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Preservation Services

MEMORANDUM OF AGREEMENT
BETWEEN
THE ILLINOIS HISTORIC PRESERVATION AGENCY
AND

Board of Governors for WESTERN ILLINOIS UNIVERSITY
CONCERNING THE IMPLEMENTATION OF
THE ILLINOIS STATE AGENCY HISTORIC RESOURCES PRESERVATION ACT

WHEREAS, the Illinois Historic Preservation Agency (IHPA) has been designated as the lead agency for implementation of the Illinois State Agency Historic Resources Preservation Act [20 ILCS 3420/1 et seq] (the Act); and

WHEREAS, Western Illinois University (WIU) is responsible for and participates in undertakings as defined in Section 3(F) of the Act and wishes to enter into an agreement with IHPA to facilitate this responsibility;

NOW THEREFORE WIU and IHPA agree that WIU shall implement its undertakings pursuant to the Act in accordance with the following stipulations in order to take historic resources into account:

STIPULATIONS

1. Personnel

- A. WIU shall have at all times on its staff at least one person with professional qualifications in Archaeology, Architecture, Architectural History or Historic Architecture in accordance with the professional standards outlined in 36 CFR Part 61, Appendix A, "Professional Qualifications Standards". This person, appointed by the Chancellor/President, as the Campus Historic Preservation Officer (CHPO), shall be responsible for administering the provisions of this agreement and shall be designated liaison between WIU and IHPA.
- B. The CHPO will attend administrative and technical seminars presented by IHPA to ensure professional knowledge related to historic preservation is current.

2. Identification and Evaluation of Historic Properties

A. Architecture

1. WIU will identify, survey, and evaluate all WIU buildings constructed prior to 1948, WIU will ensure that evaluations are made in accordance with the criteria for eligibility for the National Register of Historic Places (NRHP) (36 CFR 60).
2. The CHPO will advise IHPA of WIU's opinion on National Register eligibility for all pre 1948 buildings, including reasons for WIU's opinions. IHPA will consider this opinion in making its decision concerning eligibility.

B. Archaeology

1. WIU shall implement and complete an archaeological reconnaissance surveys (Phase I) of all WIU lands to be disturbed for WIU undertakings as defined under Section 2 of the Act to identify archaeological resources. These surveys shall be conducted in consultation with the IHPA and in a manner consistent with the Illinois State Historic Preservation Office Guidelines for Archaeological Reconnaissance Surveys/Reports. A report of the survey findings shall be submitted to the IHPA for review and approval.
2. Phase II archaeological evaluations shall be conducted by WIU at all archaeological sites determined by the IHPA to be potentially eligible for listing on the NRHP. The Phase II methodology shall be formulated in consultation with the IHPA to ensure adequacy of the testing program. A report of the Phase II findings shall be submitted to the IHPA for review and approval.
3. An archaeological management plan shall be developed and implemented by WIU for all archaeological sites determined by IHPA to be eligible for listing on the NRHP. This management plan shall include, but is not limited to, data recovery of archaeological materials and/or preservation in situ in a protected environment.
4. Prior to completion of the archaeological investigations and management plan, any undertaking conducted by WIU, with the exception of those undertakings listed under Stipulation 4 of this Agreement, shall be reviewed on an individual basis for their effect on archaeological resources.
5. This Agreement shall be a general permit to conduct archaeological and paleontological investigations on WIU lands as required by the Archaeological and Paleontological Resources Protection Act (APRPA), [20 ILCS 3435/.01 et seq] in lieu of the issuance of individual permits when the project is being reviewed by the IHPA pursuant to the Act.
6. WIU shall ensure that all materials and records resulting from the archaeological investigations are curated at the Illinois State Museum pursuant to the APRPA.
7. If during any undertaking, archaeological resources are discovered, WIU agrees that activities affecting the discovered archaeological resource shall be discontinued until consultation with the IHPA pursuant to the Act is completed. Notification to the IHPA shall be within 72 hours of discovery and shall be the responsibility of the WIU CHPO.

3. Undertakings Requiring Review

These projects include the following types of undertakings. WIU must submit a description of the undertaking with maps, photographs and addresses, as applicable, to IHPA for review and comment pursuant to Paragraph 4(a) of the Act.

A. Rehabilitation

Projects affecting buildings, structures or sites on or eligible for the NRHP shall be undertaken in accordance with the recommended approaches of the Secretary of Interior's Standards for Rehabilitation and Guidelines for Rehabilitating Historic Buildings" (Standards). These plans will be sent to IHPA for review and concurrence. IHPA shall have 30 days for review.

B. Additions and New Construction

1. Additions to buildings on or eligible for listing on the NRHP shall be designed to adhere to the Standards and the Preservation Brief #14 (New Exterior Additions to Historic Buildings). The Preliminary Design and outline specifications for these additions will be submitted to IHPA for review. The IHPA will provide written comments within 30 working days.
2. The CHPO will follow the procedures outlined in Rules for Review of State Agency Undertakings (17 Ill. Adm. Code 4180) if the IHPA does not concur with the project described.
3. Any new construction will be reviewed by IHPA for its effect on historic properties.

C. Demolition

1. If the proposed work requires demolition of all or any part of any buildings, structures, or sites on or eligible for listing on the NRHP, the CHPO shall provide the IHPA location maps, description of property, reasons for demolition, photographs of principal elevations, and alternatives considered including reasons for their rejection.
2. IHPA will provide written comments within 30 days.
3. If IHPA agrees to demolition, the property will be documented in accordance with the Illinois Historic American Building Survey/Historic American Engineering Record (IL HABS/HAER) Standards and Guidelines accepted by IHPA prior to demolition.
4. If IHPA disagrees with the need for the proposed demolition, the rules found in 17 Ill. Adm. Code 4180.400 shall be followed.

D. Land and Building Acquisition

Any new land or buildings acquired by WIU shall be reviewed for potential eligibility for listing on the NRHP.

E. Agricultural Leases or WIU Agricultural Activities

All lands which are under agricultural leases or have agricultural activities shall be reviewed by IHPA for the possible effect of these practices on historic resources should any exist on the property. If any agricultural practices could harm resources, archaeological surveys shall be conducted in accordance with Stipulation 2B prior to continuing with standard operations.

4. Undertakings Having No Effect

A. The following actions will be considered to have no effect on historic properties and need not be submitted individually to IHPA for review:

1. Utilities repair and alteration projects such as water, sewer, steam distribution, electrical, tele-communications, radio, televisions, and heating fuel projects within previously disturbed right-of-way.
2. Heating, ventilation, air conditioning (HVAC) and communication network maintenance projects.
3. Sidewalk, street, gutter, bikeway, vehicle parking repair and realignment within previously disturbed right-of-way.
4. Minor repairs to roofs, windows, and chimneys will be made with materials to match the original. Replacement will only be made after it has been determined that repairs would not be economically or physically feasible.
5. All landscape maintenance that will not hide or detract from the historical features of the area. Landscape maintenance shall complement the existing theme of the WIU campus.
6. All maintenance painting and caulking as long as the colors chosen resemble the original or existing colors and it does not detract from the historical significance of the property.
7. The installation of interior or exterior storm windows will completely fill the existing opening (no filler panels are to be used); the method of operation and meeting rail of the storm unit will align with that of the existing window or, on the interior, a fixed piece of glazing with no intermediate members be installed; the colors of the storm units will match that of the existing adjacent members.
8. Replacement or modification of non-original lighting fixtures or systems that will not alter or detract from the historical significance of the surrounding features.

9. Repair and modification activities to buildings constructed after 1948.

B. For these projects, the CHPO will keep a record consisting of a work write up. This record shall be summarized in an annual report to IHPA on 1 November of each year and shall be open for inspection by IHPA during campus visits.

C. It is understood that the above actions shall not occur adjacent to or within any known human burial site or grave marker as defined pursuant to the Human Skeletal Remains Protection Act (20 ILCS 3440/0.01 et seq), or where an archaeological site has been identified.

5. Monitoring and Oversight

A. This agreement shall remain in effect for state fiscal years 1996-1999. At that time, it shall be reviewed for possible modification and extension.

B. Periodically, IHPA shall perform on-site inspections of WIU undertakings and review undertaking files and localized record keeping to ensure all conditions of this agreement are being met.

C. Either party to this agreement may request that it be amended during its term of effect. To amend this agreement, IHPA and WIU will consult on the proposed amendment, draft agreed upon language, insert the language into the proper section or create any new sections necessary and be signatories to the amended document.

D. This agreement may be revoked by either party at any time provided 90 day notice is given to the other party. In such instance, the regular procedures for compliance with the law shall apply.

Execution of this agreement and carrying out its terms evidences that WIU has initiated adequate procedures for compliance with the Illinois State Agency Historic Resources Preservation Act.

Board of Governors of State
Colleges and Universities acting
on behalf of

WESTERN ILLINOIS UNIVERSITY

BY:

Cornelius Walter

Date:

8/9/95

ILLINOIS HISTORIC PRESERVATION AGENCY

BY:

William L. Wheeler, SHPO

Date:

8/15/95