

FILED

JAN 21 2021

Jan Kaczmarek
DuPage County Clerk

STATE OF ILLINOIS)
) SS
COUNTY OF DU PAGE)

I, Lynn Curiale, City Clerk of Wood Dale, Illinois DO HEREBY CERTIFY that as such City Clerk and keeper of the records, that the foregoing is a true and correct copy of Ordinance **#O-21-001 AN ORDINANCE EXTENDING THE TERM OF SPECIAL SERVICE AREA NO. 15 OF THE CITY OF WOOD DALE, DUPAGE COUNTY, ILLINOIS** Passed by The City Of Wood Dale, Du Page County, Illinois, IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed the seal of the City of Wood Dale, this 7th day of January, 2021

Lynn Curiale

Lynn Curiale, City Clerk

SEAL

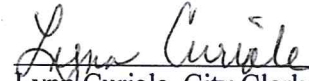


Ordinance #O-21-001

**AN ORDINANCE EXTENDING THE TERM OF SPECIAL SERVICE AREA NO.15 OF
THE CITY OF WOOD DALE, DUPAGE COUNTY, ILLINOIS**

Passed: January 7, 2021
Published in Pamphlet Form: January 8, 2021

I, Lynn Curiale, as the City Clerk for the City of Wood Dale, hereby certify that the attached Ordinance is a true and correct copy of #O-21-001
**AN ORDINANCE EXTENDING THE TERM OF SPECIAL SERVICE AREA NO.15 OF
THE CITY OF WOOD DALE, DUPAGE COUNTY, ILLINOIS**
Passed and approved by the City Council of the City of Wood Dale on January 7, 2021 and hereby published in pamphlet on January 8, 2021



Lynn Curiale, City Clerk

SEAL



ORDINANCE NO. O-21- 001

AN ORDINANCE EXTENDING THE TERM OF SPECIAL SERVICE AREA NO. 15 OF THE CITY OF WOOD DALE, DUPAGE COUNTY, ILLINOIS

WHEREAS, the City of Wood Dale (hereinafter referred to as the "City") is a body politic and corporate, organized and existing pursuant to the Illinois Municipal Code, 65 ILCS 5/1-1-1 *et seq.*; and

WHEREAS, the City possesses the authority, pursuant to the Illinois Municipal Code, 65 ILCS 5/1-1-1 *et seq.*, to adopt ordinances pertaining to the public health, safety and welfare; and

WHEREAS, the City Council of the City (hereinafter referred to as the "City Council") is the corporate authority for the City and is authorized by law to exercise all powers and to control the affairs of the City; and

WHEREAS, the City Council possesses full power and authority to approve and pass all necessary ordinances, resolutions, rules and regulations necessary for carrying into effect the objects for which the City was formed, in accordance with the Illinois Municipal Code; and

WHEREAS, pursuant to the provisions of the 1970 Constitution of the State of Illinois (hereinafter referred to as the "Constitution") and the provisions of the Special Service Area Tax Law, 35 ILCS 200/27-5 *et seq.* (hereinafter referred to as the "Act"), the City of Wood Dale, DuPage County, Illinois (hereinafter referred to as the "City"), is authorized to create special service areas in and for the City; and

WHEREAS, the City determined that it was in the public interest that a special service area, designated as Special Service Area No. 15 (hereinafter referred to as the "Area"), of the City which was established on October 20, 2005, in which the City Council adopted the appropriate Ordinance; and

WHEREAS, the Area benefits specifically from the municipal services to be provided as hereinafter described (hereinafter referred to as the "Services"), and the Services are unique and in addition to municipal services provided to the City as a whole and it is, therefore, in the best interests of the City that establishment of the Area be considered; and

WHEREAS, the establishment of the Area was approved by the City Council of the City, pursuant to Ordinance No. O-05-046 entitled:

AN ORDINANCE PROPOSING THE ESTABLISHMENT OF SPECIAL SERVICE AREA NO. 15 OF THE CITY OF WOOD DALE, DUPAGE COUNTY, ILLINOIS, AND THE ISSUANCE OF BONDS IN AN AMOUNT NOT TO EXCEED \$1,000,000.00 FOR THE PURPOSE OF PAYING THE COST OF PROVIDING SPECIAL SERVICES IN AND FOR SUCH AREA

duly adopted on the 15th day of September, 2005, and was considered at a public hearing (hereinafter referred to as the "Hearing"), convened and adjourned on the 20th day of October,

2005 by the City, a copy of which is attached hereto and incorporated herein by reference as Exhibit "B"; and

WHEREAS, the City Council has determined that it is in the best interest of the citizens of the City to extend Special Service Area No. 15 for an additional five (5) years; and

WHEREAS, Notice of the Hearing to extend the term of Special Service Area No. 15 was given by publication at least once not less than fifteen (15) days prior to the Hearing in *The Daily Herald*, the same having a general circulation within the City; and

WHEREAS, Notice of the Hearing to extend the term of Special Service Area No. 15 was given by mailing the Notice via priority mail to the person or persons in whose name the general taxes for the last preceding year were paid on each lot, block, tract or parcel of land laying within the Area not less than ten (10) days prior to the time set for the Hearing, and in the event taxes for the last preceding year were not paid, the Notice was sent to the person last listed on the tax rolls prior to that year as the owner of said property; and

WHEREAS, said Notice complies with all of the applicable provisions and requirements of the Act; and

WHEREAS, all interested persons affected by the extension of the term of the Area or the issuance of the bonds (hereinafter referred to as the "Bonds") to pay for the Services and the levy of the tax to pay such Bonds, including all owners of real estate located within the Area, were given an opportunity to be heard at the Hearing regarding the establishment of the Area and the issuance of such Bonds and the levy of such tax and an opportunity to file objections to the establishment of the Area or the issuance of the Bonds and the levy of said tax; and

WHEREAS, at the Hearing, all interested persons affected by the extension of the term of the Area were given the opportunity to file with the City Clerk written objections to and to be heard orally in respect to, any issue embodied in the Notice of the Hearing; and that the Hearing in all respects complied with the application provisions and requirements of the Act; and

WHEREAS, it is in the public interest that Bonds in an amount not to exceed \$1,000,000.00 with a maximum rate of interest of not more than six percent (6%) per annum or one hundred twenty-five percent (125%) of the rate for the most recent date shown in the 20 GO. Bonds Index of average municipal bond yields as published in the most recent edition of *The Bond Buyer*, published in New York, New York, at the time the contract is made for the sale of the Bonds and secured by the full faith and credit of the Area be issued for the purpose of paying the cost of providing the Services; and

WHEREAS, the Bonds relating to the Area shall be retired within a period not exceeding ten (10) years by the levy of a direct annual tax sufficient to pay the interest on the Bonds as the same comes due and to discharge the principal thereof at maturity; and

WHEREAS, said direct annual tax shall be levied upon all taxable property within the Area for a period not to exceed ten (10) years and shall be unlimited as to the rate or amount and in addition to all other taxes permitted by law; and

WHEREAS, said direct annual tax shall be exempt from the provisions of the Property Tax Extension Limitation Law, as amended; and

WHEREAS, the City Council has determined that it is in the public interest and in the interest of the City and the Area that the Area be extended for an additional five (5) years and Bonds be issued as set forth above.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WOOD DALE, DUPAGE COUNTY, ILLINOIS:

SECTION ONE: That the preambles of this Ordinance are hereby incorporated into this text as if fully set forth herein.

SECTION TWO: That the Hearing and the Notice thereof complied with all applicable provisions of the Act.

SECTION THREE: That Special Service Area No. 15 of the City is hereby extended for a period of five (5) years in and for the City and shall consist of territory described in Exhibit "A" Legal Description, which is incorporated into and made a part hereof.

SECTION FOUR: That the purpose for extending the Area is to provide Services to the Area, namely, the provision of storm water management for the benefit of the Area. All of the Services will be beneficial to the Area and all of the Services will be located on property now owned or to be acquired by the City, or property in which the City will obtain an interest sufficient for the provision of the Services.

SECTION FIVE: That the Bonds in the amount not to exceed \$1,000,000.00 and secured by the full faith and credit of the Area are authorized to pay the cost of providing the Services. The Bonds shall be retired over a period not to exceed ten (10) years from the issuance thereof and shall bear interest at a rate or rates not exceeding the greater of six percent (6%) per annum or one hundred twenty-five percent (125%) of the rate for the most recent date shown in the 20 G.O. Bonds Index of average municipal bond yields as appearing in the most recent edition of *The Bond Buyer*, published in New York, New York, at the time the contract is made for the sale of the Bonds. The Bonds shall be retired by the levy of a direct annual tax sufficient on all property subject to taxation for the Services located within the Area to pay the interest on the Bonds as the same comes due and to discharge the principal thereof at maturity. Said direct annual tax shall be levied upon all taxable property within the Area for the entire period that the Bonds (or any bonds issued to refund the Bonds) shall be outstanding and shall be unlimited as to the rate or amount and in addition to all other taxes permitted by law. Said direct annual tax shall be exempt from the provisions of the Property Tax Extension Limitation law, as amended.

SECTION SIX: That Special Service Area Number 15 shall not be funded in the manner provided for in Section Five above, unless and until the homeowners or property owners of the properties described in this Ordinance, whether through a homeowners association or individually, fail to fund or otherwise provide for the services described in Section Four.

SECTION SEVEN: That the City Clerk is hereby directed to file a certified copy of this Ordinance extending the Area, including an accurate map thereof, with the County Clerk and

County Recorder of the County of DuPage, Illinois, forthwith after the adoption and approval of this Ordinance and in no event more than sixty (60) days after the adoption date of this Ordinance.

SECTION EIGHT: That this Ordinance shall be in full force and effect from and after its passage and approval.

PASSED this 7th day of January, 2021.

AYES: 7

NAYS: 0

ABSENT: R. Wesley

APPROVED this 7th day of January, 2021.

SIGNED: Annunziato Pulice
Annunziato Pulice, Mayor

ATTEST: Lynn Curiale
Lynn Curiale, City Clerk

Published in pamphlet form 7th day of January, 2021

EXHIBIT A

LEGAL DESCRIPTION OF SPECIAL SERVICE AREA NO. 15

LOTS 1 AND 2 IN HAEFLINGER'S SUBDIVISION, BEING A RESUBDIVISION OF LOTS 30, 31 AND THE WEST 146 FEET OF LOT 18 IN WOOD DALE ACRES BEING A RESUBDIVISION IN SECTION 9, TOWNSHIP 40 NORTH, RANGE 11, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED MAY 10, 1977 AS DOCUMENT R77-34593, IN DUPAGE COUNTY ILLINOIS

EXHIBIT B

Ordinance No. O-05-046

ORDINANCE NO. O-05- 046

**AN ORDINANCE PROPOSING THE ESTABLISHMENT OF SPECIAL SERVICE
AREA NO. 15 OF THE CITY OF WOOD DALE, DUPAGE COUNTY, ILLINOIS,
AND THE ISSUANCE OF BONDS IN AN AMOUNT NOT TO EXCEED \$1,000,000
FOR THE PURPOSE OF PAYING THE COST OF
PROVIDING SPECIAL SERVICES IN AND FOR SUCH AREA**

WHEREAS, Section 7 of Article VII of the 1970 Constitution of the State of Illinois (hereinafter referred to as the "CONSTITUTION"), empowers non-home rule units of government to levy additional taxes on certain areas within their boundaries to provide special services to these areas to the extent authorized by law; and:

WHEREAS, the creation of special service areas are provided for pursuant to the provisions of the Special Service Area Tax Law, 35 ILCS 200/27-5 et seq., (hereinafter referred to as the "ACT"); and

WHEREAS, pursuant to the CONSTITUTION and the ACT, the City of Wood Dale, DuPage County, Illinois (hereinafter referred to as the "CITY"), is authorized to create special service areas in and for the CITY; and

WHEREAS, it is in the public interest that there be established an area hereinafter described as a special service area for the purposes set forth herein and be designated as Special Service Area No. 15 of the CITY (hereinafter referred to as the "AREA"); and

WHEREAS, The AREA is compact and contiguous and consists, or will at the time of its establishment, entirely of territory within the corporate limits of the CITY and located within the County of DuPage, Illinois (hereinafter referred to as the "COUNTY"); and

WHEREAS, the creation of a special service area has not been proposed in the territory hereinafter described during the two (2) years preceding the adoption of this Ordinance; and

WHEREAS, the AREA will benefit specifically from the municipal services to be provided as hereinafter described (hereinafter referred to as the "SERVICES"), and the SERVICES are unique and in addition to municipal services provided to the CITY as a whole and it is, therefore, in the best interests of the CITY that establishment of the AREA be considered; and

WHEREAS, it is hereby estimated that the cost of providing the SERVICES will not be more than \$1,000,000.00; and

WHEREAS, it is in the public interest that bonds in an amount not to exceed \$1,000,000.00 and secured by the full faith and credit of the AREA be issued for the purpose of paying the cost of providing the SERVICES; and

WHEREAS, the BONDS shall be retired over a period not to exceed ten (10) years from the issuance thereof and shall bear interest at a rate or rates not exceeding the greater of six percent (6%) per annum or one hundred twenty-five percent (125%) of the rate for the most

recent date shown in the 20 G.O. Bonds Index of average municipal bond yields as published in the most recent edition of *The Bond Buyer*, published in New York, New York, at the time the contract is made for the sale of the BONDS; and

WHEREAS, the BONDS shall be retired by the levy of a direct annual tax on all property located within the AREA subject to taxation, sufficient to pay the interest on the BONDS as the same comes due and to discharge the principal thereof at maturity; and

WHEREAS, said direct annual tax shall be levied upon all taxable property within the AREA for the entire period that the BONDS (or bonds to refund BONDS) shall be outstanding and shall be unlimited as to the rate or amount and in addition to all other taxes permitted by law; and

WHEREAS, said direct annual tax shall be exempt from the provisions of the Property Tax Extension Limitation Law, as amended;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WOOD DALE, DU PAGE COUNTY, ILLINOIS:

SECTION ONE: That the preambles of this Ordinance are hereby incorporated into this text as if set out herein in full.

SECTION TWO: That a public hearing shall be held at 7:30 o'clock P.M., on the 6th day of October, 2005, at the Wood Dale City Hall, 404 North Wood Dale Road, Wood Dale, Illinois (hereinafter referred to as the "HEARING"), to consider the establishment of the AREA in the territory, and set forth the purpose of providing the Services, described in the Notice of Public Hearing set forth in SECTION FOUR hereof (hereinafter referred to as the "NOTICE") and to consider the issuance of the BONDS described in the NOTICE.

SECTION THREE: That NOTICE of the HEARING shall be given by publication and mailing. Notice by publication shall be given at least once, but not less than fifteen (15) days prior to the HEARING in *The Daily Herald*, the same being a newspaper having a general circulation within the City. Notice shall be given by mailing the NOTICE via priority mail to the person or persons in whose name the general taxes for the last preceding year were paid on each lot, block, tract or parcel of land laying within the AREA. The NOTICE shall be mailed not less than ten (10) days prior to the time set for the HEARING. In the event taxes for the last preceding year were not paid, the NOTICE shall be sent to the person last listed on the tax rolls prior to that year as the owner of said property.

SECTION FOUR: That the Notice shall be in substantially the following form:

**NOTICE OF PUBLIC HEARING
CITY OF WOOD DALE, DU PAGE COUNTY, ILLINOIS
SPECIAL SERVICE AREA NO. 15**

NOTICE IS HEREBY GIVEN that on October 6, 2005 at 7:30 o'clock P.M., at the Wood Dale City Hall, 404 North Wood Dale Road, Wood Dale, Illinois, a hearing (the "Hearing") will be held by the City Council of the City of Wood Dale, DuPage County, Illinois (the "City"), to

consider the establishment of Special Service Area No. 15 of the City consisting of the following described territory (the "Area") and comprising the following parcels of land identified by Permanent Index Number ("P.I.N."):

Legal Description of Area

LOTS 1 AND 2 IN HAEFLINGER'S SUBDIVISION, BEING A RESUBDIVISION OF LOTS 30, 31 AND THE WEST 146 FEET OF LOT 18 IN WOOD DALE ACRES BEING A RESUBDIVISION IN SECTION 9, TOWNSHIP 40 NORTH, RANGE 11, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED MAY 10, 1977 AS DOCUMENT R77-34593, IN DUPAGE COUNTY ILLINOIS

P.I.N.'s of Parcels Comprising the Area

03-09-412-023

03-09-412-022

The Area is generally known as the G-3 Park Place, located near Grove and Florina Court. An accurate map of said territory is on file in the Office of the City Clerk of the City and is available for public inspection.

The purpose of the establishment of the Area is to provide special municipal services (the "Services") to the Area, namely, the provision of storm water management for the benefit of the Area. All of the Services will be beneficial to the Area and all of the Services will be located on property now owned or to be acquired by the City, or property in which the City will obtain an interest sufficient for the provision of Services.

The City proposes to issue bonds (the "Bonds") in an amount not to exceed \$1,000,000.00 secured by the full faith and credit of the Area for the purpose of paying the cost of providing the Services. The Bonds shall be retired over a period not to exceed ten (10) years from the issuance thereof and shall bear interest at a rate or rates not exceeding the greater of six (6%) percent per annum or one hundred twenty-five (125%) percent of the rate for the most recent date shown in the 20 G.O. Bonds Index of average municipal bond yields as published in the most recent edition of *The Bond Buyer*, published in New York, New York, at the time the contract is made for the sale of the Bonds.

The Bonds authorized shall be retired by the levy of a direct annual tax on all property within the Area subject to taxation for the Services sufficient to pay the interest on the Bonds as the same comes due and to discharge the principal thereof at maturity. Said direct annual tax shall be levied upon all taxable property within the Area for the entire period that the Bonds (or bonds issued to refund the Bonds) shall be outstanding and shall be unlimited as to rate or amount in addition to other taxes permitted by law. The maximum rate of taxes to be extended in any year for the Bonds will not exceed the amount necessary to produce a maximum levy of \$129,505.00.

All interested persons affected by the establishment of the Area or the issuance of the Bonds, including all owners of real estate located within the Area, will be given an opportunity to be

heard at the Hearing regarding the establishment of the Area and the issuance of the Bonds and an opportunity to file objections to the establishment of the Area or the issuance of the Bonds.

At the Hearing, interested persons affected by the Area may file with the City Clerk of the City written objections to and may be heard orally in respect to any issues embodied in this notice. The City Council of the City shall hear and determine all protests and objections at the Hearing, and the Hearing may be adjourned to another date without further notice other than a motion to be entered upon the minutes fixing the time and place of its adjournment.

If a petition signed by at least fifty-one (51%) percent of the electors residing within the Area and by at least fifty-one (51%) percent of the owners of record of the land included within the boundaries of the Area is filed with the City Clerk of the City within sixty (60) days following the final adjournment of the Hearing objection to the creation of the Area or the issuance of the Bonds for the provision of the Services to the Area, no such Area may be created and no such Bonds may be issued.

By order of the City Council of the City of Wood Dale, DuPage County, Illinois.

Dated this _____ day of September 2005.

/s/ Shirley J. Siebert
City Clerk, City of Wood Dale
DuPage County, Illinois

SECTION FIVE: That this Ordinance shall be in full force and effect from and after its passage and approval.

PASSED this 15 day of September 2005.

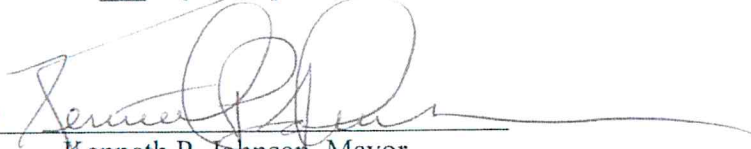
AYES: Aldermen Kneip, Kolz, Piegzik, Subach, Tolemy, Wesley and Winger

NAYS: None

ABSENT: Alderman Shawke

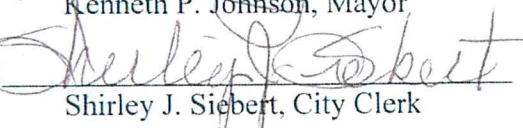
APPROVED this 15 day of September 2005.

SIGNED:



Kenneth P. Johnson, Mayor

ATTEST:



Shirley J. Siebert, City Clerk

Published in pamphlet form September 15, 2005.