
**THE CITY OF BLUE ISLAND
COOK COUNTY, ILLINOIS**

**ORDINANCE
NUMBER 2016-025**

**AN ORDINANCE FOR THE AMENDMENT TO THE CURRENT
EXISTING CAL SAG ENTERPRISE ZONE SUBJECT TO THE
ENTERPRISE ZONE ACT OF THE STATE OF ILLINOIS.**

**DOMINGO F. VARGAS, Mayor
Randy Heuser, City Clerk**

**1st Ward TOM HAWLEY
2nd Ward LETICIA VIEYRA
3rd Ward NANCY RITA
4th Ward CANDACE CARR
5th Ward JANICE OSTLING
6th Ward DEXTER JOHNSON
7th Ward NANCY THOMPSON**

**GEORGE POULOS
FRED BILOTTO
KEVIN DONAHUE
ALECIA SLATTERY
KENNETH PITTMAN
JAIRO FRAUSTO
JAMES JOHANSON**

Aldermen

CITY OF BLUE ISLAND – COOK COUNTY

CAL SAG ENTERPRISE ZONE

ORDINANCE NUMBER 2016-025

**AN ORDINANCE FOR THE AMENDMENT
TO THE CURRENT EXISTING CAL SAG
ENTERPRISE ZON SUBJECT TO THE
ENTERPRISE ZONE ACT OF THE STATE
OF ILLINOIS.**

WHEREAS, the State of Illinois Enterprise Zone Act (20 ILCS 655/1 et seq) provides for the creation of enterprise zones to encourage private sector investments in economically distressed areas throughout the State; and

WHEREAS, The Village of Alsip, The City of Blue Island, The Village of Calumet Park, The City of Country Club Hills, The Village of Dixmoor, The Village of East Hazel Crest, The Village of Homewood, The City of Harvey, The Village of Hazel Crest, The City of Markham, The Village of Merrionette Park, The Village of Midlothian, The City of Oak Forest, The Village of Phoenix, The Village of Robbins, The Village of Worth, and the County of Cook, a body Politic and Corporate of the State of Illinois, are organized and existing under the laws of that State of Illinois. Each have areas within their respective legal boundaries that are economically distressed and would benefit from private sector investments under the Illinois Enterprise Zone Act; and

WHEREAS, the aforesaid Municipalities and County have joined in the collective pursuit of a joint Enterprise Zone, subject to approval of their respective governing bodies; and

WHEREAS, the Municipalities and County have declared and established an Enterprise Zone pursuant to authority granted by the Illinois Enterprise Zone Act, as amended, subject to the approval by the Illinois Enterprise Zone Board and certification by the Illinois Department of Commerce and Economic Opportunity. This Enterprise Zone is named and designated as the "Cal Sag" Enterprise Zone; and

WHEREAS, the Cal Sag Enterprise Zone was duly approved by the Illinois Enterprise Zone Board, certified by the Department of Commerce and Economic Opportunity and does currently exist; and

WHEREAS, it is determined that it is in the best interest of the citizens of the County and Municipalities to amend the current Cal Sag Enterprise Zone and to change its boundaries by deleting certain territories from the existing Cal Sag Enterprise Zone and including additional territories to the proposed amended Cal Sag Enterprise Zone. Also to encourage private sector investments within said proposed amended Enterprise Zone; and

WHEREAS, prior to filing of an application for approval of the designation of an amended Enterprise Zone, under the Illinois Enterprise Zone Act, it is required that the County and

Municipalities respectively adopt an Ordinance designating the proposed amended Enterprise Zone; and

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR OF THE

CITY OF BLUE ISLAND AS FOLLOWS:

SECTION 1: INCORPORATION BY REFERENCE

The above Recitals are incorporated herein by reference and become part of this Section as if fully stated herein.

SECTION 2: ENTERPRISE ZONE DESIGNATION

An Enterprise Zone is hereby declared and established as an amendment to the current existing Cal Sag Enterprise Zone, pursuant to the authority granted by the Illinois Enterprise Zone Act, subject to the approval by the Illinois Enterprise Zone Board and certification by the Illinois Department of Commerce and Economic Opportunity. This amended Enterprise Zone is hereby named and designated as the **Cal Sag Enterprise Zone**.

SECTION 3: TERM

The term of the amended Enterprise Zone is the same as the current existing Cal Sag Enterprise Zone, subject to the effective date of certification of the amended Enterprise Zone and the potential 10-year renewal prescribed under the Illinois Enterprise Zone Act. The current existing Cal Sag Enterprise Zone is scheduled to expire on December 31, 2030, subject to the 10 year renewal prescribed under the Illinois Enterprise Zone Act.

SECTION 4: DESCRIPTION OF ZONE

The area of the designated amended Enterprise Zone is outlined in the map in **EXHIBIT A** and the Zone's boundaries and list of included parcels are delineated in **EXHIBIT B**, which exhibits are attached to this Ordinance and incorporated herein by reference.

SECTION 5: QUALIFICATIONS.

The County and the Municipalities hereby declare and affirm that the amended Zone Area is qualified for designation as an Enterprise Zone in accordance with the provisions of the Illinois Enterprise Zone Act, and it is **FOUND:**

- a. The amended Zone Area is a contiguous area;
- b. The amended Zone Area comprises an area larger than one-half square miles and not more than Fifteen square miles in total area;
- c. The amended Zone Area is a depressed area;

- d. The amended Zone Area addresses a reasonable need to encompass portions of more than one (1) Municipality and adjacent unincorporated areas of the County;
- e. The amended Zone Area exceeds the minimum requirement of meeting 3 of the 10 criteria specified in the Illinois Enterprise Act (20ILCS 655/4 (f));
- f. On the **2nd** day of **June, 2016**, a public hearing was conducted pursuant to a Notice duly published in a newspaper of general circulation, within the Cal Sag Enterprise Zone Area and within the proposed amended Zone Area, not more than 20 days nor less than 5 days before the hearing date;
- g. The amended Zone Area satisfies any additional criteria stated in the Illinois Enterprise Zone Act, established by the Rules of the Illinois Department of Commerce and Economic Opportunity and the Illinois Enterprise Zone Board.

All of the above stated **FINDINGS** are supported, sustained and consistent with the substantive materials contained in **EXHIBIT C**, attached hereto, and incorporated herein by reference.

SECTION 6: INCENTIVES

The State of Illinois, Counties and Municipalities offer incentives designed to encourage businesses in the private sector to locate or expand within an Enterprise Zone, subject to terms, conditions, rules and legal limitations in the law:

STATE INCENTIVES

- **Sales Tax Exemption** - A 6.25 percent state sales tax exemption is permitted on building materials to be used in an Enterprise Zone. Materials must be permanently affixed to the property and must be purchased from a qualified retailer.
- **Enterprise Zone Machinery and Equipment Consumables/Pollution Control Facilities Sales Tax Exemption** - A 6.25 percent state sales tax exemption on purchases of tangible personal property to be used in the manufacturing or assembly process or in the operation of a pollution control facility within an Enterprise Zone is available. Eligibility is based on a business making an investment in an Enterprise Zone of at least \$5 million in qualified property that creates a minimum of 200 fulltime-equivalent jobs, a business investing at least \$40 million in a zone and retaining at least 2,000 jobs, or a business investing at least \$40 million in a zone which causes the retention of at least 80 percent of the jobs existing on the date it is certified to receive the exemption.
- **Enterprise Zone Utility Tax Exemption** - A state utility tax exemption on gas, electricity and the Illinois Commerce Commission's administrative charge and telecommunication excise tax is available to businesses located in Enterprise Zones. Eligible businesses must make an investment of at least \$5 million in qualified property that creates a minimum of 200 full-time equivalent jobs in Illinois, an investment of \$20 million that retains at least 1,000 full-time-equivalent jobs, or an investment of \$175 million that creates 150 full-time

equivalent jobs in Illinois. The majority of the jobs created must be located in the Enterprise Zone where the investment occurs.

- **Enterprise Zone Investment Tax Credit** - A state investment tax credit of 0.5 percent is allowed a taxpayer who invests in qualified property in an Enterprise Zone. Qualified property includes machinery, equipment and buildings. The credit may be carried forward for up to five years. This credit is in addition to the regular 0.5 percent Investment tax credit, which is available throughout the state, and up to 0.5 percent credit for increased employment over the previous year.
- **Contribution Deduction** - Businesses may deduct double the value of a cash or in-kind contribution to an approved project of a Designated Zone Organization from taxable income.

LOCAL INCENTIVES AND FEES

Local governments, through the assistance and coordination of the Enterprise Zone Administrators, may provide a variety of local incentives to further encourage economic growth and investment within enterprise zones. The incentives offered are determined by counties and municipalities. The following local Enterprise Zone incentives are hereby offered:

- a. Abatement of 50% of the municipal portion of property taxes on new improvements for the first five years following the completion of these improvements for industrial or commercial properties, or for residential properties of twelve or more housing units, so long as the residential property remains under one ownership. This benefit will not be applicable if the project investor is also the recipient of tax relief under the terms of a tax increment finance (TIF) agreement or other substantial property tax abatement provided by a unit of local government
- b. Waiver of 50% of initial building permit or zoning application fees for industrial or commercial properties, or for residential properties of twelve or more housing units
- c. The Enterprise Zone will provide officials of municipalities that are signatories to the Intergovernmental Agreement, which is Attachment D to this Ordinance, with certain written documentation and materials relative to additional incentives, including public or not for profit financing and workforce development programs, which municipal officials may make available to the project developer, and other interested individuals. There is no representation that the available documents and materials include all incentives and program available to the project

The Zone Administrator shall file a copy of the Enterprise Zone's fee schedule with the Department of Commerce and Economic Opportunity by April 1 of each year. The Zone Administrator may charge up to 0.5% (one half of one percent) of the cost of building materials of the project associated with the Enterprise Zone, provided that a maximum fee of no more than \$50,000 is permitted (20 ILCS 655/8.2 (c) as to each project.

SECTION 7. ZONE ADMINISTRATOR:

The Zone Administrator is responsible for the day-to-day operation of the Enterprise Zone including the following duties:

- a. Supervise the implementation of the provisions of the Cal Sag Intergovernmental Agreement under the Illinois Enterprise Zone Act.
- b. Act as a liaison between the County, Municipalities, the Illinois Department of Commerce Economic Opportunity, Designated Zone Organizations, and other State, Federal and local agencies, whether public or private.
- c. Conduct an ongoing evaluation of the Enterprise Zone programs and submit evaluative reports, at least annually, to the Council.
- d. Promote the coordination of other relevant programs, including, but not limited to, housing, community and economic development, small business, financial assistance and employment training within the amended Enterprise Zone.
- e. Recommend qualified Designated Zone Organizations to the Council of the amended Enterprise Zone.
- f. Have other such duties as specified by the Council, including the appointment of authorized personnel as appropriate, to assure the smooth operation of the amended Cal Sag Enterprise Zone.

SECTION 8: INTERGOVERNMENTAL AGREEMENT

The amended Enterprise Zone shall be governed, managed and operated in accordance with the Intergovernmental Agreement between the County and Municipalities as set forth in **EXHIBIT D**, which is attached hereto and incorporated into this Ordinance, by reference. The attached Intergovernmental Agreement (**EXHIBIT D**) was presented to the legislative body and its attorney for review. The _____ is hereby directed to execute this Agreement, on behalf of the _____. Further, the _____ or his or her designee is directed to sign all documents reasonably necessary in the furtherance of the Joint Application for said amended Enterprise Zone, to be filed with the Illinois Department of Commerce and Economic Opportunity.

SECTION 9: CONTINUATION OF MANAGEMENT

Section 4, Zone Management, including Subsections (a), (b) and (c) of the Amended Intergovernmental Agreement (**EXHIBIT D**) is identical to the likewise enumerated provisions in the Intergovernmental Agreement of the current existing Cal Sag Enterprise Zone. So as to provide continuity between the existing and amended Cal Sag Enterprise Zone, the prior zone management actions of the Parties and the Joint Enterprise Zone Governing Council are hereby adopted for the purposes of the amended Cal Sag Enterprise Zone. The adopted management actions include the appointment of representatives of the Parties to the Council, the adoption of rules and procedures by the Council and the appointment of a Zone Administrator, if any. This provision does not limit the Parties or the Council from duly implementing changes in zone management to the amended Cal Sag Enterprise Zone.

SECTION 10: SEVERABILITY

This Ordinance and every provision thereof shall be considered severable and the invalidity of any section clause, paragraph, sentence or provision of this Ordinance will not affect the validity of any other portion of this Ordinance.

SECTION 11: PUBLICATION AND EFFECTIVE DATE

_____ is hereby authorized to publish this Ordinance in pamphlet form. This Ordinance shall be in full force and effect from after its passage, approval and publication as required by law, subject to the Illinois Enterprise Zone Act.

ADOPTED this 12th day of July, 2016, pursuant to a roll call vote as follows:

	YES	NO	ABSENT	PRESENT	ABSTAIN
Alderman Hawley			X		
Alderman Poulos			X		
Alderman Vieyra	X				
Alderman Bilotto	X				
Alderman Rita	X				
Alderman Donahue		X			
Alderman Carr	X				
Alderman Slattery	X				
Alderman Ostling	X				
Alderman Pittman	X				
Alderman Johnson			X		
Alderman Frausto			X		
Alderman Thompson			X		
Alderman Johanson	X				
Mayor Vargas					
TOTAL	8	1	5		

APPROVED by the Mayor on July 12, 2016.

Dominic F. Vargas

MAYOR OF THE CITY OF BLUE ISLAND,
COUNTY OF COOK AND STATE OF ILLINOIS

ATTESTED and Filed in my office this
12th day of July, 2016.

Randy Hewes
CITY CLERK

PUBLISHED in pamphlet form this
12th day of July, 2016

Randy Hewes
CITY CLERK

EXHIBIT D

CAL SAG ENTERPRISE ZONE

AMENDED INTERGOVERNMENTAL AGREEMENT

BETWEEN

The Village of Alsip, The City of Blue Island, The Village of Calumet Park, The City of Country Club Hills, The Village of Dixmoor, The Village of East Hazel Crest, The City of Harvey, The Village of Hazel Crest, The Village of Homewood, The City of Markham, The Village of Merrionette Park, The Village of Midlothian, The City of Oak Forest, The Village of Phoenix, The Village of Robbins, The Village of Worth, and the County of Cook

WHEREAS, the aforesaid Villages and Cities are Municipalities organized and existing under the laws of the State of Illinois (the "Municipalities") and the County of Cook a body politic and Corporate of the State of Illinois and (the "County"); and

WHEREAS, the State of Illinois Enterprise Zone Act (20 ILCS 655/1 et seq) provides for the creation of enterprise zones to encourage private sector investments in economically distressed areas throughout the State; and

WHEREAS, The Parties have areas, within their respective legal boundaries, that are economically distressed and would benefit from private sector investments under the Illinois Enterprise Zone Act; and

WHEREAS, the Municipalities and the County declared and established an Enterprise Zone pursuant to the authority granted by the Illinois Enterprise Zone Act, as amended, subject to the approval by the Illinois Enterprise Zone Board and certification by the Illinois Department of Commerce and Economic Opportunity. This Enterprise Zone is named and designated as the "Cal Sag" Enterprise Zone; and

WHEREAS, the existing current Cal Sag Enterprise Zone was duly approved by the Illinois Enterprise Zone Board, certified by the Department of Commerce and Economic Opportunity; and

WHEREAS, it is determined that it is in the best interest of the citizens of the Municipalities and County to amend the current exiting Cal Sag Enterprise Zone to change its boundaries by deleting certain territories from the existing Cal Sag Enterprise Zone and including additional territories to the proposed amended Cal Sag Enterprise Zone. Also to encourage private sector investments within the proposed amended Enterprise Zone; and

WHEREAS, the aforesaid Municipalities and the County joined in the collective pursuit of an amendment to the current existing Cal Sag Enterprise Zone, by approval of their respective governing bodies; and

WHEREAS, the Illinois Intergovernmental Cooperation Act, 5ILCS, Section 220/1 et seq., authorize counties and municipalities to exercise jointly with any public agency of the State, including other units of local government, any power, privilege, or authority which may be exercised by a unit of local government individually, and to enter into contracts for the performance of governmental services, activities, and undertakings; and

WHEREAS, pursuant to Article 7, Section 10 of the 1970 Constitution of the State of Illinois, the Municipalities and the County are empowered to contract for the purposes set forth therein; and

WHEREAS, the amended designated Enterprise Zone Area is outlined in the map in **EXHIBIT**

A and the parcels included in the zone are delineated in **EXHIBIT B**, which exhibits are attached to this Amended Intergovernmental Agreement and incorporated herein by reference;

WHEREAS, the proposed amended Zone area exceeds the minimum requirement of meeting 3 of the 10 criteria specified in the Illinois Enterprise Act (20 ILCS 655/4 (f)); as demonstrated in the Enterprise Zone Qualifications Report, **EXHIBIT C** attached hereto; and

WHEREAS, the County and the Municipalities declared and affirmed that the amended Enterprise Zone Area is qualified for designation as an Enterprise Zone in accordance with the provisions of the Illinois Enterprise Zone Act.

NOW, THEREFORE, IN CONSIDERATION OF THE MUTUAL PROMISES CONTAINED HEREIN, THE RECITALS HEREIN ABOVE SET FORTH AND OTHER GOOD AND VALUABLE CONSIDERATIONS, RECEIPT OF WHICH IS HEREBY ACKNOWLEDGED, IT IS HEREBY AGREED BETWEEN THE COUNTY AND THE MUNICIPALITIES, AS FOLLOWS:

SECTION 1. INCORPORATION BY REFERENCE

The Preamble to this Agreement and all Exhibits referred to in this Agreement and its Preamble are hereby incorporated herein by reference as if fully set forth in this Section 1.

SECTION 2. DESIGNATION

The Municipalities and Cook County have adopted such Ordinances as are convenient and necessary to designate and implement an amendment to an Enterprise Zone pursuant to the Illinois Enterprise Zone Act. This amended Enterprise Zone is named and known as the Cal Sag Enterprise Zone.

SECTION 3. INCENTIVES

The State of Illinois, Counties and Municipalities offer incentives designed to encourage businesses in the private sector to locate and expand within Enterprise Zones, subject to terms, conditions, rules and limitations as legally provided.

STATE INCENTIVES

- **Sales Tax Exemption** - A 6.25 percent state sales tax exemption is permitted on building materials to be used in an Enterprise Zone. The Materials must be permanently affixed to the property and must be purchased from a qualified retailer.
- **Enterprise Zone Machinery and Equipment Consumables/Pollution Control Facilities Sales Tax Exemption** - A 6.25 percent state sales tax exemption of purchases of tangible personal property to be used in the manufacturing or assembly process or in the operation of a pollution control facility within an Enterprise Zone is available. Eligibility is based on a business making an investment in an Enterprise Zone of at least \$5 million in qualified property that creates a minimum of 200 fulltime-equivalent jobs, a business investing at least \$40 million in a zone and retaining at least 2,000 jobs, or a business investing at least \$40 million in a zone which causes the retention of at least 80 percent of the jobs existing on the

date it is certified to receive the exemption.

- **Enterprise Zone Utility Tax Exemption** - A state utility tax exemption on gas, electricity and the Illinois Commerce Commission's administrative charge and telecommunication excise tax is available to businesses located in Enterprise Zones. Eligible businesses must make an investment of at least \$5 million in qualified property that creates a minimum of 200 full-time equivalent jobs in Illinois, an investment of \$20 million that retains at least 1,000 full-time-equivalent jobs, or an investment of \$175 million that creates 150 full-time equivalent jobs in Illinois. The majority of the jobs created must be located in the Enterprise Zone where the investment occurs.
- **Enterprise Zone Investment Tax Credit** - A state investment tax credit of 0.5 percent is allowed a taxpayer who invests in qualified property in an Enterprise Zone. Qualified property includes machinery, equipment and buildings. The credit may be carried forward for up to five years. This credit is in addition to the regular 0.5 percent Investment tax credit, which is available throughout the state, and up to 0.5 percent credit for increased employment over the previous year.
- **Contribution Deduction** - Businesses may deduct double the value of a cash or in-kind contribution to an approved project of a Designated Zone Organization from taxable income.

LOCAL INCENTIVES AND FEES

Local governments, through the assistance and coordination of the Enterprise Zone Administrator, may provide a variety of local incentives to further encourage economic growth and investment within enterprise zones. The incentives offered are determined by counties municipalities. The following Enterprise Zone incentives are hereby offered:

- a) Abatement of 50% of the municipal portion of property taxes on new improvements for the first five years following the completion of these improvements for industrial or commercial properties, or for residential properties of twelve or more housing units, so long as the residential property remains under one ownership. This benefit will not be applicable if the project investor is also the recipient of tax relief under the terms of a tax increment finance (TIF) agreement or other substantial property tax abatement provided by a unit of local government.
- b) Waiver of 50% of initial building permit or zoning application fees for industrial or commercial properties, or for residential properties of twelve or more housing units
- c) The Enterprise Zone will provide officials of municipalities that are signatories to this Intergovernmental Agreement with certain written documentation and materials relative to additional incentives, including public or not for profit financing and workforce development programs, which municipal officials may make available to the project developer, and other interested individuals. There is no representation that the available documents and materials include all incentives and program available to the project.

The Zone Administrator shall file a copy of the Enterprise Zone's fee schedule with the Department of Commerce and Economic Opportunity by April 1 of each year. The Zone Administrator may charge up to 0.5% of the cost of building materials of the project associated with the Enterprise Zone, provided that a maximum fee of no more than \$50,000 is permitted (20 ILCS 655/8.2 (c) as to each project.

SECTION 4. ZONE MANAGEMENT:

Upon approval of the amendment to the existing Cal Sag Enterprise Zone and certification by the Department of Commerce and Economic Opportunity each Party to this Agreement shall appoint a representative to serve and participate in a zone management organization that is hereby designated and to be known as the Joint Enterprise Zone Governing Council (the "Council"). The Council will by majority vote adopt rules and procedures for the management of the amended Enterprise Zone, including its financial matters. This Council is the governing body of the amended Enterprise Zone and will appoint the Zone Administrator. Decisions on appointment or removal of the Zone Administrator shall be made in the following manner:

- (a) Nominations shall be received from members of the Council for appointment of the Zone Administrator. Appointment of the Zone Administrator shall be by two-thirds vote of the Council.
- (b) The Zone Administrator may be removed by two-thirds vote of the Council.
- (c) The Zone Administrator must be an employee or officer of one of the Municipalities or of the County.

The above Section 4, Zone Management, including Subsections (a), (b) and (c) are identical to likewise enumerated provisions in the Intergovernmental Agreement of the current existing Cal Sag Enterprise Zone. So as to provide continuity between the existing and amended Cal Sag Enterprise Zone, it is hereby agreed that the prior zone management actions of the Parties and the Joint Enterprise Zone Governing Council are hereby adopted for the purposes of the amended Cal Sag Enterprise Zone. The adopted management actions include the appointment of representatives of the Parties to the Council, the adoption of rules and procedures by the Council and the appointment of a Zone Administrator, if any. This provision shall in no way limit the Parties or Council from duly implementing changes in zone management of the amended Cal Sag Enterprise Zone.

SECTION 5. ZONE ADMINISTRATOR:

The Zone Administrator is responsible for the day-to-day operation of the Enterprise Zone including:

- (a) Supervise the implementation of the provisions of the Cal Sag Intergovernmental Agreement under the Illinois Enterprise Zone Act.
- (b) Act as a liaison between the County, Municipalities, the Illinois Department of Commerce Economic Opportunity, Designated Zone Organizations, and other State, Federal and local agencies, whether public or private.
- (c) Conduct an ongoing evaluation of the Enterprise Zone programs and submit evaluative reports, at least annually, to the Council.
- (d) Promote the coordination of other relevant programs, including, but not limited to, housing, community and economic development, small business, financial assistance and employment training within the Enterprise Zone.

- (e) Recommend qualified Designated Zone Organizations to the Council.
- (f) Have other such duties as specified by the Council, including the appointment of authorized personnel as appropriate, to assure the smooth operation of the Cal Sag Enterprise Zone.

SECTION 6. DESIGNATED ZONE ORGANIZATIONS:

The Council, at its discretion, may select Designated Zone Organizations, pursuant to the qualifications enumerated in the Enterprise Zone Act 20 ILCS 655/3(d) and delegate the performance of permissible services or functions to said Designated Zone Organizations. Nothing herein shall be deemed to limit or restrict the right of the Council to delegate operational responsibilities to Designated Zone Organizations or other appropriate entities, permitted by law. Provided that no delegation including performance, services or functions, is effective until the proposed Designated Zone Organization is approved, pursuant to Application duly filed, by the Department of Commerce and Economic Opportunity

SECTION 7. AMENDMENTS TO THIS AGREEMENT:

This Agreement shall remain in full force and effect unless amended or modified by the mutual written agreement of the Parties. Except as expressly set forth above, nothing contained within this paragraph shall be construed to bar or limit the rights of either the County or the Municipalities to enforce the terms of this Agreement.

SECTION 8. DURATION OF AGREEMENT:

This Agreement shall be in full force and effect during the legal existence of the Cal Sag Enterprise Zone unless duly terminated, amended, extended, renewed or revised by the mutual written agreement of the respective corporate authorities of the Municipalities and the County. The current existing Cal Sag Enterprise Zone is scheduled to expire on December 31, 2030, subject to the 10 year renewal prescribed under the Illinois Enterprise Zone Act.

SECTION 9. REPRESENTATION BY THE PARTIES:

The Parties represent, warrant, and agree, to and with each other, that each has taken all necessary corporate and legal action to authorize the execution, delivery, and performance on their part of this Agreement, and the performance hereto by each will not be in contravention of any resolutions, ordinances, laws, contracts, or agreements to which it is a party or to which it is subject. The Parties shall deliver to each other certified copies of all resolutions or ordinances authorizing the execution and performance of this Agreement.

SECTION 10. FAILURE TO ENFORCE:

The failure of any party hereto to enforce any of the provisions of this Agreement, or the waiver thereof in any instance, shall not be construed as a general waiver thereof in any instance, nor shall it be construed as a general waiver or relinquishment on its part of any such provision, but the same shall, nevertheless, be and remain in full force and effect.

SECTION 11. CAUSES BEYOND CONTROL:

No party to this Agreement shall be liable to another for failure, default or delay in performing any of its obligations hereunder, provided such failure, default or delay in performing any of its obligations specified herein is caused by strikes; by forces of nature; unavoidable accident; fire; acts of public enemy; or order of court. Should any of the foregoing occur, the parties hereto agree to proceed with diligence to do what is reasonable and necessary so that each party may perform its obligations under this Agreement.

SECTION 12. NOTICES:

Any notice required by this Agreement shall be in writing and shall be served by personal delivery to the respective Municipal/County Clerk or Chief Executive Officer of the receiving party. In lieu of personal service, required notices may be served by certified mail, return receipt requested, addressed to the respective Municipal/County Clerk or Chief Executive Officer of the receiving party. Notices shall be deemed served on the day of personal delivery or on the fourth day following mailing.

SECTION 13. RESERVATION OF RIGHTS:

Nothing in this Agreement is intended to confer a benefit or right of enforcement upon any third party. Further, both parties specifically reserve all rights, privileges and immunities conferred upon them by law.

SECTION 14. AGENCY:

Neither party neither is an agent of the other party nor shall neither incur any costs, expenses or obligations on behalf of the other.

SECTION 15. COMPLETE AGREEMENT:

This Agreement sets forth the complete understanding between the parties relating to the terms and conditions hereof and any amendment hereto to be effective must be in writing, duly authorized, signed by the duly authorized representative of the parties and subject to the Illinois Enterprise Zone Act.

SECTION 16. SEVERABILITY:

If any provision of this Agreement shall be declared invalid for any reason, such invalidation shall not affect other provisions of this Agreement which can be given effect without the invalid provisions and to this end the provisions of this Agreement are to be severable.

SECTION 17. CONSTRUCTION:

This Agreement shall be construed in accordance with the laws of the State of Illinois.

SECTION 18. EFFECTIVE DATE:

This Agreement shall be in full force and effect as of the date set forth below, subject to the authority granted by the Illinois Enterprise Zone Act.

IN WITNESS THEREOF, the parties hereto have caused this Agreement to be executed in their respective corporate names by their respective officers hereunto duly authorized and their respective corporate seals to be hereunto affixed and attested by their respective officers having custody thereof on the day and year stated herein.

Dated this 12th day of JULY, 2016

Village of Alsip
Cook County, Illinois,
a Municipal Corporation

By: _____
Village President

ATTEST:

Village Clerk

Date

City of Blue Island
Cook County, Illinois,
a Municipal Corporation

By: Dominy F. Vaiga
Mayor

ATTEST:

Randy Houser
City Clerk

7/12/16
Date

Village of Calumet Park
Cook County, Illinois,
a Municipal Corporation

By: _____
Village President

ATTEST:

Village Clerk

Date

**City of Country Club Hills
Cook County, Illinois,
a Municipal Corporation**

By: _____
Mayor

ATTEST:

City Clerk

Date

**Village of Dixmoor
Cook County, Illinois,
a Municipal Corporation**

By: _____
Village President

ATTEST:

Village Clerk

Date

**Village of East Hazel Crest
Cook County, Illinois,
a Municipal Corporation**

By: _____
Village President

ATTEST:

Village Clerk

Date

**City of Harvey
Cook County, Illinois,
a Municipal Corporation**

By: _____
Mayor

ATTEST:

City Clerk

Date

**Village of Hazel Crest
Cook County, Illinois,
a Municipal Corporation**

By: _____
Village President

ATTEST:

Village Clerk

Date

**Village of Homewood
Cook County, Illinois
A Municipal Corporation**

By: _____
Village President

ATTEST:

Village Clerk

Date

**City of Markham
Cook County, Illinois,
a Municipal Corporation**

By: _____
Mayor

ATTEST:

City Clerk

Date

**Village of Merrionette Park
Cook County, Illinois,
a Municipal Corporation**

By: _____
Village President

ATTEST:

Village Clerk

Date

**Village of Midlothian
Cook County, Illinois,
a Municipal Corporation**

By: _____
Village President

ATTEST:

Village Clerk

Date

**City of Oak Forest
Cook County, Illinois,
a Municipal Corporation**

By: _____
Mayor

ATTEST:

City Clerk

Date

**Village of Phoenix
Cook County, Illinois,
a Municipal Corporation**

By: _____
Village President

ATTEST:

Village Clerk

Date

**Village of Robbins
Cook County, Illinois,
a Municipal Corporation**

By: _____
Village President

ATTEST:

Village Clerk

Date

**Village of Worth
Cook County, Illinois,
a Municipal Corporation**

By: _____
Village President

ATTEST:

Village Clerk

Date

**County of Cook
A Body Politic and Corporate
of the State of Illinois**

By: _____
President

ATTEST:

County Clerk

Date

EXHIBITS

Cal Sag Enterprise Zone Amendment Ordinance & Intergovernmental Agreement

The following links are provided to Exhibits to the Cal Sag Enterprise Zone Ordinance and Intergovernmental Agreement:

[Exhibit A: Cal Sag EZ Map](#)

[EXHIBIT B: Part 1 Parcels in the Cal Sag Zone Mapped](#)

[EXHIBIT B: Part 2 Parcels in the Cal Sag Zone Listed](#)

[Exhibit C: Cal Sag Amendment Application 2016](#)

Exhibits to this ordinance and Intergovernmental Agreement are provided through the medium of electronic hyperlinks for reasons:

- (1) Exhibits A and B Part 1 include maps of areas which require high resolution to be meaningfully examined for some purposes. Such resolution cannot be conveyed on paper documents of a size that can be readily distributed. However, in electronic format a reviewer may "zoom in" to examine an area at any desired level of resolution.
- (2) Exhibits B Part 1 and C are very large documents that may not be conveniently distributed in paper form. However, documents may be viewed electronically or printed from the preceding links.
- (3) In the use of Exhibit B Part 1, click on the link and a map of the south suburbs is displayed. Click on a town in the Sag Enterprise Zone and a detailed map of the Zone within that town will appear. Click on a desired location within the map and the parcel number will be displayed.

These exhibits may also be reviewed in paper format at:

Offices of the South Suburban Mayors and Managers Association (SSMMA)
1904 W. 174th Street
East Hazel Crest, IL 60429

For viewing contact:

Chris Poschek
Enterprise Zone Program Manager and GIS Analyst
SSMMA
(708) 922-4601
Chris.poshek@cshcdc.org

STATE OF ILLINOIS)
) SS
COUNTY OF COOK)

CERTIFICATION

I, RANDY HEUSER, DO HEREBY CERTIFY THAT I am the duly elected City Clerk of the City of Blue Island, Illinois, and as such City Clerk, I am the keeper of the minutes and records of the Proceedings of the City Council of said City and have in my custody the ORDINANCES and BOOKS of the records of said City.

I DO FURTHER CERTIFY that the attached and foregoing is a true and correct copy of the certain **ORDINANCE: AN ORDINANCE FOR THE AMENDMENT TO THE CURRENT EXISTING CAL SAG ENTERPRISE ZONE SUBJECT TO THE ENTERPRISE ZONE ACT OF THE STATE OF ILLINOIS.**

ORDINANCE NO. 2016 – 025 which was adopted at a regular meeting of the City Council of the City of Blue Island, Illinois held on the **12th day of July, 2016**; that at said meeting **9** Aldermen were present; that at said meeting, on motion duly made and seconded that the Ordinance did pass and on the roll being called the vote of each Aldermen present on the question of the passage of said Ordinance was duly and separately taken by Ayes and Nays and their names and votes recorded in the minutes of the proceedings of said City Council; that it appears from such record that **9** Alderman voted Aye and **0** Alderman voted Nay and **0** Alderman voted Abstain and **5** Alderman Absent.

I DO FURTHER CERTIFY that the original Ordinance of which the foregoing is a true copy, is entrusted to my care for safe keeping, and that I am the lawful keeper of the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Corporate Seal of the **12th day of July, 2016**.

CORPORATE SEAL

CITY CLERK

STATE OF ILLINOIS)
)
COUNTY OF COOK) ss.

CERTIFICATE

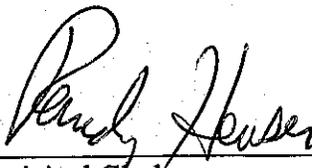
I, Randy Heuser, certify that I am the duly elected and acting Municipal Clerk of the City of Blue Island of Cook County, Illinois.

I further certify that on **July 12, 2016** the Corporate Authorities of such municipality passed and approved Ordinance No. **2016 - 025** entitled: **AN ORDINANCE FOR THE AMENDMENT TO THE CURRENT EXISTING CAL SAG ENTERPRISE ZONE SUBJECT TO THE ENTERPRISE ZONE ACT OF THE STATE OF ILLINOIS.** Which provided by its terms that it should be published in pamphlet form.

The pamphlet form of Ordinance No. **2016 - 025** including the Ordinance and a cover sheet thereof, was prepared, and a copy of such Ordinance posted in the municipal building commencing on **July 12, 2016** and continuing for at least ten days thereafter. Copies of such Ordinance were also available for public inspection upon request in the office of the municipal clerk.

DATED at Blue Island, Illinois, this **12th** day of **July, 2016.**

(SEAL)



Municipal Clerk