

# Request For Board Action

**REFERRED TO BOARD** November 19, 2018

**AGENDA ITEM NO: 22**

**ORIGINATING DEPARTMENT:** Finance Department

**SUBJECT:** Consideration of an Ordinance abating the tax levied for the year 2018 to pay the principal of and interest on the Series 2010 Recovery Zone Economic Development Bonds.

**SUMMARY AND BACKGROUND OF SUBJECT MATTER:**

The Village will have Pledged Revenues derived from utility taxes for the purpose of paying principal of and interest on outstanding obligations.

The total principal and interest obligation for the fiscal year 2020 is \$278,926. This total is reduced by a Federal Recovery Zone credit of \$58,016.

**FINANCIAL IMPACT:** \$220,909.

**DOCUMENTS ATTACHED:**

1. Ordinance

**RECOMMENDED MOTION:**

**Move to accept as presented:** an ORDINANCE abating the tax heretofore levied for the year 2018 to pay debt service on the Taxable General Obligation Bonds (Utility Tax Alternate Revenue Source), Series 2010 (Recovery Zone Economic Development Bonds - Direct Payment), of the Village of Antioch, Lake County, Illinois, waiving the second reading.

MINUTES of a regular public meeting of the Mayor and Board of Trustees, Lake County, Illinois, held at the Village Hall, 874 Main Street, Antioch, Illinois, in said Village, at 7:30 P.M. on the 19<sup>th</sup> day of November, 2018.

The meeting was called to order by the Mayor, and upon the roll being called, Lawrence M Hanson, the Mayor, and the following Trustees were physically present at said location:

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The following Trustees were allowed by a majority of the members of the Mayor and Board of Trustees (the "*Board*") in accordance with and to the extent allowed by rules adopted by the Board to attend the meeting by video or audio conference:

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

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

The Mayor announced that the Board would next consider the adoption of an ordinance abating the tax heretofore levied for the year 2018 to pay debt service on the Village's outstanding Taxable General Obligation Bonds (Utility Tax Alternate Revenue Source), Series 2010 (Recovery Zone Economic Development Bonds - Direct Payment).

Whereupon the Village Clerk presented the following ordinance, copies of which were made available to all in attendance at said meeting who requested a copy:

**ORDINANCE NUMBER 17-**

AN ORDINANCE abating the tax heretofore levied for the year 2018 to pay debt service on the Taxable General Obligation Bonds (Utility Tax Alternate Revenue Source), Series 2010 (Recovery Zone Economic Development Bonds - Direct Payment), of the Village of Antioch, Lake County, Illinois.

\* \* \*

WHEREAS, The Village of Antioch, Lake County, Illinois (the "*Village*"), by an ordinance of the Mayor and Board of Trustees (the "*Board*") of the Village adopted on the 7th day of June, 2010 (as supplemented by a Bond Order and Notification of Sale, the "*Bond Ordinance*"), has heretofore issued and has outstanding its Taxable General Obligation Bonds (Utility Tax Alternate Revenue Source), Series 2010 (Recovery Zone Economic Development Bonds - Direct Payment) (the "*Bonds*"); and

WHEREAS, a duly certified copy of the Bond Ordinance was filed in the office of the County Clerk of the County (the "*County Clerk*"); and

WHEREAS, the Board has determined and does hereby determine that the Village has funds on hand and lawfully available to pay a portion of the principal of and interest on the Bonds (the "*Available Funds*"); and

WHEREAS, the Board has determined and does hereby determine that it is necessary and in the best interests of the Village to apply the Available Funds to the payment of the Bonds and abate the tax heretofore levied for the year 2018 to pay the principal of and interest on the Bonds; and

WHEREAS, the Available Funds have been deposited to the credit of the bond and interest fund of the Village established pursuant to the Bond Ordinance for the purpose of paying the principal of and interest on the Bonds:

NOW, THEREFORE, Be It and It Is Hereby Ordained by the Mayor and Board of Trustees of the Village of Antioch, Lake County, Illinois, as follows:

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

*Section 2. Abatement of Tax.* The tax heretofore levied for the year 2018 in the Bond Ordinance shall be abated in its entirety.

*Section 3. Filing of Resolution.* Forthwith upon the adoption of this Ordinance, the Village Clerk shall file a certified copy hereof with the County Clerk, and it shall be the duty of the County Clerk to abate said tax levied for the year 2018 in accordance with the provisions hereof.

*Section 4. Superseder and Effective Date.* All ordinances, resolutions, and orders, or parts thereof, in conflict herewith, are to the extent of such conflict hereby superseded; and this Ordinance shall be in full force and effect immediately upon its passage and approval.

ADOPTED: November 19, 2018

\_\_\_\_\_  
Mayor, Village of Antioch  
Lake County, Illinois

AYES: \_\_\_\_\_

NAYS: \_\_\_\_\_

ABSENT: \_\_\_\_\_

Recorded in the Village Records November 19, 2018

ATTEST:

\_\_\_\_\_  
Village Clerk

Trustee \_\_\_\_\_ moved and Trustee \_\_\_\_\_ seconded the motion that said ordinance as presented be adopted.

After a full and complete discussion thereof, the Mayor directed that the roll be called for a vote upon the motion to adopt said ordinance.

Upon the roll being called, the following Trustees voted AYE: \_\_\_\_\_  
\_\_\_\_\_.

NAY: \_\_\_\_\_  
\_\_\_\_\_.

Whereupon the Mayor declared the motion carried and said ordinance was adopted and approved by the Mayor, and the Mayor directed the Village Clerk to record the same in full in the records of the Mayor and Board of Trustees of the Village of Antioch, Lake County, Illinois, which was done.

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

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

\_\_\_\_\_  
Village Clerk

STATE OF ILLINOIS        )  
                                          ) SS  
COUNTY OF LAKE         )

**CERTIFICATION OF ORDINANCE AND MINUTES**

I, the undersigned, do hereby certify that I am the duly qualified and acting Village Clerk of the Village of Antioch, Lake, Illinois (the “*Village*”), and as such official I am the keeper of the records and files of the Mayor and Board of Trustees of the Village (the “*Board*”).

I do further certify that the foregoing constitutes a full, true and complete transcript of the minutes of the meeting of the Board held on the 19<sup>th</sup> day of November, 2018, insofar as same relates to the adoption of Ordinance No. \_\_\_\_\_ entitled:

AN ORDINANCE abating the tax heretofore levied for the year 2018 to pay debt service on the Taxable General Obligation Bonds (Utility Tax Alternate Revenue Source), Series 2010 (Recovery Zone Economic Development Bonds - Direct Payment), of the Village of Antioch, Lake County, Illinois.

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 Board 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 Board on a day other than a Saturday, Sunday or legal holiday and not less than 48 hours in advance of the holding of said meeting, that said agenda contained a separate specific item concerning the proposed adoption of said ordinance, a true, correct and complete copy of the agenda as so posted being attached hereto as *Exhibit A*, that said meeting was called and held in strict compliance with the provisions the Open Meetings Act of the State of Illinois, as amended, and with the provisions of the Municipal Code, as amended, and that the Board has complied with all of the applicable provisions of said Act and said Code and its procedural rules in the adoption of said ordinance.

IN WITNESS WHEREOF, I hereunto affix my official signature and the seal of the Village, this \_\_\_\_ day of \_\_\_\_\_, 2018.

\_\_\_\_\_  
Village Clerk

[SEAL]

STATE OF ILLINOIS        )  
                                          ) SS  
COUNTY OF LAKE         )

**FILING CERTIFICATE**

I, the undersigned, do hereby certify that I am the duly qualified and acting County Clerk of the County of Lake, Illinois (the "County"), and as such official I do further certify that on the \_\_\_\_\_ day of \_\_\_\_\_, 2018, there was filed in my office a duly certified copy of ordinance entitled:

AN ORDINANCE abating the tax heretofore levied for the year 2018 to pay debt service on the Taxable General Obligation Bonds (Utility Tax Alternate Revenue Source), Series 2010 (Recovery Zone Economic Development Bonds - Direct Payment), of the Village of Antioch, Lake County, Illinois.

duly adopted by the Mayor and Board of Trustees of the Village of Antioch, Lake County, Illinois (the "Village"), on the 19<sup>th</sup> day of November, 2018 and that the same has been deposited in the official files and records of my office.

I do further certify that the taxes heretofore levied for the year 2018 to pay the principal of and interest on the General Obligation Bonds (Utility Tax Alternate Revenue Source), Series 2010 (Recovery Zone Economic Development Bonds - Direct Payment) as described in said ordinance will be abated in their entirety as provided in said Ordinance.

IN WITNESS WHEREOF, I hereunto affix my official signature and the seal of said County this \_\_\_\_\_ day of \_\_\_\_\_, 2018.

\_\_\_\_\_  
County Clerk

(SEAL)