

Request For Board Action

REFERRED TO BOARD: July 28, 2021.

AGENDA ITEM NO: 5

ORIGINATING DEPARTMENT: Finance Department

SUBJECT: Approval of a Resolution concerning a required hearing pursuant to the Bond Issue Notification Act (BINA) for the sale of GO Bonds to refund the current IEPA loan.

SUMMARY AND BACKGROUND OF SUBJECT MATTER:

Pursuant to BINA, the Village is required to hold a public hearing to declare the intention of issuing non-referendum GO Alternate Revenue Bonds to refund the outstanding IEPA loan. The hearing must be held prior to the sale of the bonds.

FINANCIAL IMPACT: None.

DOCUMENTS ATTACHED:

1. Resolution

RECOMMENDED MOTION:

Motion: to approve a Resolution concerning a hearing required to be held pursuant to the Bond Issue Notification Act of the State of Illinois prior to the sale of General Obligation Bonds (Alternate Revenue Source), Series 2021 of the Village of Antioch, Lake County, Illinois.

MINUTES of a regular public meeting of the President and Board of Trustees of the Village of Antioch, Lake County, Illinois, held at the Antioch Municipal Building, 874 Main Street, Antioch, Illinois 60002 in said Village at 6:30 o'clock p.m. on the 28th day of July, 2021.

* * *

The meeting was called to order by the Village President, _____, and upon the roll being called by the Village Clerk, the following Trustees answered present: _____

The following attended the meeting by video or audio conference: _____

The following were absent: _____

The Village Clerk announced that the Bond Issue Notification Act of the State of Illinois required a declaration of the intention of the Village to issue non-referendum general obligation alternate bonds of the Village in an amount not to exceed \$9,000,000 to provide additional funds to refund the Village's outstanding Waterworks and Sewerage Revenue Bond, Junior Lien (IEPA), Series 2008, dated April 25, 2008 and an outstanding loan agreement with the Illinois Environmental Protection Agency, being the L17-0356 Loan payable of 2007, and that the President and Board of Trustees was required to hold a public hearing prior to the adoption of an ordinance providing for the sale of said bonds and the levy of a direct annual tax to pay the principal and interest thereon.

Whereupon the Village Attorney presented and read in full a resolution as follows:

RESOLUTION NO: 21-__

RESOLUTION concerning a hearing required to be held pursuant to the Bond Issue Notification Act of the State of Illinois prior to the sale of General Obligation Bonds (Alternate Revenue Source), Series 2021 of the Village of Antioch, Lake County, Illinois.

* * *

WHEREAS, pursuant to the provisions of The Municipal Code of the State of Illinois, and all laws amendatory thereof and supplementary thereto (the “**Municipal Code**”), the Village of Antioch, Lake County, Illinois (the “**Village**”), is authorized to issue non-referendum general obligation alternate bonds for various purposes of the Village; and

WHEREAS, before the Village may adopt an ordinance selling non-referendum general obligation alternate bonds, the President and Board of Trustees of the Village (the “**Board**”) proposing to sell the bonds shall hold at least one public hearing concerning the Village’s intent to sell the bonds pursuant to the Bond Issue Notification Act of the State of Illinois (the “**Act**”); and

WHEREAS, pursuant to the Act, the Village Clerk of the Village shall publish notice of the hearing at least once in a newspaper of general circulation in the Village not less than seven (7) nor more than thirty (30) days before the date of the hearing; and

WHEREAS, on the 14th day of July, 2021, notice of the hearing was published once in *Lake County News-Sun*, the same being a newspaper of general circulation in the Village, and an affidavit evidencing the publication of such notice, together with a newspaper clipping of such notice as published attached thereto, having heretofore been presented to the Board, and made a part of the permanent records of the Board; and

WHEREAS, notice of the hearing was given by posting at least forty-eight (48) hours before the hearing a copy of the notice at the principal office of the Board; and

WHEREAS, at the hearing, the Board shall explain the reasons for the proposed bond issue and permit persons desiring to be heard an opportunity to present written or oral testimony within reasonable time limits:

NOW, THEREFORE, Be It and It Is Hereby Resolved by the President 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 resolution are full, true and correct and does incorporate them into this resolution by this reference.

Section 2. Hearing. The persons desiring to be heard presenting written or oral testimony on this date were as follows:

See Schedule 1 attached hereto and made a part hereof.

The hearing was finally adjourned at __: __ p.m. on the 28th day of July, 2021.

Section 3. Decision to Proceed. Upon review of the written and oral testimony, the Board deems it advisable, necessary and for the best interests of the Village that the non-referendum general obligation alternate bonds be sold and that the ordinance selling said bonds be adopted after a period of at least seven (7) days after the date hereof.

Section 4. Severability. If any section, paragraph or provision of this resolution shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph or provision shall not affect any of the remaining provisions of this resolution.

Section 5. Repeal. All resolutions or parts thereof in conflict herewith be and the same are hereby repealed and this resolution shall be in full force and effect forthwith upon its adoption.

ADOPTED July 28, 2021

Village President

Attest:

Village Clerk

**SCHEDULE 1: PERSONS DESIRING TO BE HEARD PRESENTING WRITTEN
OR ORAL TESTIMONY**

[NONE]

Trustee _____ moved and Trustee _____ seconded the motion that said resolution as presented and read by the Village Clerk be adopted.

After a full discussion thereof, the Village President directed that the roll be called for a vote upon the motion to adopt said resolution as read.

Upon the roll being called, the following Trustees voted **AYE**: _____

NAY: _____

Whereupon the Village President declared the motion carried and said resolution adopted, approved and signed the same in open meeting and directed the Village Clerk to record the same in the records of the President and Board of Trustees of the Village of Antioch, Lake County, Illinois, which was done.

Other business not pertinent to the adoption of said resolution 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 RESOLUTION AND MINUTES

I, the undersigned, do hereby certify that I am the duly qualified and acting Village Clerk of the Village of Antioch, Lake County, Illinois (the “**Village**”), and as such official I am the keeper of the records and files of the Village and the President and Board of Trustees thereof (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 28th day of July, 2021, insofar as same relates to the adoption of a resolution entitled:

RESOLUTION 21-__ concerning a hearing required to be held pursuant to the Bond Issue Notification Act of the State of Illinois prior to the sale of General Obligation Bonds (Alternate Revenue Source), Series 2021 of the Village of Antioch, Lake County, Illinois.

a true, correct and complete copy of which said resolution 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 taken 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 principal office of the Board at least 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, 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 said meeting was called and held in strict compliance with the provisions of the Illinois Municipal Code, as amended, and the Open Meetings Act of the State of Illinois, as amended, and the Local Government Debt Debt Reform Act of the State of Illinois, as amended, and that the Board has complied with all of the applicable provisions of said Code and said Acts and its procedural rules in the adoption of said ordinance.

IN WITNESS WHEREOF, I hereunto affix my official signature and seal of said Village, this 28th day of July, 2021.

Village Clerk

[SEAL]

[ATTACH AGENDA, RESOLUTION AND EXTRACT OF MINUTES]