MEMORANDUM OF AGREEMENT
BETWEEN
THE ILLINOIS STATE HISTORIC PRESERVATION OFFICE
AND THE JOLIET PARK DISTRICT
CONCERNING THE DEMOLITION OF THE BATHHOUSE IN NOWELL PARK, JOLIET, WILL COUNTY ILLINOIS

RECITALS

WHEREAS, the Joliet Park District (JPD) intends to demolish the Bathhouse located in Nowell Park, 5 Mills Road, Joliet, Will County Illinois (Bathhouse), in order to construct a new Community Center on the site (Project); and

WHEREAS, the JPD has consulted with the Illinois State Historic Preservation Office (ISHPO) concerning demolition of the property, as per the Illinois State Agency Historic Preservation Act (20 ILCS 3420/1 *et seq.*) (Act); and

WHEREAS, the ISHPO has determined that the proposed undertaking will adversely affect, as defined by the Act, the Bathhouse, which has been determined eligible for listing on the National Register of Historic Places (NR); and

WHEREAS, the JPD and ISHPO, through consultation, mutually agree that no prudent or feasible alternative to eliminate, minimize or mitigate the adverse effect of the Project as proposed exists; and

WHEREAS, the parties have agreed to resolve the adverse effect of demolishing the Bathhouse based on the terms and conditions set forth in this Memorandum of Agreement (MOA).

NOW, THEREFORE the JPD will ensure that the following stipulations are implemented in order to take into account the effects of the demolition on the potentially historic properties.

STIPULATIONS

The recitals set forth above are incorporated into this MOA and all covenants, terms, conditions and provisions of this MOA shall be interpreted and construed in accordance therewith.

I. Prior to demolishing the Bathhouse, the JPD will ensure that the following measures are carried out and completed:

A. The JPD shall retain a historical contractor of its choice who meets the U.S. Secretary of the Interior's Standards, as defined in 36 CFR Part 61, Appendix A, to complete the mitigation measures described below. The selected contractor must consult with ISHPO prior to the initiation of the work to ensure that expectations are understood.

B. Historic Illinois Buildings Survey (HIBS) Level III recordation of the buildings shall be undertaken by the JPD. The HIBS recordation number for the Bathhouse is WI-2017-1, and recordation will consist of:

1. Sketch plans, drawn in computer assisted drafting (CAD) format.
2. Black and white digital photography of the building to include building sites, exterior elevations, distinctive exterior architectural features, and significant interior spaces and features shall be produced on archivally stable photographic paper.
3. Written historic narrative of the buildings and a written architectural description of the buildings using HIBS designated outline format shall be completed. The documentation shall also include a context statement which will comprise a brief history Nowell Park and the JPD to the present day.

C. Upon completion of the fieldwork portion of the HIBS documentation, the contractor may contact ISHPO to confirm in writing that all of the information necessary to complete HIBS documentation has been collected. Upon ISHPO agreement, which shall not be unreasonably withheld, demolition may commence. ISHPO understands and agrees that time is of the essence for JPD to commence the Project and agrees to provide its response to contractor within 3 business days after the receipt of contractor's written confirmation, as described above.

D. ISHPO will review draft photos and field notes and accept or reject the submittal in accordance with HIBS Standards. Upon acceptance of the 95% submission in writing, the JPD will complete the final documentation and deliver to the ISHPO one standard copy and one digital copy on a gold CD of all accepted documentation in an archival clam-shell box.

E. Copies of the completed HIBS documentation will be deposited with the Illinois State Historical Library as well as the Joliet Public Library.

II. DURATION

This MOA will be null and void if its terms are not carried out in two (2) years from the date of its execution. Prior to such time, the JPD may consult with ISHPO to reconsider the terms of the MOA and amend it in accordance with Stipulation III below.

III. AMENDMENTS

This MOA may be amended when such an amendment is agreed to in writing by both parties. Any necessary amendments will be executed in accordance with the Act.

IV. TERMINATION

If any signatory to this MOA determines that its terms will not or cannot be carried out, that party shall immediately consult with the other parties to attempt to develop an amendment. If within thirty days an amendment cannot be reached, any signatory may terminate the MOA upon written notification to the other signatory.

Execution of this MOA by the JPD and ISHPO, and the implementation of its terms, shall constitute evidence that the JPD has afforded ISHPO an opportunity to comment on the nature and extent of the planned demolition of the Bathhouse, and has taken into account the effects of the undertaking on historic properties, as required by the Act.

Execution and implementation of this MOA and carrying out its terms shall evidence that the JPD and ISHPO have satisfied their responsibilities under the Act and this MOA.

THE ILLINOIS STATE HISTORIC PRESERVATION OFFICE

7/27/17

Rachel Leibowitz Date

Deputy Illinois State Historic Preservation Officer

JOLIET PARK DISTRICT

Thomas Carstens 7/26/2017

Thomas Carstens Date

Executive Director, Joliet Park District

656566v9