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

**ORDINANCE
NUMBER 2016-014**

AN ORDINANCE AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION ALTERNATE REVENUE BONDS OF THE CITY OF BLUE ISLAND, COOK COUNTY, ILLINOIS IN A PRINCIPAL AMOUNT NOT TO EXCEED \$1,300,000 PURSUANT TO SECTION 15 OF THE LOCAL GOVERNMENT DEBT REFORM ACT OF THE STATE OF ILLINOIS, AS AMENDED, AND THE MUNICIPAL CODE OF THE STATE OF ILLINOIS, AS AMENDED.

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

1st Ward	TOM HAWLEY	GEORGE POULOS
2nd Ward	LETICIA VIEYRA	FRED BILOTTO
3rd Ward	NANCY RITA	KEVIN DONAHUE
4th Ward	CANDACE CARR	ALECIA SLATTERY
5th Ward	JANICE OSTLING	KENNETH PITTMAN
6th Ward	DEXTER JOHNSON	JAIRO FRAUSTO
7th Ward	NANCY THOMPSON	JAMES JOHANSON

Aldermen

ORDINANCE NO. 2016-014

AN ORDINANCE authorizing the issuance of general obligation alternate revenue bonds of the City of Blue Island, Cook County, Illinois in a principal amount not to exceed \$1,300,000 pursuant to Section 15 of the Local Government Debt Reform Act of the State of Illinois, as amended, and the Municipal Code of the State of Illinois, as amended.

WHEREAS, the City of Blue Island, Cook County, Illinois (the “*City*”), is a duly organized and existing municipality incorporated and existing under the provisions of the laws of the State of Illinois, and is now operating under the provisions of Illinois Municipal Code, as amended (the “*Code*”), and all laws amendatory thereof and supplementary thereto, including the Local Government Debt Reform Act of the State of Illinois, as amended (the “*Debt Reform Act*”); and

WHEREAS, the City Council of the City (the “*Council*”) has determined that it is advisable, necessary and in the best interests of the public health, safety, welfare and convenience of the City and the residents of the City to undertake and finance the following capital projects (hereinafter collectively referred to as the “*Project*”): (i) improvements to the City-owned combined waterworks and sewerage system (the “*Water System*”), including a sewage relining/inspection project, and replacement and redesign of certain portions of the Water System, including replacement of a relief combination sewer; (ii) improvements to certain public facilities, including but not limited to (a) certain Illinois Environmental Protection Agency-mandated improvements to a leachate treatment system located at the City-owned golf course (the “*Golf Course*”), and (b) the rehabilitation of the irrigation system and other improvements at the Golf Course; and (iii) the reimbursement of costs incurred for the acquisition of an ambulance to replace and upgrade the City’s ambulance fleet (and replace an out-of-service ambulance) and the acquisition of public works vehicles; and

WHEREAS, the costs of the Project, including, without limitation, legal, financial, bond discount, any capitalized interest, bond registrar, paying agent and other related banking fees, printing and publication costs and other expenses (collectively, the “*Project Costs*”), are estimated by the Council to be not more than \$1,300,000, but the City does not currently have sufficient funds on hand and lawfully available to pay the Project Costs, nor does it expect to have sufficient funds on hand and lawfully available to pay the Project Costs; and

WHEREAS, pursuant to the provisions of the Debt Reform Act, “Alternate Bonds” (as defined therein) may be issued whenever there exists for the City a source of funds, other than enterprise revenues, received or available to be received by the City and available for any one or more of its corporate purposes; and

WHEREAS, the Project Costs are expected to be paid for from the proceeds of the general obligation alternate revenue bonds which are authorized to be issued pursuant to the Code and the Debt Reform Act, subject to the right of backdoor petition for referendum; and

WHEREAS, it is necessary and for the best interests of the City and the residents of the City that the Project be undertaken, and, in order to finance the Project Costs, it will be necessary for the City to borrow an amount not to exceed \$1,300,000, and in evidence thereof, to issue its general obligation alternate revenue bonds, being general obligation bonds payable from the collection and distribution of those taxes imposed by the City pursuant to the Non-Home Rule Municipal Retailers’ Occupation Tax and the Non-Home Rule Municipal Service Occupation Tax imposed pursuant to Sections 8-11-1.3 and 8-11-1.4 of the Code, as amended (65 ILCS 5/8-11-1, *et seq.*), and the distribution from those taxes imposed by the State of Illinois and distributed to the City pursuant to the Use Tax Act, as amended (35 ILCS 105/1, *et seq.*), the Service Use Tax Act, as amended (35 ILCS 110/1, *et seq.*), the Service Occupation Tax Act, as amended (35 ILCS 115/1, *et seq.*), and the Retailer’s Occupation Tax Act, as amended (35 ILCS 120/1, *et seq.*), each

as supplemented and amended from time to time, or substitute taxes therefor as provided by the State of Illinois pursuant to applicable law in the future (collectively, the “*Pledged Revenues*”), which general obligation alternate revenue bonds shall be issued by the City from time to time in one or more series in an aggregate principal amount not to exceed \$1,300,000, all in accordance with the Code and the Debt Reform Act; and

WHEREAS, as provided in the Debt Reform Act, if the Pledged Revenues are insufficient to pay such general obligation alternate bonds, ad valorem property taxes levied upon all taxable property in the City without limitation as to rate or amount (the “*Pledged Taxes*”) are authorized to be extended and collected to pay the principal of and interest on such general obligation alternate bonds; and

WHEREAS, pursuant to and in accordance with the provisions of Section 15 of the Debt Reform Act, the City is authorized to issue its general obligation alternate revenue bonds in an aggregate principal amount not to exceed \$1,300,000 for the purpose of providing funds to pay the Project Costs; and

WHEREAS, before such alternate revenue bonds may be issued for said purpose, the Debt Reform Act requires that the Council must first adopt an Ordinance authorizing the issuance of such alternate revenue bonds for said purpose and directing that notice of such authorization be published as provided by law:

NOW, THEREFORE, Be It and It Is Hereby Ordained by the City Council of the City of Blue Island, Cook County, Illinois, as follows:

Section 1. **Incorporation of Preambles**. The Council hereby finds that all of the recitals contained in the preambles to this Ordinance are full, true and correct and does hereby incorporate them into this Ordinance by this reference.

Section 2. **Determination to Issue Bonds.** It is necessary and in the best interests of the City and the residents of the City to undertake the Project as hereinabove described, and that for the purpose of paying the Project Costs, there are hereby authorized to be issued and sold from time to time in one or more series by the City its alternate revenue bonds in an aggregate principal amount not to exceed \$1,300,000, to be known as "General Obligation Bonds (Alternate Revenue Source), Series 2016 (collectively, the "*Bonds*")", said Bonds being payable from (i) the Pledged Revenues, and (ii) the Pledged Taxes, all as set forth above.

Section 3. **Publication.** This Ordinance, together with a notice in the statutory form as set forth herein in Section 4 (the "*Notice*"), shall be published at least once in the *Daily Southtown*, the same being a newspaper of general circulation in the City, and if no petition, signed by not less than 852 registered voters in the City (being the number of registered voters in the City equal to the greater of (i) seven and one-half percent (7.5%) of the registered voters in the City, or (ii) the lesser of 200 registered voters or fifteen percent (15%) of registered voters in the City), asking that the issuance of the Bonds be submitted to referendum, is filed with the City Clerk within thirty (30) days after the date of the publication of this Ordinance and the Notice, then the Bonds shall be authorized to be issued. If such petition is filed with the City Clerk within thirty (30) days after the date of publication of this Ordinance and the Notice, an election on the proposition to issue the Bonds shall be held on the 8th day of November, 2016 (being the next election held in accordance with the general election law of the State of Illinois). The City Clerk shall make a petition form available to anyone requesting one.

Section 4. **Form of Notice.** The notice of the intention to issue the Bonds shall be in substantially the following form:

**NOTICE OF INTENT OF
THE CITY OF BLUE ISLAND, COOK COUNTY, ILLINOIS
TO ISSUE \$1,300,000 ALTERNATE REVENUE BONDS
AND RIGHT TO FILE PETITION**

PUBLIC NOTICE is hereby given that pursuant to an Ordinance (the "*Ordinance*") adopted on the 19th day of April, 2016 by the City Council (the "*Council*") of the City of Blue Island, Cook County, Illinois (the "*City*"), the City intends to issue its general obligation alternate revenue bonds in an aggregate principal amount of not to exceed \$1,300,000 (the "*Bonds*") for the purpose of paying the costs of (i) improvements to the City-owned combined waterworks and sewerage system (the "*Water System*"), including a sewage relining/inspection project, and replacement and redesign of certain portions of the Water System, including replacement of a relief combination sewer; (ii) improvements to certain public facilities, including but not limited to (a) certain Illinois Environmental Protection Agency-mandated improvements to a leachate treatment system located at the City-owned golf course (the "*Golf Course*"), and (b) the rehabilitation of the irrigation system and other improvements at the Golf Course; and (iii) the reimbursement of costs incurred for the acquisition of an ambulance to replace and upgrade the City's ambulance fleet (and replace an out-of-service ambulance) and the acquisition of public works vehicles (collectively, the "*Project*").

The revenue source for the payment of the Bonds will be the collection and distribution of those taxes imposed by the City pursuant to the Non-Home Rule Municipal Retailers' Occupation Tax and the Non-Home Rule Municipal Service Occupation Tax imposed pursuant to Sections 8-11-1.3 and 8-11-1.4 of the Illinois Municipal Code, as amended, and the collection and distribution from those taxes imposed by the State of Illinois and distributed to the City pursuant to the Use Tax Act, as amended, the Service Use Tax Act, as amended, the Service Occupation Tax Act, as amended, and the Retailer's Occupation Tax Act, as amended, each as supplemented and amended from time to time, or substitute taxes therefor as provided by the State of Illinois pursuant to applicable law in the future (collectively, the "*Pledged Revenues*"). If the Pledged Revenues are insufficient to pay the Bonds, the City will also levy ad valorem property taxes upon all taxable property in the City without limitation as to rate or amount to pay the principal of and interest on the Bonds. This notice is incorporated into the Ordinance.

Notice is hereby further given that a petition may be filed with the City Clerk (the "*City Clerk*") within thirty (30) days after the date of publication of the Ordinance and this notice, signed by not less than 852 registered voters of the City (being the number of registered voters equal to the greater of (i) seven and one-half percent (7.5%) of the registered voters in the City, or (ii) the lesser of 200 registered voters or fifteen percent (15%) of registered voters in the City) asking that the issuance of the Bonds be submitted to the voters of the City. If such petition is filed with the City Clerk within thirty (30) days after the date of publication of this notice, an election on the proposition to issue the Bonds shall be held on the 8th day of November, 2016. Forms of petitions for such purposes are available to any individual requesting one from the office of the City Clerk. The Circuit Court may declare that an emergency referendum should be held prior to said election date pursuant to the provisions of Section 2A-1.4 of the Election Code of the State of Illinois, as amended. If no such petition is filed within said thirty (30) day period, then the City shall thereafter be authorized to issue the Bonds for the purpose hereinabove provided.

By order of the City Council of the City of Blue Island, Cook County, Illinois.

DATED this 19th day of April, 2016.

Randy Heuser
City Clerk
City of Blue Island, Cook County, Illinois

Note to Publisher: Please be certain that this notice appears over the name of the City Clerk.

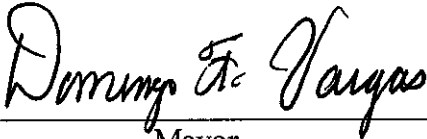
Section 5. **Additional Ordinances.** If no petition meeting the requirements of applicable law is filed during the petition period hereinabove referred to, then the Council may adopt additional Ordinances or proceedings supplementing or amending this Ordinance providing for the issuance and sale of the Bonds and prescribing all the details of the Bonds, so long as the maximum amount of the Bonds as set forth in this Ordinance is not exceeded and there is no material change in the Project described herein. Such additional Ordinances or proceedings shall in all instances become effective immediately without publication or posting or any further act or requirement. This Ordinance, together with such additional Ordinances or proceedings, shall constitute complete authority for the issuance of the Bonds under applicable law.

Section 6. **Reimbursement.** None of the proceeds of the Bonds will be used to pay, directly or indirectly, in whole or in part, for any expenditure that has been paid by the City prior to the date hereof except architectural, engineering or construction costs incurred prior to the commencement of the Project or expenditures for which an intent to reimburse was properly declared under Treasury Regulations Section 1.150-2. This Ordinance is in itself a declaration of official intent under Treasury Regulations Section 1.150-2 as to all costs of the Project paid after the date hereof and prior to issuance of the Bonds.

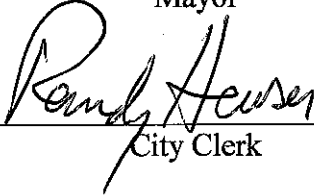
Section 7. **Severability.** If any section, paragraph, clause or provision of this Ordinance shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph, clause or provision shall not affect any of the remaining provisions of this Ordinance.

Section 8. **Repealer and Effective Date.** All Ordinances and parts of Ordinances in conflict herewith be and the same are hereby repealed and that this Ordinance be in full force and effect forthwith upon its adoption.

Adopted April 19, 2016.



Mayor



City Clerk

_____, Blue Island Cook County, Illinois
_____, Blue Island Cook County, Illinois

The undersigned, being first duly sworn, deposes and certifies that he or she is at least 18 years of age, his or her residence address is _____ (Street Address), _____ (City, City or Town), _____ County, _____ (State), that he or she is a citizen of the United States of America, that the signatures on the foregoing petition were signed in his or her presence and are genuine, that to the best of his or her knowledge and belief the persons so signing were at the time of signing said petition registered voters of said City and that their respective residences are correctly stated therein.

Signed and sworn to before me this _____ day of _____, 2016.

Illinois Notary Public
My commission expires _____
(NOTARY SEAL)

MINUTES of a regular public meeting of the City Council of the City of Blue Island, Cook County, Illinois, held in the City Hall, 13051 Greenwood Avenue, Blue Island, Illinois, at 7 o'clock P.M., on the 19th day of April, 2016.

The Mayor called the meeting to order and directed the City Clerk to call the roll.

Upon the roll being called, Domingo Vargas, the Mayor, and the following Aldermen were physically present at said location:

Poulos, Vieyra, Bilotto, Rita, Carr, Slattery, Ostling, Frausto,

Thompson, Johanson

The following Aldermen were allowed by a majority of the Aldermen of the City Council in accordance with and to the extent allowed by rules adopted by the City Council to attend the meeting by video or audio conference: None

No Alderman was not permitted to attend the meeting by video or audio conference.

The following Aldermen were absent and did not participate in the meeting in any manner or to any extent whatsoever: None

The Mayor announced that in order to provide for certain capital projects of the City, the City Council would consider the adoption of an Ordinance authorizing the issuance of its general obligation alternate revenue bonds pursuant to Section 15 of the Local Government Debt Reform Act of the State of Illinois, as amended, and the Municipal Code of the State of Illinois, as amended, and directing the publication of a notice setting forth the determination of the City Council to issue such bonds.

Whereupon Alderman Ostling presented and the City Clerk read by title an Ordinance as follows, a copy of which was provided to each Alderman prior to said meeting and to everyone in attendance at said meeting who requested a copy:

STATE OF ILLINOIS)
)
) ss.
COUNTY OF COOK)

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 **April 19, 2016** the Corporate Authorities of such municipality passed and approved Ordinance No. **2016 - 014** entitled: **AN ORDINANCE AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION ALTERNATE REVENUE BONDS OF THE CITY OF BLUE ISLAND, COOK COUNTY, ILLINOIS IN A PRINCIPAL AMOUNT NOT TO EXCEED \$1,300,000 PURSUANT TO SECTION 15 OF THE LOCAL GOVERNMENT DEBT REFORM ACT OF THE STATE OF ILLINOIS, AS AMENDED, AND THE MUNICIPAL CODE OF THE STATE OF ILLINOIS, AS AMENDED.**

Which provided by its terms that it should be published in pamphlet form.

The pamphlet form of Ordinance No. **2016 - 014** including the Ordinance and a cover sheet thereof, was prepared, and a copy of such Ordinance posted in the municipal building commencing on **April 19, 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 **19th** day of **April, 2016**.

(SEAL)



Municipal Clerk

Alderman Ostling moved and Alderman Rita seconded the motion that said Ordinance as presented and read by title be adopted.

After a full and complete discussion thereof, the Mayor directed the City Clerk to call the roll for a vote upon the motion to adopt said Ordinance.

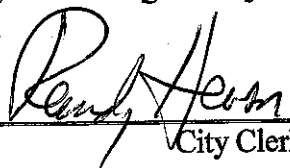
Upon the roll being called, the following Aldermen voted AYE: Poulos, Vieyra, Bilotto, Rita, Carr, Slattery, Ostling, Frausto, Thompson, Johanson.

The following Aldermen voted NAY: None

Whereupon the Mayor declared the motion carried and said Ordinance adopted, and in open meeting approved and signed said Ordinance and directed the City Clerk to record the same in full in the records of the City Council of City of Blue Island, Cook County, Illinois, which was done.

Other business not pertinent to the adoption of said Ordinance was duly transacted at said meeting.

Upon motion duly made, seconded and carried, the meeting was adjourned.



City Clerk

ADOPTED this 19th day of April, 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	9		5		

APPROVED by the Mayor on April 19, 2016.

Dommy F Vargas

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

ATTESTED and Filed in my office this
 19th day of April, 2016.

Randy Hines

 CITY CLERK

STATE OF ILLINOIS)
) SS
COUNTY OF COOK)

CERTIFICATION OF MINUTES AND ORDINANCE

I, the undersigned, do hereby certify that I am the duly qualified and acting City Clerk of the City of Blue Island, Cook County, Illinois (the "City"), and that as such official I am the keeper of the records and files of the City and of the City Council thereof (the "Council").

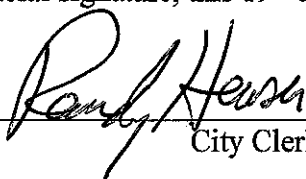
I do further certify that the foregoing constitutes a full, true and complete transcript of the minutes of the meeting of the Council held on the 19th day of April, 2016, insofar as same relates to the adoption of an Ordinance entitled:

AN ORDINANCE authorizing the issuance of general obligation alternate revenue bonds of the City of Blue Island, Cook County, Illinois in a principal amount not to exceed \$1,300,000 pursuant to Section 15 of the Local Government Debt Reform Act of the State of Illinois, as amended, and the Municipal Code of the State of Illinois, as amended

a true, correct and complete copy of which said Ordinance as adopted at said meeting appears in the foregoing transcript of the minutes of said meeting.

I do further certify that the deliberations of the Council on the adoption of said Ordinance were conducted openly, that the vote on the adoption of said Ordinance was taken openly, that said meeting was held at a specified time and place convenient to the public, that notice of said meeting was duly given to all of the news media requesting such notice, that an agenda for said meeting was posted at the location where said meeting was held and at the principal office of the Council at least 96 hours in advance of the holding of said meeting and on a day that was not a Saturday, Sunday or legal holiday in the State of Illinois, that a true, correct and complete copy of said agenda as so posted is attached hereto as *Exhibit A*, that said meeting was called and held in strict compliance with the provisions of the Public Code of the State of Illinois, as amended, the Open Meetings Act of the State of Illinois, as amended, and the Local Government Debt Reform Act of the State of Illinois, as amended, and that the Council has complied with all of the provisions of said Acts and with all of the procedural rules of the Council in the conduct of said meeting and in the adoption of said Ordinance.

IN WITNESS WHEREOF, I hereunto affix my official signature, this 19th day of April, 2016.



City Clerk