

VILLAGE OF ANTIOCH

ORDINANCE NO. 18-04-16

AN ORDINANCE AUTHORIZING THE EXECUTION OF A DEVELOPMENT AGREEMENT PERTAINING TO THE DEVELOPMENT AND REDEVELOPMENT OF THE HANDI-FOIL REDEVELOPMENT PROJECT IN THE VILLAGE OF ANTIOCH, LAKE COUNTY, ILLINOIS BY THE VILLAGE OF ANTIOCH, A NON-HOME RULE UNIT OF GOVERNMENT.

ADOPTED BY THE PRESIDENT AND BOARD OF TRUSTEES

OF THE

VILLAGE OF ANTIOCH, ILLINOIS

ON

APRIL 9, 2018

Published in pamphlet form by authority of the Village Board
of the Village of Antioch, Lake County, Illinois,
this 10th day of April, 2018.

LAWRENCE M. HANSON	President	MARY C. DOMINIAK	Trustee
LORI K. ROMINE	Clerk	JERRY T. JOHNSON	Trustee
ROBERT J. LONG	Attorney	JAY JOZWIAK	Trustee
		ED MACEK	Trustee
		SCOTT A. PIERCE	Trustee
		TED P. POULOS	Trustee

EXTRACT OF MINUTES of a regular public meeting of the President and Board of Trustees of the Village of Antioch, Lake County, Illinois, held at the Board Room in the Village Hall, in said Village, at 847 Main Street, Antioch, Illinois 60002, on the 9th day of April, 2018.

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The President called the meeting to order and directed the Village Clerk to call the roll.

Upon the roll being called, the President and the following Trustees answered present: Jozwiak, Pierce, Poulos, Dominiak, Johnson and Macek.

The following were absent from the meeting: No trustees were absent.

The President and Board of Trustees then gave a public recital of the nature and purpose of the ordinance, which included a reading of the title aloud and an explanation that the ordinance authorizes the Village to enter into a Development Agreement Pertaining To The Development And Redevelopment Of The Handi-Foil Redevelopment Project In The Village Of Antioch, Lake County, Illinois (the “**Development Agreement**”), by and between the Village of Antioch, Lake County, Illinois, an Illinois municipal corporation and non-home rule unit, and the Developer named therein.

Trustee Jozwiak then made a motion, which was seconded by Trustee Johnson that the Development Agreement be approved:

AYE: 6: Jozwiak, Pierce, Poulos, Dominiak, Johnson and Macek.

and the following Trustees voted **NAY:** 0:

The President declared the motion carried, and upon further discussion, Trustee Jozwiak presented to the Village Clerk the following ordinance, which was read to the Village Board as follows:

ORDINANCE NUMBER 18-04-16

AN ORDINANCE authorizing the execution of a Development Agreement Pertaining To The Development And Redevelopment Of The Handi-Foil Redevelopment Project In The Village Of Antioch, Lake County, Illinois by the Village of Antioch, a non-home rule unit of government.

Adopted by the President and Board of Trustees of the Village on the 9th day of April, 2018.

Published in Pamphlet Form by Authority of said Corporate Authorities on the 10th day of April, 2018

AN ORDINANCE authorizing the execution of a Development Agreement Pertaining To The Development And Redevelopment Of The Handi-Foil Redevelopment Project In The Village Of Antioch, Lake County, Illinois by the Village of Antioch, a non-home rule unit of government

* * *

WHEREAS, the Village of Antioch, Lake County, Illinois (the “**Village**”), a non-home rule unit of government has heretofore approved a redevelopment plan, as amended, for the Antioch Corporate Center Redevelopment Project Area (the “**Area**”), pursuant to the provisions of the Tax Increment Allocation Redevelopment Act, as supplemented and amended (the “**Act**”); and

WHEREAS, the Village has heretofore adopted tax increment allocation financing for the Area as provided in the Act; and

WHEREAS, the President and Board of Trustees of the Village (the “**Corporate Authorities**”) have heretofore, and it hereby is, determined that it is in the best interests of the Village that a Development Agreement Pertaining To The Development And Redevelopment Of The Handi-Foil Redevelopment Project In The Village Of Antioch, Lake County, Illinois (the “**Development Agreement**”) specifically pertaining to the Area, be executed by the Village; and

WHEREAS, the Corporate Authorities have heretofore, and it hereby is, determined that the proposal of Handi North, LLC, a Florida limited liability company (“**HNLLC**,” and together with its affiliated entity, Handi Foil Corp., an Illinois corporation (“**HF**”), and HF’s affiliated entities as parties, collectively, the “**Developer**”), for a portion of the Area, will be in accordance with the proposed redevelopment plan and project for the Area and it is in the best interests of the Village that the proposed Development Agreement by and between the Village and the Developer be executed; and

WHEREAS, the Development Agreement is on file and available to the general public in the office of the Village Clerk; and

WHEREAS, no person holding any office of the Village, either by election or appointment, is in any manner interested, either directly or indirectly, in his own name or in the name of any other person, association, trust or corporation, in said agreement authorized hereby; and

WHEREAS, pursuant to the Act, the Village shall make no agreement relating to the development of the property in the Area except upon the adoption of an ordinance by the Corporate Authorities:

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of Antioch, Lake County, Illinois, as follows:

Section 1. The preambles hereto be, and the same hereby are, incorporated herein by this reference as if set out in this section in full.

Section 2. The Development Agreement, in substantially the form presented to the President and Board of Trustees at this meeting and attached hereto as Exhibit A, and the same hereby is, approved, and the Village President and Village Clerk are hereby authorized and direct to execute the same, with such additions, completions, omissions, insertions or revisions as they shall, in their sole discretion and without further official action of the Corporate Authorities, determine. The Village President and Village Clerk as may be appropriate are hereby authorized and directed, upon the advice of the Village Attorney, to take such steps and execute and deliver such documents as may be necessary or advisable to accomplish the purposes of the Development Agreement.

Section 3. Repealer. That all Ordinances or parts of Ordinances in conflict herewith are expressly repealed.

Section 4. Savings Clause. That in the event any portion of this Ordinance is declared to be void, that such other parts or remainder of this Ordinance shall not be adversely affected and shall otherwise remain effective and valid.

Section 5. Publication of Ordinance. A full, true and complete copy of this Ordinance shall be published within ten (10) days after passage in pamphlet form by authority of the Corporate Authorities.

Section 6. Adoption Clause. That this Ordinance shall be in full force and effect from and after its approval, adoption and publication as required by law.

AYE: 6: Jozwiak, Pierce, Poulos, Dominiak, Johnson and Macek.

NAY: 0: _____

ABSENT: 0: _____

ADOPTED: _____

APPROVED AND ADOPTED: April 9, 2018

Village President, Village of Antioch
Lake County, Illinois

Recorded in Village Records: April 9, 2018

Published in pamphlet form by authority of the President and Board of Trustees at the Antioch Village Hall on April 10, 2018.

Attest:

Deputy Village Clerk, Village of Antioch
Lake County, Illinois

Attach as: Exhibit A – Development Agreement Pertaining To The Development And Redevelopment Of The Handi-Foil Redevelopment Project In The Village Of Antioch, Lake County, Illinois

Trustee Jozwiak moved and Trustee Johnson seconded the motion that said ordinance as presented and read by the Village Clerk be adopted.

After a full and complete discussion thereof including a public recital of the nature of the matter being considered and such other information as would inform the public of the nature of the business being conducted, the Village President directed that the roll be called for a vote upon the motion to adopt the ordinance as read.

Upon the roll being called, the following Trustee voted

AYE: 6: Jozwiak, Pierce, Poulos, Dominiak, Johnson and Macek.

NAY: 0: _____

Whereupon the Village President declared the motion carried and the ordinance adopted, and henceforth did approve and sign the same in open meeting and did direct the Village Clerk to record the same in full in the records of the President and the Board of Trustees of the Village.

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

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

Deputy Village Clerk

STATE OF ILLINOIS)
) SS
COUNTY OF LAKE)

**CERTIFICATION OF ORDINANCE AND MINUTES AND
PUBLICATION IN PAMPHLET FORM**

I, the undersigned, do hereby certify that I am the duly qualified and acting Deputy Village Clerk of the Village of Antioch, Lake County, Illinois (the “**Village**”), and as such officer I am the keeper of the books, records, files, and journal of proceedings of the Village and of the President and Board of Trustees (the “**Corporate Authorities**”) thereof.

I do further certify that the foregoing constitutes a full, true and complete transcript of the minutes of the legally convened meeting of the Corporate Authorities held on the 9th day of April, 2018, insofar as same relates to the adoption of an ordinance (the “**Ordinance**”) numbered 18-04-16 and entitled:

AN ORDINANCE authorizing the execution of a Development Agreement Pertaining To The Development And Redevelopment Of The Handi-Foil Redevelopment Project In The Village Of Antioch, Lake County, Illinois by the Village of Antioch, a non-home rule unit of government

a true, correct and complete copy of which the 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 Corporate Authorities 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 called and held at a specified time and place convenient to the public, that an agenda for said meeting was posted at the location where said meeting was held and at the principal office of the Corporate Authorities at least 48 hours in advance of the holding of said meeting, that at least one copy of said agenda was continuously available for public review during the entire 48-hour period preceding said meeting, that a true, correct and complete copy of said agenda as so posted is attached hereto as Exhibit A, that notice of said meeting was duly given to all news media requesting such notice, that said meeting was called and held in strict compliance with the provisions of the Open Meetings Act of the State of Illinois, as amended, The Municipal Code of the State of Illinois, as amended, and the Local Government Debt Reform Act of the State of Illinois, that the Board has complied with all of the provisions of said Acts and said Code and with all of the procedural rules of the Corporate Authorities in the passage of said ordinance.

I do further certify that the Ordinance was published by authority of the Corporate Authorities in pamphlet form on the 10th day of April, 2018, and the Ordinance as so published was on said date readily available for public inspection and distribution, in sufficient number to meet the needs of the general public, at my office as Village Clerk located in the Village.

IN WITNESS WHEREOF, I have hereunto affixed my official signature and the seal of the Village, this 10th day of April, 2018.

Deputy Village Clerk

(SEAL)

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