

SECOND AMENDMENT TO AGREEMENT

THIS SECOND AMENDMENT TO AGREEMENT is made and entered into by and between the County of Peoria (hereinafter the "COUNTY"), and the City of Peoria (hereinafter the "CITY"). The parties agree as follows:

WHEREAS, the COUNTY and CITY previously entered into an Agreement for the development of portions of Radnor Road and Wilhelm Road which became effective April 4, 2006 (hereinafter the "Agreement"); and

WHEREAS, the COUNTY and CITY desire to amend the Agreement to effectuate certain changes and revisions thereof.

NOW THEREFORE, for and in consideration of the foregoing recitals and other goods and valuable consideration, the receipt of which is hereby acknowledged, the COUNTY and CITY hereby amend the Agreements as follows:

1. The Agreement is hereby amended by adding the following language to Paragraph 8D, Subsection vi:

IF EITHER PARTY OPTS TO PAY ITS ENTIRE DEBT SERVICE OFF DURING THE COURSE OF THE AGREEMENT, THE CITY SHALL CALCULATE THE TOTAL AMOUNT OF PRINCIPAL AND INTEREST DUE AND INVOICE THE INTERESTED PARTY FOR THAT AMOUNT. THE FUNDS CAN THEN BE UTILIZED TO RESTRUCTURE THE BONDS OR PLACED IN ESCROW FOR THE PURPOSE OF FUTURE PAYMENT.

2. This SECOND AMENDMENT shall be effective on the date the last party executes it.
3. Except as hereinabove set forth, the Agreement shall remain unmodified and in full force and effect.

COUNTY OF PEORIA

By: _____
SCOTT SORREL
Peoria County Administrator

Date: _____

Attest: _____
R. Steve Sonnemaker
Peoria County Clerk

Date: _____

CITY OF PEORIA

By: _____
PATRICK URICH
City Manager

Date: _____