to approve the Edgar Resolution by 2/3 vote of their respective governing board.
63. The June 17, 2013 Edgar Resolution was an offer for a unilateral contract extended to Rides that could only become binding upon a 2/3 acceptance of the Rides District Board.

64. On June 20, 2013, Rides' board passed Resolution 153 which accepted the Edgar Resolution and annexed Edgar County into its district effective July 1, 2013. (See attached Exhibit C)
65. By Rides annexing Edgar County into Rides Mass Transit District with the passage of Rides Resolution 153, the offer extended by the Edgar Resolution became an effective unilateral contract on June 20, 2013.
66. Edgar County became bound by the terms of their offer, part of which included:

“Further be it ordained and resolved that all assets received by Edgar County Treasurer upon the dissolution of the [ECIMTD] shall be transferred, assigned and conveyed by the County Treasurer to Rides Mass Transit District and the County’s contribution to Rides Mass Transit District.”

(See attached Exhibit B).
67. Rides began providing mass transportation services to Edgar County residents on July 1, 2013.
68. On or about July 28, 2014, a cashier's check was sent to the Edgar County Treasurer in the amount of \$ \$150,775.97 as proceeds from the liquidation of ECIMTD's assets (see attached Exhibit D).
69. On October 6, 2014, a cashier's check was sent to the Edgar County Treasurer in the amount of \$1,374.52 as final payment for the liquidation of ECIMTD's assets (see attached Exhibit E).
70. As the Defendant Edgar County Board's consideration in entering into the contract and receiving from Rides the transportation services, the funds received on July 8, 2014 and October 6, 2014 by the Treasurer of Edgar County should have been transferred to Rides.



71. The Defendants have failed to remit and/or cause to be transferred the consideration of \$152,150.49 in proceeds of the liquidation of ECIMTD received by the Defendants to Rides.

72. The failure to remit the funds is a material breach of the contract that was entered into by the Edgar County Board and Rides Mass Transit District

73. Rides accepted Edgar County's offer and has fully performed under the contract by approving by two-thirds vote the annexation of Edgar County on June 20, 2013 and by providing transportation services on and after July 1, 2013.

WHEREFORE, the Plaintiff, Rides Mass Transit District prays for judgment against the Defendant, Edgar County Board, in the amount of \$152,150.49 for amounts due under the June 17, 2013 resolution, together with the costs of this action and any other relief this court deems just and proper.

Respectfully Submitted,

Robert C. Wilson, Attorney for Plaintiff

Prepared by:
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**COUNT IV
MANDAMUS**

NOW COMES the Plaintiff, Rides Mass Transit District, by and through its attorney, Robert C. Wilson of Jackson & Wilson LLC for Count IV of its Second Amended Complaint for Mandamus against Defendant, Donald Wiseman, Edgar County Treasurer, in his official capacity, and states as follows:

74. Plaintiff hereby repeats and realleges paragraphs 1 through 10 above.

75. The resolution by ECIMTD (Exhibit A) stipulated that “Any assets of [ECIMTD] remaining after payment of its bills *shall be distributed by assignment* to the ...Treasurer of Edgar County (emphasis added).

76. The June 17, 2013 Edgar Resolution was passed by unanimous vote and signed by the Chairman of the Edgar County Board of Commissioners. The resolution provided that:

“Further be it ordained and resolved that all assets received by Edgar County Treasurer upon the dissolution of the [ECIMTD] shall be transferred, assigned and conveyed by the County Treasurer to Rides Mass Transit District and the County’s contribution to Rides Mass Transit District.”

(See attached Exhibit B).

77. On or about July 28, 2014, a cashier’s check was sent to the Edgar County Treasurer in the amount of \$ \$150,775.97 as proceeds from the liquidation of ECIMTD’s assets (see attached Exhibit D).

78. On October 6, 2014, a cashier’s check was sent to the Edgar County Treasurer in the amount of \$1,374.52 as final payment for the liquidation of ECIMTD’s assets (see attached Exhibit E).

79. Defendant, Donald Wiseman, Edgar County Treasurer, in his official capacity, has failed to remit the funds to Plaintiff, Rides Mass Transit District, as directed by the June 17, 2013 Edgar Resolution.

WHEREFORE, the Plaintiff prays that this Court order a Writ of Mandamus ordering the Defendant Donald Wiseman, in his official capacity as Edgar County Treasurer, to immediately pay the proceeds Edgar County received from ECIMTD in the amount of \$152,150.49 to Plaintiff Rides Mass Transit District.

Respectfully Submitted,


Robert C. Wilson, Attorney for Plaintiff

Prepared by:
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COPY

VERIFICATION

Under penalty as provided by law, pursuant to Section 1-109 of the Code of Civil Procedure, the undersigned, William Jung, in his official capacity as Chief Executive Officer for Rides Mass Transit District states that the statements set forth in this Second Amended Complaint are true and correct, except as to matters therein stated to be on information and belief, and as to such matters the undersigned certifies as aforesaid that he verily believes the same to be true.

Rides Mass Transit District

Dated 7/22/17


William Jung

It's: Chief Executive Officer



Rides v Edgar County
Exhibit list

- A. ECIMTD dissolution ordinance 0413
- B. Edgar Resolution dated June 13, 2013
- C. Rides Resolution 153
- D. Cashier's Check for ECIMTD proceeds
- E. Final check from ECIMTD dissolution
- F. P-Tax, Paris IL property
- G. Wire Transfer for purchase of Paris, IL property
- H. Trustee Deed for Paris Property
- I. Official Minutes of the Edgar County Board Special Meeting June 17, 2013
- P. June 12, 2013 Edgar County Board Meeting Video
- Q. Official Minutes May 8, 2013 Edgar County Board Meeting
- R. Official Minutes June 12, 2013 Edgar County Board Meeting

COPY

RESOLUTION 0413

ORDINANCE 0413

This Resolution and Ordinance authorizes the dissolution of the East Central Illinois Mass Transit District of Clark County and Edgar County, Illinois.

WHEREAS, Clark County, Illinois and Edgar County, Illinois formed the East Central Illinois Mass Transit District by Resolution and Ordinance of Incorporation herein attached as Exhibit I and II, and

WHEREAS, East Central Illinois Mass Transit District is no longer able to provide mass transit transportation services on a cost efficient basis in Clark County and Edgar County, and

WHEREAS, adequate services are or can be made available to Clark County or Edgar County by joining a larger Mass Transit District, and

WHEREAS, East Central Illinois Mass Transit District has determined that it should terminate its existence and services in order to provide Clark County and Edgar County an opportunity to join a contiguous Mass Transit District.

NOW THEREFORE, be it ordained and resolved by the governing board of East Central Illinois Mass Transit District:

1. That adequate mass transit services are or can be made available to Clark County and Edgar County.
2. That the East Central Illinois Mass Transit District should terminate its existence and services.
3. That East Central Illinois Mass Transit District should certify to Clark County and Edgar County that it shall discontinue services on June 30, 2013 and wind up its affairs.
4. A copy of this Resolution and Ordinance shall be filed with the County Clerk of Clark County and the County Clerk of Edgar County and the Secretary of State of the State of Illinois.
5. Any assets of East Central Illinois Mass Transit District remaining after payment of its bills shall be distributed by assignment to the Treasurer of Clark County and Treasurer of Edgar County.
6. This Resolution and Ordinance is made pursuant to the provisions of 70 ILCS 3610/9.
7. That East Central Illinois Mass Transit District shall be dissolved effective June 30, 2013.

PRESENTED and ADOPTED this 18th day of April, 2013



COPY

On the following vote:

AYES

5

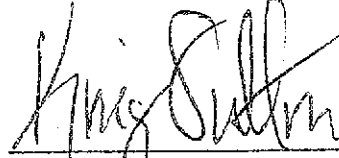
ABSENT

1

NAYES

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East Central Illinois Mass Transit District



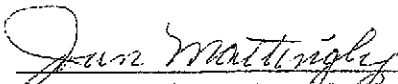
East Central Illinois Mass Transit District
Board Chairman

Date: 04/18/13

ATTEST:

The undersigned Joan Mattingly being the duly elected Secretary of East Central Illinois Mass Transit District does herewith certify that the above Resolution and Ordinance was adopted the 18th day of April, 2013 by the Governing Board of East Central Illinois Mass Transit District.

Dated this 18th day of April, 2013.



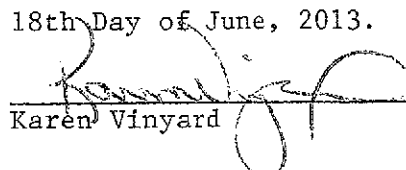
Secretary of East Central Illinois Mass Transit District

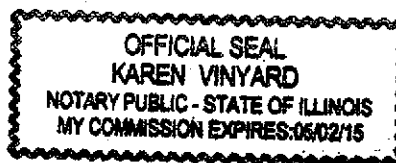
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Certified Copy

I certify that the original of this Resolution is on file in the records of the office of East Central Illinois Mass Transit District.

IN WITNESS WHEREOF, I have hereunto affixed my official signature this 18th Day of June, 2013.


Karen Vinyard



COPY

EXH. B. 1

RESOLUTION AND ORDINANCE INCORPORATING
EAST CENTRAL ILLINOIS MASS TRANSIT DISTRICT

Rebecca R. Freeman
CLERK

Be it ordained and resolved by the Board of Commissioners of the Counties of Edgar and Clark that East Central Illinois Mass Transit District be and hereby is incorporated as follows:

ARTICLE I. Name.

The name shall be East Central Illinois Mass Transit District.

ARTICLE II. Purpose.

The Mass Transit District shall have any and all authority conferred on Mass Transit Districts by the laws of the State of Illinois.

ARTICLE III. Board of Trustees.

A. The Board of Trustees of the East Central Illinois Mass Transit District shall be composed of:

Four Trustees to be appointed by the Chairperson of the Edgar County Board.

Two Trustees to be appointed by the Chairperson of the Clark County Board.

A Trustee will be appointed by the Chairperson of each County Board annexed into the district based on the county's federal and state funding appropriations for transportation services.

B. The term of appointment shall be four (4) years with the exception of the initial terms which shall be staggered as follows:

<u>Appointment*</u>	<u>Initial Term</u>
Edgar County 1 st trustee	1 years
Clark County 1st trustee	2 years
Edgar County 2 nd trustee	2 years
Clark County 2 nd trustee	4 year
Edgar County 3 rd trustee	3 years
Edgar County 4 th trustee	4 years

C. Voting. Each Trustee shall be entitled to one vote on each matter submitted to the Board of Trustees.

- D. Resignation. Any trustee may resign by filing a written resignation with Secretary of the East Central Illinois Mass Transit District whereupon the appointing authority will make another appointment to fill the unexpired term.
- E. Manner of Acting. - The act of a majority of general members present at a meeting at which a quorum is present shall be the act of the membership.
- F. Quorum. A quorum shall consist of 1 more than half of the appointed trustees.
- G. Powers. The Board of Trustees may adopt such By-Laws and establish such rules and regulations and take such other actions as may be necessary to achieve the purpose for which the East Central Illinois Mass transit District is formed.

ARTICLE IV: Transfer of Title.

All property held by each County acquired by the Section 5311 2006, 2007 & 2008 Consolidated Vehicle Procurement Rolling Stock Capital Assistance Program included in the East Central Illinois Mass Transit District shall be transferred to the District on the date this ordinance is effective or at the end of the current grant period, whichever is later.

ARTICLE V: Effective Date.

This ordinance shall be effective when adopted by an official vote of the Edgar, and Clark County Boards and shall have an effective date which shall be the date the last of said County Boards adopt this ordinance.

* Appointees for Edgar County:

Kevin Trogdon - County Board Rep - 4 years
Joan Mattingly - Senior Center Rep - 2 years
King Sutton - Senior Center Rep - 3 years
Kristen Harden - Transportation Coordinator for HRC Rep - 1 year

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I move for the adoption of the foregoing Resolution AND EDGAR COUNTY APPOINTEES -

Jeff Payton

I second the motion for the adoption of the foregoing Resolution AND EDGAR COUNTY APPOINTEES.

Kevin Jordan

PASSED this 14th day of May 2008.

James Velt
CHAIRMAN OF THE BOARD

ATTEST:

Deborah R. Kraemer (SEAL)
EDGAR COUNTY CLERK

COPY

EXHIBIT II

RESOLUTION AND ORDINANCE INCORPORATING
EAST CENTRAL ILLINOIS MASS TRANSIT DISTRICT

Be it ordained and resolved by the Board of Commissioners of the Counties of Edgar and Clark that East Central Illinois Mass Transit District be and hereby is incorporated as follows:

ARTICLE I. Name.

The name shall be East Central Illinois Mass Transit District.

ARTICLE II. Purpose.

The Mass Transit District shall have any and all authority conferred on Mass Transit Districts by the laws of the State of Illinois.

ARTICLE III. Board of Trustees.

A. The Board of Trustees of the East Central Illinois Mass Transit District shall be composed of:

Four Trustees to be appointed by the Chairperson of the Edgar County Board.

Two Trustees to be appointed by the Chairperson of the Clark County Board.

A Trustee will be appointed by the Chairperson of each County Board annexed into the district based on the county's federal and state funding appropriations for transportation services.

B. The term of appointment shall be four (4) years with the exception of the initial terms which shall be staggered as follows:

<u>Appointment</u>	<u>Initial Term</u>
Edgar County 1 st trustee	1 years
Clark County 1st trustee	2 years
Edgar County 2 nd trustee	2 years
Clark County 2 nd trustee	4 year
Edgar County 3 rd trustee	3 years
Edgar County 4 th trustee	4 years

C. Voting. Each Trustee shall be entitled to one vote on each matter submitted to the Board of Trustees.

- D. Resignation. Any trustee may resign by filing a written resignation with Secretary of the East Central Illinois Mass Transit District whereupon the appointing authority will make another appointment to fill the unexpired term.
- E. Manner of Acting. - The act of a majority of general members present at a meeting at which a quorum is present shall be the act of the membership.
- F. Quorum. A quorum shall consist of 1 more than half of the appointed trustees.
- G. Powers. The Board of Trustees may adopt such By-Laws and establish such rules and regulations and take such other actions as may be necessary to achieve the purpose for which the East Central Illinois Mass transit District is formed.

ARTICLE IV. Transfer of Title.

All property held by each County acquired by the Section 5311 2006, 2007 & 2008 Consolidated Vehicle Procurement Rolling Stock Capital Assistance Program included in the East Central Illinois Mass Transit District shall be transferred to the District on the date this ordinance is effective or at the end of the current grant period, whichever is later.

ARTICLE V. Effective Date.

This ordinance shall be effective when adopted by an official vote of the Edgar, and Clark County Boards and shall have an effective date which shall be the date the last of said County Boards adopt this ordinance.

COPY

PASSED THIS 15th DAY OF May, 2008.

AYES: 7

NAYES: 0

ABSENT: 0

APPROVED THIS 15th DAY OF May, 2008.

ATTEST:

CLARK COUNTY BOARD

Leroy Ingram
CHAIRMAN

W. C. Dunning
SECRETARY

COPY

RESOLUTION - EAST CENTRAL ILLINOIS MASS TRANSIT DISTRICT - RIDES MASS
TRANSIT DISTRICT

Be it ordained and resolved by the Members of the Edgar County Board that East Central Illinois Mass Transit District is authorized to discontinue its services and wind up its affairs pursuant to resolution by said District effective June 30th, 2013.

Be it ordained and resolved by the Members of the Edgar County Board that the County of Edgar be annexed into the Rides Mass Transit District on July 1st, 2013.

As a county member of the Rides Mass Transit District, Edgar County will have representation on the District Board according to the Local Mass Transit District Act (70 ILCS 3610) and the Rides Mass Transit District By-Laws, one Trustee to be appointed by the Chairperson of the County Board.

Further be it ordained and resolved that all assets received by Edgar County Treasurer upon the dissolution of the East Central Illinois Mass Transit District shall be transferred, assigned and conveyed by the County Treasurer to Rides Mass Transit District as the County's contribution to Rides Mass Transit District.

Further be it ordained and resolved that Rides Mass Transit District is herewith given immediate authority to apply for any and all Grants and Operating Assistance for public transportation services in the County for periods on and after July 1, 2013 the date of annexation of the County to Rides Mass Transit District.

The resolution shall be effective when adopted by an official vote of the Edgar County Board and have an effective date when such resolution and ordinance is approved by 2/3 vote of the Rides Mass Transit District Board.

On roll call vote this RESOLUTION NO. _____ was passed and approved this 67 day of June, 2013.



COPY

On the following vote:

AYES

4

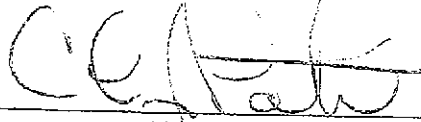
ABSTAIN

0

NAYES

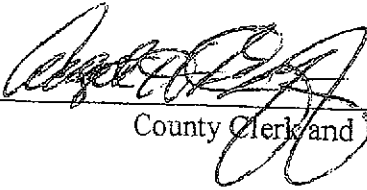
0

EDGAR COUNTY BOARD OF COMMISSIONERS



Chairman

ATTEST:



County Clerk and Recorder

K:\MASS TRANSIT DISTRICT\EAST CENTRAL MASS TRANSIT DISTRICT\Resolution Edgar County.docx

COPY

Resolution authorizing the annexing of contiguous counties into the Rides Mass Transit District.

WHEREAS, the regionalism of public transit service is essential to the transportation of persons in the non-urbanized area; and

WHEREAS, the Downstate Operating Assistance Program makes funds available to help offset expenditures of eligible systems; and

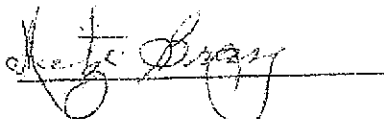
WHEREAS, grants for said funds will impose certain obligations upon the recipient, including the provision to provide local share necessary to cover costs not covered by the Downstate Operating Assistance Program and section 5311 of the Federal Transit Act of 1991.

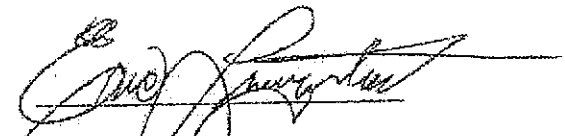
NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BOARD OF THE Rides Mass Transit District:

Section 1. That by a 2/3 vote of the Rides Mass Transit District Board the Edgar County be annexed into the District on July 1, 2013.

Ayes 9
Nays 0
Abstain 0

PRESENTED and ADOPTED this 20th day of JUNE, 2013.


Secretary


RMTD Board Chairman

Date: 6/20/13

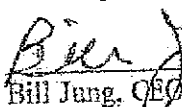
Date: JUN/20/2013

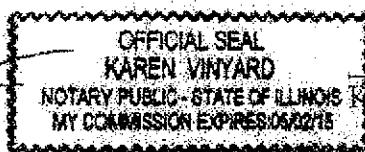
Certified Copy

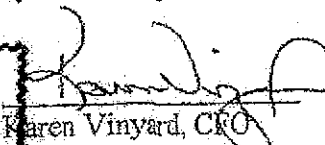
I certify that the original of this Resolution is on file in the records of the office Rides Mass Transit District in my custody.

I do further certify that the foregoing Resolution remains in full force and effect and has not been rescinded, as amended or altered in any manner since the date of its adoption.

IN WITNESS WHEREOF, I have hereunto affixed my official signature this 20th Day of June 2013.


Bill Jang, CEO




Karen Vinyard, CFO



COPY

PAY TO THE ORDER OF Kidex Mass Transit District

DATE July 28, 2014

PAY TO THE ORDER OF Edgar County Treasurer

\$ 150,775.97

*** One Hundred Fifty Thousand Seven Hundred Seventy Five and 97/100 *** DOLLARS

CASHIER'S CHECK

Customer Copy
NON-NEGOTIABLE

This instrument may become void after 90 days under a
"matured or lost"

~~THIS DOCUMENT HAS BEEN REPRODUCED FROM THE ORIGINAL RECORDS OF THE EDGAR COUNTY BANK & TRUST CO. IN THE STATE OF ILLINOIS. IT IS NOT A COPY OF THE ORIGINAL RECORDS.~~



THE EDGAR COUNTY BANK & TRUST CO.
1001 E. MAIN ST.
EDGAR, ILLINOIS 62422
(217) 350-2114

No. 1051147

EDGAR COUNTY

PAY TO THE ORDER OF Kidex Mass Transit District

DATE July 28, 2014

PAY TO THE ORDER OF Edgar County Treasurer

\$ 150,775.97

*** One Hundred Fifty Thousand Seven Hundred Seventy Five and 97/100 *** DOLLARS

CASHIER'S CHECK

This instrument may become void after 90 days under a
"matured or lost"


ECJMTD Proceeds - 6890 Edgar County
Share

Carl A. Hayes
Linda J. Smith

⑈ 1051147⑈ ⑈071403827⑈ 70000000⑈



COPY

EAST CENTRAL ILLINOIS MASS TRANSIT 256 W. COURT ST. PARIS, IL 61944 817-466-0821		EDGAR COUNTY BANK & TRUST PARIS, ILLINOIS 708-2820711		3217
Edgar County Treasurer		10/8/2014		
One Thousand Three Hundred Seventy-Four and 52/100		DATE	**1,374.52	AMOUNT
PAY TO THE ORDER OF	Edgar County Treasurer P.O. Box 1234 Paris, IL 61944			
88% of Auction Proceeds				
SECURITY FEATURES INCLUDED DETAILS ON BACK				
003217 071102827* 110 917 L*				

DDA Debits - 10/15/2014 - 3217 - \$1,374.52

071102827*	BOFD>071102827< Paris 2014-10-15 Batch 3404709074 Seq 015865326	FOR DEPOSIT ONLY DONALD G. WESTMAN, TREAS. EDGAR COUNTY TREASURER
------------	---	---

DDA Debits - 10/15/2014 - 3217 - \$1,374.52



**COPY****PTAX-203****Illinois Real Estate
Transfer Declaration**Please read the instructions before completing this form.
This form can be completed electronically at tax.illinois.gov/retd.**Step 1: Identify the property and sale information.****1 509 EAST JASPER STREET**

Street address of property (or 911 address, if available)

PARIS

City or village

61944

ZIP

PARIS

Township

2 Write the total number of parcels to be transferred. 1**3** Write the parcel identifying numbers and lot sizes or acreage.**Property index number (PIN)****Lot size or acreage****a 09-18-01-482-002****55,763 SQ FT****b****c****d**Write additional property index numbers, lot sizes or acreage in
Step 3.**4** Date of instrument: 1 / 2 / 0 1 4

Month

Year

5 Type of instrument (Mark with an "X"):☐ Quit claim deed ☐ Executor deed ☒ Trustee deed☐ Beneficial interest ☐ Other (specify):**6** ☐ Yes ☒ No Will the property be the buyer's principal residence?**7** ☒ Yes ☐ No Was the property advertised for sale?
(i.e., media, sign, newspaper, realtor)**8** Identify the property's current and intended primary use.
Current Intended (Mark only one item per column with an "X")**a** ☐ Land/lot only**b** ☐ Residence (single-family, condominium, townhome, or duplex)**c** ☐ Mobile home residence**d** ☐ Apartment building (6 units or less) No. of units:**e** ☐ Apartment building (over 6 units) No. of units:**f** ☐ Office**g** ☐ Retail establishment**h** ☒ Commercial building (specify):**i** ☐ Industrial building **OFFICES & GARAGE****j** ☐ Farm**k** ☒ Other (specify): **EMPTY**Do not write in this area.
County Recorder's Office use.

Page

Received by

COPY**9** Identify any significant physical changes in the property since
January 1 of the previous year and write the date of the change.
Date of significant change: / /

Month Year

(Mark with an "X")

☐ Demolition/damage ☐ Additions ☐ Major remodeling☐ New construction ☐ Other (specify):**10** Identify only the items that apply to this sale. (Mark with an "X")**a** ☐ Fulfillment of installment contract —
year contract initiated: / /**b** ☐ Sale between related individuals or corporate affiliates**c** ☐ Transfer of less than 100 percent interest**d** ☐ Court-ordered sale**e** ☐ Sale in lieu of foreclosure**f** ☐ Condemnation**g** ☐ Short sale**h** ☐ Bank REO (real estate owned)**i** ☐ Auction sale**j** ☐ Seller/buyer is a relocation company**k** ☐ Seller/buyer is a financial institution or government agency**l** ☐ Buyer is a real estate investment trust**m** ☐ Buyer is a pension fund**n** ☐ Buyer is an adjacent property owner**o** ☐ Buyer is exercising an option to purchase**p** ☐ Trade of property (simultaneous)**q** ☐ Sale-leaseback**r** ☐ Other (specify):**s** Homestead exemptions on most recent tax bill:**1** General/Alternative \$ 0.00**2** Senior Citizens \$ 0.00**3** Senior Citizens Assessment Freeze \$ 0.00**Step 2: Calculate the amount of transfer tax due.**

Note: Round Lines 11 through 18 to the next highest whole dollar. If the amount on Line 11 is over \$1 million and the property's current use on Line 8 above is marked "a," "f," "g," "h," "i," or "k," complete Form PTAX-203-A, Illinois Real Estate Transfer Declaration Supplemental Form A. If you are recording a beneficial interest transfer, do not complete this step. Complete Form PTAX-203-B, Illinois Real Estate Transfer Declaration Supplemental Form B.

11 Full actual consideration**11** \$ 635,000.00**12a** Amount of personal property included in the purchase**12a** \$ 0.00**12b** Was the value of a mobile home included on Line 12a?**12b** Yes ☐ No ☒**13** Subtract Line 12a from Line 11. This is the net consideration for real property.**13** \$ 635,000.00**14** Amount for other real property transferred to the seller (in a simultaneous exchange)
as part of the full actual consideration on Line 11**14** \$ 0.00**15** Outstanding mortgage amount to which the transferred real property remains subject**15** \$ 0.00**16** If this transfer is exempt, use an "X" to identify the provision.**16** ☒ b ☐ k ☐ m**17** Subtract Lines 14 and 15 from Line 13. This is the net consideration subject to transfer tax.**17** \$ 0.00**18** Divide Line 17 by 500. Round the result to the next highest whole number (e.g., \$1,002 rounds to \$2).**18** 0.00**19** Illinois tax stamps — multiply Line 18 by 0.50.**19** \$ 0.00**20** County tax stamps — multiply Line 18 by 0.25.**20** \$ 0.00**21** Add Lines 19 and 20. This is the total amount of transfer tax due.**21** \$ 0.00

PTAX-203 (R-8/10)

This form is authorized in accordance with 35 ILCS 200/31-1 et seq. Disclosure of this information
is REQUIRED. This form has been approved by the Forms Management Center. IL-482-0227

ID:INT, Declaration Number: N141-R528-S571-2440



Step 3: Write a legal description from the deed. Write, type (minimum 10-point font required), or attach the legal description from the deed. If you prefer, submit an 8 1/2" x 11" copy of the extended legal description with this form. You may also use the space below to write additional property index numbers, lots sizes or acreage from Step 1, Line 3.

LOT NO. 3 IN THE DIVISION OF THE ESTATE OF SAMUEL UTTER, DECEASED, AS SHOWN BY THE PLAT OF SAID SUBDIVISION RECORDED IN DEED RECORD 90, PAGE 84 OF THE EDGAR COUNTY, ILLINOIS RECORDS, EXCEPT THAT PART THEREOF USED FOR ROAD PURPOSES, AND BEING PART OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 1, TOWNSHIP 13 NORTH, RANGE 12 WEST OF THE 2ND P.M. ALSO, LOTS NOS. 47, 48, 49, 50, 51, 52, 53, 54, 55 AND 56 IN CRAWFORD CREST ADDITION TO THE CITY OF PARIS, EDGAR COUNTY, ILLINOIS AS SHOWN BY PLAT RECORDED IN DEED RECORD 148 AT PAGE 514 OF THE RECORDS OF EDGAR COUNTY, ILLINOIS, EXCEPT THAT PART THEREOF CONVEYED FOR HIGHWAY PURPOSES; AND ALSO CONVEYING THAT PORTION OF THE ALLEY (NOW VACATED) LYING BETWEEN LOTS 47 TO 51 INCLUSIVE ON THE SOUTH AND LOTS 52 TO 56 INCLUSIVE ON THE NORTH AND BOUNDED BY THE WEST LINE OF LOT 51 PROJECTED NORTHWARD TO THE SOUTHWEST CORNER OF LOT 52 AND BY THE EAST LINE OF LOT 47 PROJECTED NORTHWARD TO THE SOUTHEAST CORNER OF LOT 56. SITUATED IN EDGAR COUNTY, ILLINOIS. PREIN: 09-18-01-482-002 SUBJECT TO ALL EASEMENTS, RESTRICTIONS AND PROTECTIVE COVENANTS OF RECORD. SUBJECT TO THE 2014 REAL ESTATE TAXES WHICH GRANTEE ASSUMES AND AGREES TO PAY.

Step 4: Complete the requested information.

The buyer and seller (or their agents) hereby verify that to the best of their knowledge and belief, the full actual consideration and facts stated in this declaration are true and correct. If this transaction involves any real estate located in Cook County, the buyer and seller (or their agents) hereby verify that to the best of their knowledge, the name of the buyer shown on the deed or assignment of beneficial interest in a land trust is either a natural person, an Illinois corporation or foreign corporation authorized to do business or acquire and hold title to real estate in Illinois, a partnership authorized to do business or acquire and hold title to real estate in Illinois, or other entity recognized as a person and authorized to do business or acquire and hold title to real estate under the laws of the State of Illinois. Any person who willfully falsifies or omits any information required in this declaration shall be guilty of a Class B misdemeanor for the first offense and a Class A misdemeanor for subsequent offenses. Any person who knowingly submits a false statement concerning the identity of a grantee shall be guilty of a Class C misdemeanor for the first offense and of a Class A misdemeanor for subsequent offenses.

Seller Information (Please print.)

EDGAR COUNTY BANK & TRUST CO. TRUSTEE

Seller's or trustee's name

P O BOX 400

Street address (after sale)

Seller's or agent's signature

455C4143

Seller's trust number (if applicable - not an SSN or FEIN)

PARIS

City

IL 61944

State ZIP

(217) 465-4154

Seller's daytime phone

Ext.

Buyer Information (Please print.)

RIDES MASS TRANSIT DISTRICT

Buyer's or trustee's name

30 VETERANS DR

Street address (after sale)

Buyer's or agent's signature

Buyer's trust number (if applicable - not an SSN or FEIN)

HARRISBURG

City

IL 62946

State ZIP

(518) 253-8761

Buyer's daytime phone

Ext.

Mail tax bill to:

RIDES MASS TRANSIT DIST

Name or company

30 VETERANS DR

Street address

HARRISBURG

City

IL 62946

State ZIP

Preparer Information (Please print.)

RICHARD L. JAMES

Preparer's and company's name

328 N CENTRAL, P O BOX 820

Street address

Preparer's signature

Preparer's tax number (if applicable)

PARIS

City

IL 61944

State ZIP

(217) 465-2529

Preparer's daytime phone

Ext.

Preparer's e-mail address (if available)

Identify any required documents submitted with this form. (Mark with an "X") ☐ Extended legal description ☐ Form PTAX-203-A ☐ Itemized list of personal property ☐ Form PTAX-203-B

To be completed by the Chief County Assessment Officer

1 County _____ Township _____ Class _____ Cook-Minor _____ Code 1 _____ Code 2 _____
2 Board of Review's final assessed value for the assessment year prior to the year of sale.
Land _____
Buildings _____
Total _____

3 Year prior to sale _____
4 Does the sale involve a mobile home assessed as real estate? ☐ Yes ☐ No
5 Comments _____

Illinois Department of Revenue Use

Tab number

COPY**BANTERRA BANK
FUNDS TRANSFER AGREEMENT - BANK CUSTOMER**

1. **Authorization.** The undersigned authorizes Banterra Bank to transfer funds as specified below or as specified from time to time using any means or agent Banterra Bank considers suitable.
2. **Security.** Banterra Bank reserves the right to verify or authenticate any request by any means it deems appropriate. Customers who want to effect funds transfers more than one time, will be issued a security code and Section B must be signed.
3. **Requests.**
 - A. **Deadlines.** Banterra Bank will make every reasonable effort to act upon request(s) on the day received if received prior to Banterra Bank's deadline. Banterra Bank will not honor request(s) after its deadline, on weekends, or holidays observed by Banterra Bank or holidays observed by the funds transfer system to be used. The undersigned agrees to hold Banterra Bank harmless against claims of third parties for failure or delays in transfers.
 - B. **Funds.** Banterra Bank shall be under no obligation to honor funds transfer requests, when, at the time the request is made there are insufficient funds in the account; however, if funds are transferred without sufficient balances, Banterra Bank has the authority and right to collect all insufficient balances plus reasonable costs of collection.
 - C. **Revocation.** The undersigned agrees to hold Banterra Bank harmless against third parties when the undersigned revokes or cancels any funds transfer instructions. Banterra Bank makes no warranty as to its ability to revoke or cancel a transfer once made.
4. **Fees.** The undersigned agrees to pay all fees according to the fee schedule then in effect plus any direct charges incurred by Banterra Bank to make or revoke a request. Banterra Bank may make the appropriate transaction to the account for the transfer and debit the account for fees and direct charges in connection with each transfer.
5. **Limitation of Liability.** Banterra Bank shall be liable only for the gross negligence or willful misconduct of its employees and in no event is Banterra Bank liable for special, indirect, or consequential damages. Customer(s) signature(s) on the form constitutes acceptance of the above stated terms and authorizes Banterra Bank to execute the transfer of funds as outlined below or from time to time upon receipt of specific instructions.

Date of Wire: 11/07/2014 Amount of Wire: 629,288.92 Fee: 25.00 Correspondent Bank: FRB

Section A:**Party Making Wire:**

Name: RIDES MASS TRANSIT DISTRICT
Address: 30 VETERANS DR
City, State, Zip: HARRISBURG IL 62946
Telephone #: 618-253-8761

Charge account of: 6340679 Acct. #: SAME
Charge teller #: _____

Sending Wire To:

Bank: FIRST BANK AND TRUST
Address: 206 S CENTRAL
City, State, Zip: PARIS IL 61944
For Credit To: EDGAR COUNTY TITLE CO ESCROW ACT
Recipient's Address (if other than Bank): 206 W WASHINGTON
City, State, Zip: PARIS IL 61944
For Final Credit To: _____

ABA#: 271172987 Is this a Branch? _____

Account #: 0100607895

Account # _____

[Signature]
Customer Signature

11-6-14
Date

Section B:

The undersigned authorizes Banterra Bank to transfer funds as may be specified from time to time upon receipt of written instructions when the assigned security code is used. Banterra Bank will not be liable to customer or a third party for refusing to make any such transfer requested if a wrong or incomplete security code is used.

Security Code Issued: 1876

[Signature]
Authorized Signature of Bank Representative

11-6-14
Date

[Signature]
Customer Signature

11-6-14
Date

Collected Funds Verified Yes ☒ No ☐

Date Wired: _____ Time: _____ Amount: _____ Wired By: _____ Info By: _____ Seq #: _____

EXHIBIT**G**

tabbies

COPY



* 2014-00002268 *

2014-00002268

TRUSTEE'S DEED

The Grantor, THE EDGAR

COUNTY BANK & TRUST CO.,

Paris, Illinois, as Successor

Trustee to THE CITIZENS

NATIONAL BANK OF PARIS,

under the provisions of the

Trust known as Trust No.

455C4143, under Trust Agreement

dated August 31, 2000, in exercise of the power and authority granted to it in and by said Trust Agreement and in pursuance of every other power and authority it enabling and pursuant to the written direction and authorization signed by holder of all the beneficial interest under said Trust, for and in consideration of TEN AND No/100 DOLLARS (\$10.00) and other good and valuable consideration, receipt whereof is hereby acknowledged, conveys and quit claims to RIDES MASS TRANSIT DISTRICT, a municipal corporation, in the following described real estate situated in the City of Paris, County of Edgar and State of Illinois, to wit:

LOT NO. 3 IN THE DIVISION OF THE ESTATE OF SAMUEL UTTER, DECEASED, AS SHOWN BY THE PLAT OF SAID SUBDIVISION RECORDED IN DEED RECORD 90, PAGE 84 OF THE EDGAR COUNTY, ILLINOIS RECORDS, EXCEPT THAT PART THEREOF USED FOR ROAD PURPOSES, AND BEING PART OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 1, TOWNSHIP 13 NORTH, RANGE 12 WEST OF THE 2ND P.M.

ALSO, LOTS NOS. 47, 48, 49, 50, 51, 52, 53, 54, 55 AND 56 IN CRAWFORD CREST ADDITION TO THE CITY OF PARIS, EDGAR COUNTY, ILLINOIS AS SHOWN BY PLAT RECORDED IN DEED RECORD 148 AT PAGE 514 OF THE RECORDS OF EDGAR COUNTY, ILLINOIS, EXCEPT THAT PART THEREOF CONVEYED FOR HIGHWAY PURPOSES; AND ALSO CONVEYING THAT PORTION OF THE ALLEY (NOW VACATED) LYING BETWEEN LOTS 47 TO 51 INCLUSIVE ON THE SOUTH AND LOTS 52 TO 56 INCLUSIVE ON THE NORTH AND BOUNDED BY THE

EXHIBIT

H

tabbies

COPY

WEST LINE OF LOT 51 PROJECTED NORTHWARD TO THE SOUTHWEST
CORNER OF LOT 52 AND BY THE EAST LINE OF LOT 47 PROJECTED
NORTHWARD TO THE SOUTHEAST CORNER OF LOT 56.

SITUATED IN EDGAR COUNTY, ILLINOIS.

PREIN: 09-18-01-482-002

SUBJECT TO ALL EASEMENTS, RESTRICTIONS AND PROTECTIVE
COVENANTS OF RECORD.

SUBJECT TO THE 2014 REAL ESTATE TAXES WHICH GRANTEE ASSUMES
AND AGREES TO PAY.

DATED this 7th day of November, 2014.

THE EDGAR COUNTY BANK AND TRUST CO.
as Trustee of Trust No. 455C4143

BY: John D. Carrington VP
Its Vice President and
Trust Officer

ATTEST:

Carol A. Hughes
Cashier

ACKNOWLEDGMENT

STATE OF ILLINOIS)
)
COUNTY OF EDGAR) SS.

I, the undersigned, a Notary Public in and for said County, in the
State aforesaid, do hereby certify that JOHN D. CARRINGTON, Vice
President and Trust Officer of THE EDGAR COUNTY BANK AND TRUST CO.,
Paris, Illinois, and CAROL A. HUGHES, Cashier of said Bank, who are
personally known to me to be the same persons whose names are

COPY

subscribed to the foregoing instrument as such Vice President and Trust Officer and Cashier, respectively, appeared before me this day in person and acknowledged that they signed and delivered the said instrument as their own free and voluntary act and as the free and voluntary act of said Bank as Trustee as aforesaid, and not for said Bank personally, for the uses and purposes therein set forth; and the said Cashier then and there acknowledged that as Custodian of the corporate seal of said Bank, she did affix said corporate seal to said instrument as her own free and voluntary act and as the free and voluntary act of said Bank, for the uses and purposes therein set forth.

GIVEN under my hand and notarial seal this 7 day of November, 2014.

Melissa Roush

Notary Public



Exempt under the provisions of Paragraph B,
Section 4, Real Estate Transfer Tax Act.

Date: 12-1-14

Th. D. Cat VP
Buyer, Seller or Representative

Send Tax Statements To:

RIDES MASS TRANSIT DISTRICT
30 Veterans Dr
Harrisburg, IL 62946

This instrument Prepared By:

RICHARD L. JAMES, Attorney at Law
328 North Central, P O Box 820
Paris, Illinois 61944

c:\office2\real\assaves\Ford bldg\ecbt-rides

COPY

OFFICIAL MINUTES
Of The
Edgar County Board
Special Meeting

June 17, 2013

The Edgar County Board held a special meeting on June 17, 2013 in Courtroom #2, Edgar County Courthouse, Paris, IL at 10:00 a.m.

Chairman Chris Patrick called the meeting to order. The Pledge of Allegiance was recited.

Roll Call was taken. Those present included Ben Jenness, Jeff Voigt, Dan Bruner, Karl E. Farnham, Jr., and Chris Patrick.

Others in attendance included: Bill Jung, Michelle Keller, Rob Bogue, Jayne Brown, Ned Jennison, Gary Henry, Kirk Allen, John Kraft, and Mark Isaf.

Public Comment

Kirk Allen read prepared remarks, stating that the Board should read previous Board Minutes. He also criticized Patrick for not furnishing sufficient information to all Board members in order to conduct business. He then questioned the transfer of assets from the Mass Transit District. Allen alleged that past Chairman Keller gave away several thousands of dollars of County property to private individuals.

Mass Transit

Bill Jung, Chief Executive Officer of Rides Mass Transit District addressed the Board regarding Rides's takeover of East Central Illinois Mass Transit District. He stated that Rides is the largest mass transit provider of its type in the State, which offers more flexibility in scheduling and meeting the needs of its passengers. He also stated that all employees of East Central Illinois Mass Transit District would keep their jobs and get a salary increase. Jung also stated that Clark County just approved their merger with Rides. There was discussion regarding the possibility of the Sheriff's Department using one or two of the two East Central Illinois Mass Transit District vehicles titled in the name of Edgar County. After further discussion it was agreed upon that there would probably need to be retrofitting of the buses, which would be cost prohibitive.

The Board approved the Discontinuance of the East Central Illinois Mass Transit District and approved the Annexation Into Rides Mass Transit District on a motion by Farnham and a second by Jenness. A roll call vote was taken. Farnham-aye, Jenness-aye, Voigt-aye, Bruner-aye. Motion carries.

The Board approved the Authorization of Vehicle Lease Agreement with Rides Mass Transit District on a motion by Voigt and a second by Farnham. A roll call vote was taken. Farnham-aye, Jenness-aye, Voigt-aye, Bruner-aye. Motion carries.

The Board approved the authorization of Appointment of King Sutton to Rides Mass Transit District Board on a motion by Farnham and a second by Bruner. A roll call vote was taken. Farnham-aye, Jenness-aye, Voigt-aye, Bruner-aye. Motion carries.

There being no further business, the meeting adjourned at 10:26 a.m. on a motion by Farnham and a second by Jenness. All were in favor.

Respectfully submitted,

August H. Griffin
Edgar County Clerk



COPY

**OFFICIAL MINUTES
Of The
Edgar County Board**

May 8, 2013

The Edgar County Board held its regular scheduled meeting on May 8, 2013 in Courtroom #2, Edgar County Courthouse, Paris, IL at 9:00 a.m.

People in attendance: Al Schneider, Luther Colter, Delmar Pufhal, Judy Pufhal, Bev Markey, Rob Bogue, Gary Henry, Rusty Bogue, Cheryl Gill, Cori Seeley, Karen Halloran, Don Wiseman, Kirk Allen, John Kraft, Adonna Bennett, Ron Wieland, Carolyn Wieland, King Sutton, Eric Shaughnessy, Nicole Shaughnessy, Kit Kirby, Ed Motley, Shad Parker, Ned Jenison and Mary Lou Wright.

Chairman Chris Patrick called the meeting to order. The Pledge of Allegiance was recited.

Roll Call was taken. Those present included Jeff Voigt, Karl E. Farnham, Jr., Mike Heltsley, Dan Bruner, Alan Zuber, Ben Jenness, and Chris Patrick.

The Minutes of the Regular Board Meeting held April 17, 2013 were approved with a motion by Farnham requesting a correction of 3 yes and 3 present votes regarding the Airport motion, sending the contract back to the Advisory Board. That motion did not carry. Zuber made a second. All were in favor.

The Minutes of the Special Board Meeting held April 12, 2013 were approved with a motion by Jenness and a second by Farnham. All were in favor.

The Claims against the County were approved with a motion by Jenness and a second by Zuber. All were in favor.

The County Board Members' Claims were approved with a motion by Zuber and a second by Bruner. All were in favor.

Public Session

Kirk Allen stated that a board member cannot avoid voting if a quorum is present at a meeting, and that a vote of present or failure to vote is construed to be the same as a yes vote. Allen questioned the Airport Advisory Board Chairman's statement that the public was not following the rules so she had the Sheriff present at last night's meeting. Allen also stated that the Airport Advisory Board Chairman had changed the meeting date on her own, without giving sufficient notice.

Mass Transit Presentation

King Sutton made a presentation on Rides Mass Transit District, which is willing to take over Edgar County's Mass Transit obligations and assets. Rides currently serves 15 counties in Illinois and has been working with Edgar County the past 2 to 3 months. Rides will keep current Edgar County employees and plans to hire more people.

The Mass Transit Lease Agreement between Edgar County & Rides Mass Transit was explained by County Clerk Griffin. Most notably, Edgar County has titles to two buses and Rides would like to lease them from the County. However, the States Attorney has not reviewed the Merger Resolution, which might include language regarding those assets. The Lease Agreement was tabled on a motion by Farnham and a second by Voigt. All were in favor.

EXHIBIT

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Appointments

The Board re-appointed T. Bradley Tucker as Jury Commissioner on a motion by Voigt and a second by Heltsley. All were in favor.

The Board approved the Resolution to Appoint Roger Ellis as Commissioner of Drainage District No.6, Town of Prairie on a motion by Jenness and second by Heltsley. A roll call vote was taken. Zuber-yes; Bruner-yes; Farnham-yes; Heltsley-yes; Jenness-yes; Voigt-yes. Carried.

The Board approved the Resolution Approving Oath and Bond of Roger Ellis on a motion by Jenness and a second by Heltsley. A roll call vote was taken. Zuber-yes; Bruner-yes; Farnham-yes; Heltsley-yes; Jenness-yes; Voigt-yes. Carried.

ESDA

The Board adopted the ADA Policy on a motion by Voigt and a second by Bruner. All were in favor.

Special Events Liquor License

The Board renewed the Special Events Liquor License for Castle Finn Vineyard and Winery on a motion by Farnham and a second by Voigt. All were in favor.

Ambulance

The Board tabled the renewal of the Ambulance Service Agreement with Eric Shaughnessy on a motion by Jenness and a second by Farnham. A roll call vote was taken: Zuber-no; Bruner-yes; Farnham-yes; Heltsley-yes; Jenness-yes; Voigt-yes. Carried 5 to 1.

Airport Litigation

The Board approved settlement of the Airport FOIA Litigation 13 MR30 on a motion by Bruner and a second by Zuber. All were in favor.

Officer Reports

Treasurer Don Wiseman reported that cash flow is better than this time last year, and he is hoping for more revenue to come in soon from the State. Wiseman reported he had received all Probation reimbursement to date, but that Income Tax has only been paid through January, 2013.

Bev Markey, Supervisor of Assessments stated that she is expecting the final multiplier by the end of next week.

Sheriff Ed Motley stated he could use a van if an extra one is available from the Mass Transit merger.

Kit Kirby, ESDA, reported there will be a Hazardous Mitigation Plan meeting on June 11th, at 6:00 p.m. at the 4-H Building.

August Griffin, County Clerk, reported that the April 9, 2013 Consolidated Election went well. Voter turnout was 18.52% with a cost of \$10.37 per vote. He also reported that the State is not reimbursing for election judge expenses for this election. Griffin and Billie Anne George attended an IMRF meeting, which was a good review. IMRF is a separate retirement plan from the other State retirement plans and is 85% funded. Griffin thanked Bob Wilson for cleaning the election rooms in the basement, and also thanked the Sheriff, Bob, and Owen for their work on cleaning the floors in the Courthouse.

Adonna Bennett, Chairman of the Airport Advisory Board, made a presentation on her knowledge and observations of the Edgar County Airport.

Bruner stated that RSB Aviation is current on insurance and rent, per Jimmy Wells.

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Committee Reports

Voigt reported that 50% of the fiscal year has passed, with expenditures at 41.4%. Overall, finances are on track. Sheriff Motley stated that his Department has an employee retiring and one in training, which will cause overtime.

Farnham stated that there is a tentative agreement with the Road Deputies union.

Bruner reported that there was a complaint made regarding dog barking. The dogs are in the City of Paris and the resident lives across the street in the County. He believes it is a problem for the City to deal with.

Closed Session

The Board entered Closed Session at 9:50 a.m. to discuss pending litigation, and review Closed Session Minutes, on a motion by Jenness and a second by Heltsley. All were in favor.

The Board exited Closed Session at 10:13 a.m. on a motion by Voigt and a second by Farnham. All were in favor.

Open Session

The Board voted to leave Closed Session Minutes through April 2013 closed on a motion by Jenness and a second by Zuber. All were in favor.

There being no further business, the meeting adjourned at 10:14 a.m. on a motion by Voigt and a second by Heltsley. All were in favor.

Respectfully submitted,

August H. Griffin
Edgar County Clerk

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**OFFICIAL MINUTES
Of The
Edgar County Board**

June 12, 2013

The Edgar County Board held its regular scheduled meeting on June 12, 2013 in Courtroom #2, Edgar County Courthouse, Paris, IL at 9:00 a.m.

People in attendance: Al Schneider, Luther Colter, Delmar Pufhal, Judy Pufhal, Bev Markey, Rob Bogue, Gary Henry, Rusty Bogue, Karen Halloran, Don Wiseman, Kirk Allen, John Kraft, Adonna Bennett, Kit Kirby, Ed Motley, Ned Jenison, Dee Burgin, Dana Weese, Aaron Lawson, Laura Bogue and Mary Lou Wright.

Chairman Chris Patrick called the meeting to order. The Pledge of Allegiance was recited.

Roll Call was taken. Those present included Jeff Voigt, Karl E. Farnham, Jr., Mike Heltsley, Dan Bruner, Alan Zuber, Ben Jenness, and Chris Patrick.

The Minutes of the Regular Board Meeting held May 8, 2013 were approved with a motion by Jenness and a second by Voigt. All were in favor.

The Claims against the County were approved with a motion by Voigt and a second by Zuber. All were in favor.

The County Board Members' Claims were approved with a motion by Zuber and a second by Voigt. All were in favor.

Public Comment

John Kraft read prepared remarks criticizing Adonna Bennett and Jimmy Wells, claiming they lied to the Airport Advisory Board, and thus should be fired.

Kirk Allen asked if any of the Board members have read the powers and duties of the county board in the Illinois statutes. He stated that the intent of the Legislature was to give the public an opportunity to ask questions and get answers.

The Board Meeting was interrupted at 9:11 a.m. due to a medical situation involving Adonna Bennett. The meeting resumed at 9:21 a.m. Allen was ready to resume his public comments when Patrick told him he was finished. After a brief confrontation, Patrick told the Sheriff to escort Allen out of the courtroom.

Rob Bogue encouraged the Board to cooperate in order to solve issues at the Airport.

Al Schneider stated his dissatisfaction with the Board.



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Mass Transit

The Board voted to table the Authorization of Merger between East Central Illinois Mass Transit and Rides Mass Transit on a motion by Zuber and a second by Bruner. A roll call vote was taken. Bruner-aye, Farnham-aye, Heltsley-present, Jenness-aye, Voigt-aye, Zuber-aye. Motion carries.

The Board voted to table the Authorization of Vehicle Lease Agreement between Edgar County and Rides Mass Transit on a motion by Voigt and a second by Bruner. A roll call vote was taken. Bruner-aye, Farnham-aye, Heltsley-present, Jenness-aye, Voigt-aye, Zuber-aye. Motion carries.

The Board voted to table the Authorization of Appointment of King Sutton as Edgar County Representative to Rides Mass Transit on a motion by Bruner and a second by Voigt. A roll call vote was taken. Bruner-aye, Farnham-aye, Heltsley-nay, Jenness-aye, Voigt-aye, Zuber-aye. Motion carries.

Ambulance

The Board voted to approve the Authorization of Addendum to the existing contract with Edgar County Special Service Area Ambulance on a motion by Zuber and a second by Heltsley. A roll call vote was taken. Bruner-aye, Farnham-aye, Heltsley-aye, Jenness-aye, Voigt-aye, Zuber-aye. Motion carries.

ESDA

The Board voted to adopt the Citizens Participation Plan for a grant from the Illinois Disaster Recovery Program on a motion by Voigt and a second by Zuber. A roll call vote was taken. Bruner-aye, Farnham-aye, Heltsley-aye, Jenness-aye, Voigt-aye, Zuber-aye. Motion carries.

Paris Community Fire Protection District

The Board approved the Resolution to Re-appoint Ben Lueken as Trustee to the Paris Community Fire Protection District on a motion by Farnham and a second by Heltsley. A roll call vote was taken. Bruner-aye, Farnham-aye, Heltsley-aye, Jenness-aye, Voigt-aye, Zuber-aye. Motion carries.

The Board approved the Resolution of Acceptance of Office and the Oath and Bond of Ben Lueken as Trustee of the Paris Community Fire Protection District on a motion by Farnham and a second by Heltsley. A roll call vote was taken. Bruner-aye, Farnham-aye, Heltsley-aye, Jenness-aye, Voigt-aye, Zuber-aye. Motion carries.

Change August Board Meeting Date

The Board voted to change the date of the August 14, 2013 Board meeting to August 21, 2013 on a motion by Bruner and a second by Farnham. All were in favor.

Sheriff

The Sheriff filed with the Board his Semi- Annual Report.

Highway

The Board approved the Resolution authorizing County Board Vice Chairman to execute a contract with apparent low bidder for the following: Stratton Township Bridge, Section 01-13119-00-BR on a motion by Jenness and a second by Voigt.

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A roll call vote was taken. Bruner-aye, Farnham-aye, Heltsley-aye, Jenness-aye, Voigt-aye, Zuber-aye. Motion carries.

The Board approved the Resolution authorizing County Board Vice Chairman to execute Amendment #1 to the Intergovernmental Cooperative Agreement for the following: Village of Brocton IDRP PI Project #08-354051, Section 12-00108-01-DR on a motion by Farnham and a second by Voigt. A roll call vote was taken. Bruner-aye, Farnham-aye, Heltsley-aye, Jenness-aye, Voigt-aye, Zuber-aye. Motion carries.

The Board approved the Resolution authorizing County Board Vice Chairman to execute Amendment #1 to the Intergovernmental Cooperative Agreement for the following: Village of Vermilion IDRP PI Project #08-354002, Section 12-00108-04-DR on a motion by Farnham and a second by Bruner. A roll call vote was taken. Bruner-aye, Farnham-aye, Heltsley-aye, Jenness-aye, Voigt-aye, Zuber-aye. Motion carries.

The Board approved the Resolution authorizing the County Board Vice Chairman to sign BLR05510 PE Agreement with McClintock Civil Engineering Service for new bridge and roadway approaches for the following: TR141 (1550th Road), Section 13-03133-00-BR, Edgar Township on a motion by Farnham and a second by Voigt. A roll call vote was taken. Bruner-aye, Farnham-aye, Heltsley-aye, Jenness-aye, Voigt-aye, Zuber-aye. Motion carries.

The Board approved the Resolution authorizing the County Engineer to enter into an agreement with Newell Construction utilizing county bridge funds for contract work on the following: CH4 (Lower Terre Haute Road), box culvert extension on a motion by Farnham and a second by Heltsley. A roll call vote was taken. Bruner-aye, Farnham-aye, Heltsley-aye, Jenness-aye, Voigt-aye, Zuber-aye. Motion carries.

The Board approved the Resolution of Support to resubmit an application for Cycle 11 Illinois Transportation Enhancement Funds on the following: FAU 7560/FAS 684 (Clinton Road), Section 10-00103-03-RS on a motion by Bruner and a second by Farnham. A roll call vote was taken. Bruner-aye, Farnham-aye, Heltsley-aye, Jenness-aye, Voigt-aye, Zuber-aye. Motion carries.

The Board approved the Resolution authorizing the County Engineer to prepare and sign a letter of intent between the County and the City of Paris / Paris Township indicating the desire to transfer jurisdiction of multiple routes on a motion by Heltsley and a second by Bruner. A roll call vote was taken. Bruner-aye, Farnham-aye, Heltsley-aye, Jenness-aye, Voigt-aye, Zuber-aye. Motion carries.

The Board approved the Resolution authorizing the County Engineer to sign for all necessary construction / right of entry permits and agreements with CSX Railroad at the following: TR 195C (1200th Road), Section 12-09119-00-DR, Crossing #542447K, CATB #257 on a motion by Farnham and a second by Voigt. A roll call vote was taken. Bruner-aye, Farnham-aye, Heltsley-aye, Jenness-aye, Voigt-aye, Zuber-aye. Motion carries.

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Airport Litigation

Upon the advice of the Airport Advisory Board, the Board approved the settlement of 13MR36 on a motion by Farnham and a second by Bruner. All were in favor.

Burgin Claim

The Board approved the settlement of the Burgin FLSA Claim on a motion by Voigt to enter into an agreement with Heyl and Royster, representing the County, and with Burgin's attorney with a limit of \$64,000.00 plus appropriate payroll taxes. Heltsley gave a second. A roll call vote was taken. Bruner-aye, Farnham-aye, Heltsley-aye, Jenness-aye, Voigt-aye, Zuber-aye. Motion carries.

Officer Reports

Don Wiseman, Treasurer, reported that the tax bills will be mailed out next week with the first due date of July 19, 2013. He hopes to start making distributions by mid July.

Bev Markey submitted the Board of Review report

Kit Kirby, ESDA Director reported that there was a very good turnout at last night's Haz Mat meeting.

August Griffin introduced Crystal Trotter, a political science major at EIU, who just completed a three week internship in his Office. Griffin also reported that the Edgar County Officers Electoral Board settled its lawsuit with John Kraft and Kirk Allen. The attorney fees for the Clark-Edgar Rural Water District petition challenges were \$3,416.00 and the cost of the lawsuit was \$1,093.00. Patrick commented that the entire cost was due to a "paper clip and staple" issue.

Committee Reports

Bruner reported that there was an Animal Shelter meeting and that the dog bite problem has been resolved. He also stated that the barking dogs problem was a City issue and not the County's.

Zuber attended a Regional Office of Education meeting and reported that there will be an increase of 3% in the cost to the County for the next fiscal year.

Farnham reported that Rusty Bogue was not in compliance with insurance, when asked by Patrick. Farnham stated that he, Rusty, and Jimmy Wells had a good meeting regarding Airport issues.

Voigt reported that all departments are in line with 53% of the fiscal year over and expenditures at 50%.

There being no further business, the meeting adjourned at 10:16a.m. on a motion by Zuber and a second by Jenness. All were in favor.

Respectfully submitted,

August H. Griffin,
Edgar County Clerk